

# SENATE JOURNAL

REGULAR SESSION OF THE

Fifteenth Legislature of Oklahoma

1935

JOURNAL  
OF  
SENATE  
OF THE  
FIFTEENTH  
LEGISLATURE  
OF THE  
STATE OF OKLAHOMA



---

REGULAR SESSION



## OFFICERS OF THE SENATE

---

BERRY, JAMES E.....	President
CLAUD BRIGGS.....	President Pro Tempore
CORDELL, J. Win.....	Secretary
SHIPLEY, W. E. (Miss).....	Journal Clerk
FRED SORRELS.....	Reading Clerk
WILCOX, JERRA.....	Calendar Clerk
ELEANOR COLLEY.....	Chief Enrolling and Engrossing Clerk
ROY MUNN.....	Sergeant-at-Arms
JEFF DOYLE.....	Messenger

# MEMBERSHIP OF THE SENATE

---

R. L. Howsley, Dem.....	Guymon
Nat Taylor, Dem.....	Strong City
H. C. Ivester, Dem.....	Sayre
Chas. Albright, Dem.....	Capron
S. W. Carmack, Dem.....	Gould
Cecil R. Chamberlin, Dem.....	Frederick
Grover Thomas, Dem.....	Clinton
DeRoy Burns, Dem.....	Mt. Park
H. W. Wright, Dem.....	Cherokee
Geo. A. Hutchinson, Rep.....	Enid
Charles B. Duffy, Dem.....	Ponca City
Henry S. Johnston, Dem.....	Perry
Ray C. Jones, Dem.....	Stillwater
Louis H. Ritzhaupt, Dem.....	Guthrie
Tom Waldrep, Dem.....	Shawnee
Willard Sowards, Dem.....	Stroud
W. C. Fidler, Dem.....	Oklahoma City
J. A. Rinehart, Dem.....	El Reno
John D. Pugh, Dem.....	Anadarko
Gerald Spencer, Dem.....	Chickasha
Bert R. Willis, Dem.....	Canton
Jim Nance, Dem.....	Walters
Knox L. Garvin, Dem.....	Duncan
Louis A. Fischl, Dem.....	Ardmore
Oscar K. Lowrance, Dem.....	Sulphur
Homer Paul, Dem.....	Pauls Valley
E. V. George, Dem.....	Norman
John A. MacDonald, Dem.....	Durant
Ed King, Dem.....	Tupelo
Claud Briggs, Dem.....	Wilburton
Don Wilbanks, Dem.....	Holdenville
Allen G. Nichols, Dem.....	Wewoka
Paul Stewart, Dem.....	Haworth
E. P. Hill, Dem.....	McAlester
W. O. Ray, Dem.....	Tishomingo
Joe M. Whitaker, Dem.....	Eufaula
Bower Broadus, Dem.....	Muskogee
W. A. Carlile, Dem.....	Sallisaw
Jack L. Rorschach, Dem.....	Vinita
A. L. Commons, Dem.....	Miami



*Membership of the Senate*

Henry C. Timmons, Dem.....	Tulsa
David M. Logan, Dem.....	Okmulgee
Dennis Bushyhead, Dem.....	Claremore
H. M. Curnutt, Dem.....	Barnsdall

# Senate Journal

of the  
FIFTEENTH LEGISLATURE OF THE STATE  
OF OKLAHOMA

---

FIRST LEGISLATIVE DAY  
TUESDAY, JANUARY 8, 1935

---

Pursuant to the provisions of the Constitution, the Senate of the Fifteenth Legislature met at high noon and was called to order by the President, Lieutenant-Governor Robert Burns.

The roll was ordered called of hold-over Senators, resulting as follows:

PRESENT:

Carlile,	Fischl,	Nance,	Stewart,	Wilbanks,
Carmack,	Hutchinson,	Paul,	Taylor,	Willis,
Commons,	Johnston,	Pugh,	Thomas,	
Curnutt,	Logan,	Ray,	Waldrep,	
Fidler,	MacDonald,	Ritzhaupt,	Whitaker,	Total, 22.

Senator Nance moved that a Committee of three be appointed to examine the credentials of the newly elected members of the Senate of the Fifteenth Legislature and report to the Senate immediately.

The motion prevailed, the President appointing as such Credentials Committee, Senators Taylor, Pugh and Willis.

The Senate was declared at ease, pending the report of the Credentials Committee.

The Senate reassembled, with the President presiding.

Senator Curnutt made the observation that Lieutenant-Governor-elect, the Honorable James E. Berry, was in the gallery.

The President invited Lieutenant-Governor-elect Berry to the President's desk, the invitation being accepted.

Senator Taylor submitted the following Special Committee Report, which was approved by the Senate, after which the Committee was discharged:

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:

Dist.	NAME	Pol.	ADDRESS
1	R. L. Howsley	D	Guymon
2	H. C. Ivester	D	Sayre
3	Chas. Albright	D	Capron
5	Cecil R. Chamberlin	D	Frederick
6	DeRoy Burns	D	Mt. Park
7	H. W. Wright	D	Cherokee
9	Charles B. Duffy	D	Ponca City
11	Ray C. Jones	D	Stillwater
13	Willard Sowards	D	Stroud
14	J. A. Rinehart	D	El Reno
15	Gerald Spencer	D	Chickasha
17	Knox L. Garvin	D	Duncan
18	Oscar K. Lowrance	D	Sulphur
19	E. V. George	D	Norman
20	Ed King	D	Tupelo
21	Claud Briggs	D	Wilburton
23	Allen G. Nichols	D	Wewoka
25	E. P. Hill	D	McAlester
27	Bower Broadus	D	Muskogee
29	Jack L. Rorschach	D	Vinita
31	Henry C. Timmons	D	Tulsa
33	Dennis Bushyhead	D	Claremore

Respectfully submitted,

NAT TAYLOR, Chairman,  
Committee on Credentials.

The roll was ordered called of the newly elected members of the Senate, which resulted as follows:

PRESENT:

Albright,	Chamberlin,	Howsley,	Nichols,	Timmons,
Briggs,	Duffy,	Ivester,	Rinehart,	Wright.
Broadus,	Garvin,	Jones,	Rorschach,	
Burns,	George,	King,	Sowards,	
Bushyhead,	Hill,	Lowrance,	Spencer,	Total, 22.

Vice Chief Justice McNeil of the State Supreme Court, administered the official oath of office to the newly elected members of the Senate.

The roll was ordered called of the entire membership of the Senate of the Fifteenth Legislature, resulting as follows:

PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 44.

The President declared a quorum of the Senate present.

Invocation was offered by Rev. Hogan, of Gotebo, Oklahoma.

Upon motion of Senator Nance, the Senate proceeded to the organization of the Senate, with the election of a President Pro Tempore first considered.

Senator Hill placed in nomination the name of Senator Claud Briggs, the unanimous choice of the Democratic Caucus, which motion was seconded by Senator Ritzhaupt.

Upon motion of Senator Carlile, the nominations for the office of President Pro Tempore, were ordered closed.

A vote being taken on the election of Senator Briggs as President Pro Tempore of the Senate, the result was as follows:

AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Hutchinson,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	Total, 43.

PASSES:

Briggs. Total, 1.

President Burns asked unanimous consent, which was granted, to be recorded as voting "AYE," on the election of President Pro Tempore Briggs.

The President declared Senator Briggs unanimously elected as President Pro Tempore of the Senate.

A Committee, composed of Senators Whitaker, Duffy and Ivester, escorted President Pro Tempore Briggs to the President's desk, where he accepted "the honor."

A delegation, headed by ex-Speaker of the House of Representatives, Honorable Carleton Weaver, was recognized, who, on behalf of



neighbors and associates of Senator Briggs from Latimer and LeFlore Counties, presented him with a walnut gavel, made from a "giant tree that grew in Gains Creek Valley, Latimer County."

Upon motion of Senator Nance, the Senate proceeded to the election of a Sergeant-at-Arms.

Senator Spencer placed in nomination the name of Mr. Roy Munn, of Lawton.

Upon motion of Senator Taylor, the nominations for the office of Sergeant-at-Arms, were ordered closed.

The vote occurring on the Spencer motion, Mr. Roy Munn was declared the duly elected Sergeant-at-Arms of the Senate.

Upon motion of Senator Nance, the matter of the election of a Secretary of the Senate was considered.

Senator Nichols presented the name of Mr. J. Wm. Cordell, as Secretary of the Senate, which motion was seconded by Senator Curnutt.

Upon motion of Senator Fidler, the nominations for the office of Secretary of the Senate, were ordered closed.

The vote occurring on the Nichols' motion, the result was as follows:

AYE:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broadus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright,
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 44.

The President declared Mr. J. Wm. Cordell, unanimously elected Secretary of the State Senate.

A committee from the Honorable House, composed of Representative Chambers and others, was received, who announced that the Honorable House was organized and ready to meet with the Senate in joint session.

Senator Nance moved that the Rules of the Senate for the Fourteenth Legislature be adopted as temporary rules of the Fifteenth Legislature, with the following amendment:

Rule 29 (a) to read as follows: "No person, except members of the Senate and its officers and employees, the Governors and ex-Governors of the State and Territory, all members of the House of Representatives, all state officers, members of the United States

Senate and Congress, ex-Lieutenant Governors, ex-members of the Senate and House of Representatives, not engaged in lobbying before the Senate or Senators, immediate members of the families of Senators shall be admitted to the floor of the Senate during the sitting of the Senate, provided, however, that special personages may be invited to visit the Senate during its session upon a vote of the Senate."

Senator Nance moved the adoption of the amendment to the 1933 Senate Rules, which motion was seconded by Senator Commons.

Senator Curnutt moved to table the Nance motion, which motion failed of adoption.

The vote occurring on the Nance motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Fidler,	King,	Rinehart,	Whitaker,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Broadus,	George,	MacDonald,	Rorschach,	Willis,
Burns,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Timmons,	
Duffy,	Jones,	Ray,	Waldrep,	Total, 36.

NAY:

Bushyhead,	Curnutt,	Hutchinson,	Spencer,	
Carlile,	Garvin,	Lowrance,	Thomas.	Total, 8.

Upon motion of Senator Nance, the 1933 Senate Rules, as amended, were adopted as the temporary rules of the Senate of the Fifteenth Legislature.

Upon motion of Senator Nance, the following were named as members of the Committee on Committees: Senators Whitaker, Chairman; Fischl, Curnutt, Carmack, Paul, Rinehart, Ivester and Ritzhaupt.

Senator Nance moved that a Committee of 5 be appointed, to notify the Governor that the Senate is duly and constitutionally organized and awaits his pleasure.

The motion prevailed, the President appointing under such motion, Senators Paul, Nichols, Commons, Stewart and Johnston.

Senator Nance moved that a Committee of 3 be appointed, to notify the Honorable House that the Senate is now duly and constitutionally organized and ready to receive further communications.

The motion prevailed, the President appointing under such motion, Senators MacDonald, Wilbanks and Rinehart.

Senator Nance moved that a Committee of 3 be appointed as a Committee on Mileage.



The motion prevailed, the President appointing under the Nance motion, Senators Ray, Fischl and Logan.

Senator Nance moved that a Committee of 3 be appointed, to serve with a like Committee from the Honorable House, to arrange for a Joint Session of the Fifteenth Legislature, for the purpose of receiving the Governor and hearing his annual message.

The motion prevailed, the President appointing as such committee, Senators Nance, Chamberlin and Spencer.

Senator Nance moved that a Committee of 3 be appointed, to arrange for the choosing by members of permanent seats in the Senate Chamber.

The motion prevailed, the President appointing as such Committee, Senators Carmack, Paul and Waldrep.

Senator Whitaker submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, your Committee on Committees, beg leave to report the selection of the following Senators on the Committee on Employment: Wright, Chairman; Stewart, Vice-Chairman; Curnutt, George, Jones, Ray, Sowards, and the following on the Committee on Enrolled and Engrossed Bills: Willis, Chairman; Sowards, Vice-Chairman; Spencer.

Respectfully submitted,

WHITAKER, Chairman.

Senator Chamberlin, on behalf of the Committee appointed to arrange for a Joint Session of the Fifteenth Legislature, reported the duty performed, advising that the hour of 1:50 o'clock, p. m., this date, had been agreed upon, after which the report was ordered received and the Committee discharged.

Senator Paul, on behalf of the Committee appointed to notify the Governor that the Senate is organized and awaits his pleasure, reported the duty performed, after which the report was ordered received and Committee discharged.

Senator MacDonald, on behalf of the Committee appointed to notify the Honorable House that the Senate is duly organized and awaits further communications from it, reported the duty performed, after which the report was ordered received and Committee discharged.

Senator Waldrep, on behalf of the Committee appointed to arrange for the permanent seating of the members of the Senate, reported the duty performed, suggesting that the President Pro Tempore, the Floor Leader, the Chairman of the Committees on Revenue and Taxation, Appropriations, Constitutional Amendments, Roads and Highways be accorded the privilege of selecting their respective seats first, Senator Jones being permitted to choose and occupy the seat formerly used by his father, ex-Senator Harry Jones, of Stillwater, the remaining members to draw for their seats.

Senator Nichols asked unanimous consent, which was granted, to permit the Republican Member of the Senate, to also choose his seat in advance.

The report of the Waldrep Committee, as amended by Senator Nichols, was ordered received, the Committee discharged, and the Senate proceeded with the choosing of permanent seats, as arranged by the Committee.

Senator Nance made the observation that the hour of 1:49 p. m., had arrived, suggesting that the Senate proceed to the House Chamber, there to meet in Joint Session with the Honorable House to receive the Governor and hear his message.

#### JOINT SESSION

The Joint Session of the Fifteenth Legislature was called to order by the Speaker of the House of Representatives, Honorable Leon C. Phillips.

The President of the Senate announced members of the Senate of the Fifteenth Legislature present, for the purpose of a Joint Session.

Upon roll call of the Senate being ordered by the President, the following members were present:

##### PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 44.

The President announced a quorum of the Senate present.

Upon roll call of the Honorable House being ordered by the Speaker all members were declared present, except Representatives Gibbons, Roberts, Mooney, McAlester, Montgomery, Rawls, Deaton and Carmichael, each of whom had been recorded "excused."

The Speaker declared a quorum of the Honorable House present.

The President of the Senate declared a quorum of the Senate and a quorum of the Honorable House present and the Joint Session duly assembled.

Senator Nance moved that the canvassing of the returns of the General Election, held throughout the State on November 6, 1934, be proceeded with, and proper declarations be made by the Speaker of the Honorable House, which motion prevailed.

A communication from the Honorable Secretary of State was

read, transmitting a Certification, signed by J. Wm. Cordell, Secretary of the State Election Board, of the results of the General Election, held on Tuesday, November 6, 1934.

The Speaker of the House of Representatives proceeded to open the returns of said election, as certified by the Secretary of the State Election Board, and made proper declarations thereof in the presence of a majority of each branch of the Fifteenth Legislature, assembled in Joint Session, as follows:

**FOR GOVERNOR:**

E. W. Marland, Ponca City, Dem.....	365,992
William B. Pine, Okmulgee, Rep.....	243,841
S. P. Green, Sapulpa, Soc.....	16,688
Francis M. Simpson, Oklahoma City, Pro.....	1,422
George G. Ison, Mangum, Ind.....	186
Joseph Prather Wheat, Wagoner, Ind.....	33
Dan W. Womack, Oklahoma City, Ind.....	70
John Franing, Norman, Ind.....	99

E. W. Marland, having received the highest number of votes cast for the office of Governor of the State of Oklahoma, was declared elected.

**FOR LIEUTENANT-GOVERNOR:**

James E. Berry, Stillwater, Dem.....	348,617
Charley Wells, Shawnee, Rep.....	182,140
John M. Denney, Depew, Soc.....	14,253
W. H. Russell, Oklahoma City, Ind.....	497
H. Ivan Byrd, Oklahoma City, Ind.....	425

James E. Berry, 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:**

Frank C. Carter, Oklahoma City, Dem.....	343,957
Perry E. Sneed, Oklahoma City, Rep.....	174,757

Frank C. Carter, having received the highest number of votes cast for the office of Secretary of State, was declared elected.

**FOR STATE AUDITOR:**

C. C. Childers, Oklahoma City, Dem.....	343,252
Barney McKellop, Wewoka, Rep.....	166,049
Tolbert Elliott, Castle, Soc.....	13,245
Bertha J. Ridpath, Enid, Pro.....	1,538

C. C. Childers, having received the highest number of votes cast for the office of State Auditor, was declared elected.

**FOR ATTORNEY GENERAL:**

Mac Q. Williamson, Pauls Valley, Dem.....	338,751
Geo. M. Callihan, Oklahoma City, Rep.....	170,030
Stanley Belden, Cushing, Soc.....	13,405



Mac Q. Williamson, having received the highest number of votes cast for the office of Attorney General, was declared elected.

FOR STATE TREASURER:

Hugh L. Harrell, Calvin, Dem.....	335,308
A. P. Roberts, Tulsa, Rep.....	168,914
Geo. L. Larimore, Oklahoma City, Pro.....	1,692

Hugh L. Harrell, having received the highest number of votes cast for the office of State Treasurer, was declared elected.

FOR SUPERINTENDENT OF PUBLIC INSTRUCTION:

John Vaughan, Oklahoma City, Dem.....	353,345
John C. Burns, Newcastle, Rep.....	174,312
M. A. Nelson, Enid, Pro.....	1,515

John Vaughan, having received the highest number of votes cast for the office of State Superintendent of Public Instruction, was declared elected.

FOR STATE EXAMINER AND INSPECTOR:

John Rogers, Oklahoma City, Dem.....	343,811
Wm. Hutchinson, Ardmore, Rep.....	165,127

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

FOR COMMISSIONER OF LABOR:

W. A. Pat Murphy, Oklahoma City, Dem.....	345,751
Chas. E. Day, Oklahoma City, Rep.....	163,954
Arch Whetzel, Depew, Soc.....	12,983
Ed Foster, Britton, Ind.....	707

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

FOR COMMISSIONER OF CHARITIES AND CORRECTIONS:

Mabel Bassett, Oklahoma City, Dem.....	364,481
W. S. Richards, Stillwater, Rep.....	171,373
Frances M. Denny, Depew, Soc.....	13,076
C. A. M. Wolfinger, Enid, Pro.....	1,512

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

FOR COMMISSIONER OF INSURANCE:

Jess G. Read, Hobart, Dem.....	338,550
W. J. Stoner, Oklahoma City, Rep.....	162,321
S. G. Payne, Sapulpa, Soc.....	13,267

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



**FOR PRESIDENT STATE BOARD OF AGRICULTURE:**

Harry B. Cordell, Oklahoma City, Dem.....	342,933
C. C. Hawk, Shawnee, Rep.....	169,544
James M. Halbrooks, Tulsa, Soc.....	13,033

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

**FOR CORPORATION COMMISSIONER:**

A. S. J. Shaw, Oklahoma City, Dem.....	357,131
Frank A. Anderson, Okmulgee, Rep.....	157,263

A. S. J. Shaw, having received the highest number of votes cast for the office of Corporation Commissioner, was declared elected.

**FOR CLERK OF SUPREME COURT:**

Andy Payne, Claremore, Dem.....	350,776
Rayma McCallister, Shawnee, Rep.....	160,777
Helen Turner, Oklahoma City, Soc.....	13,726

Andy Payne, having received the highest number of votes cast for the office of Clerk of Supreme Court, was declared elected.

**FOR CHIEF MINE INSPECTOR:**

Robert H. Brown, Coalgate, Dem.....	335,700
R. R. Fretwell, Henryetta, Rep.....	161,242

Robert H. Brown, having received the highest number of votes cast for the office of Chief Mine Inspector, was declared elected.

**FOR ASSISTANT MINE INSPECTOR--1ST DISTRICT:**

James Jones, Coalgate, Dem.....	335,622
---------------------------------	---------

James Jones, having received the highest number of votes cast for the office of Assistant Mine Inspector—1st District, was declared elected.

**FOR ASSISTANT MINE INSPECTOR--2ND DISTRICT:**

Tom Woods, Hartshorne, Dem.....	329,284
D. G. Harris, Hartshorne, Rep.....	161,423

Tom Woods, having received the highest number of votes cast for the office of Assistant Mine Inspector—2nd District, was declared elected.

**FOR ASSISTANT MINE INSPECTOR--3RD DISTRICT:**

Charles E. Bailey, Okmulgee, Dem.....	332,881
---------------------------------------	---------

Charles E. Bailey, having received the highest number of votes cast for office of Assistant Mine Inspector—3rd District, was declared elected.

## FOR ASSISTANT MINE INSPECTOR—4TH DISTRICT:

Ivan Fisher, Picher, Dem.....	326,526
Luther Bilderback, Commerce, Rep.....	157,308

Ivan Fisher, having received the highest number of votes cast for the office of Assistant Mine Inspector—4th District, was declared elected.

FOR JUDGE OF THE CRIMINAL COURT OF APPEALS—  
NORTHERN DISTRICT:

Thomas H. Doyle, Oklahoma City, Dem.....	340,018
--	---------

Thomas H. Doyle, having received the highest number of votes cast for the office of Judge of the Criminal Court of Appeals—Northern District, was declared elected.

## FOR JUSTICE OF THE SUPREME COURT—3RD DISTRICT:

James I. Phelps, Oklahoma City, Dem.....	330,238
James B. Cullison, Enid, Rep.....	164,456

James I. Phelps, having received the highest number of votes cast for the office of Justice of the Supreme Court—3rd District, was declared elected.

## FOR JUSTICE OF THE SUPREME COURT—4TH DISTRICT:

N. S. Corn, Taloga, Dem.....	320,179
Charles Swindall, Woodward, Rep.....	170,195

N. S. Corn, having received the highest number of votes cast for the office of Justice of the Supreme Court—4th District, was declared elected.

## FOR JUSTICE OF THE SUPREME COURT—7TH DISTRICT:

Thomas L. Gibson, Muskogee, Dem.....	323,072
John R. Miller, Sapulpa, Rep.....	161,806

Thomas L. Gibson, having received the highest number of votes cast for the office of Justice of the Supreme Court—7th District, was declared elected.

## FOR DISTRICT JUDGE—1ST DISTRICT:

F. Hiner Dale, Guymon, Dem.....	10,514
L. H. Clark, Arnett, Rep.....	4,649

F. Hiner Dale, having received the highest number of votes cast for the office of District Judge—1st District, was declared elected.

FOR DISTRICT JUDGE—2ND DISTRICT—ALFALFA, MAJOR,  
WOODS AND WOODWARD COUNTIES' NOMINEE:

O. C. Wybrant, Woodward, Rep.....	17,619
-----------------------------------	--------

O. C. Wybrant, having received the highest number of votes cast

for the office of District Judge—2nd District, Alfalfa, Major, Woods and Woodward Counties' Nominee, was declared elected.

**FOR DISTRICT JUDGE—2ND DISTRICT—GARFIELD, GRANT AND KINGFISHER COUNTIES' NOMINEE:**

Frank W. Herndon, Enid, Dem.....	17,758
J. W. Bird, Enid, Rep.....	21,836
Arthur Sloan, Enid, Pro.....	180

J. W. Bird, having received the highest number of votes cast for the office of District Judge—2nd District, Garfield, Grant and Kingfisher Counties' Nominee, was declared elected.

**FOR DISTRICT JUDGE—3RD DISTRICT:**

Claude Duval, Newkirk, Dem.....	13,089
R. M. Parkhurst, Blackwell, Rep.....	5,978

Claude Duval, having received the highest number of votes cast for the office of District Judge—3rd District, was declared elected.

**FOR DISTRICT JUDGE—4TH DISTRICT:**

Jesse J. Worten, Pawhuska, Dem.....	7,340
Joseph D. Mitchell, Pawhuska, Rep.....	2,824

Jesse J. Worten, having received the highest number of votes cast for the office of District Judge—4th District, was declared elected.

**FOR DISTRICT JUDGE—5TH DISTRICT:**

Frank Mason, Nowata, Dem.....	5,294
H. H. Montgomery, Bartlesville, Rep.....	7,250

H. H. Montgomery, having received the highest number of votes cast for the office of District Judge—5th District, was declared elected.

**FOR DISTRICT JUDGE—5-A DISTRICT—PAWNEE COUNTY'S NOMINEE:**

Thurman S. Hurst, Pawnee, Dem.....	27,997
------------------------------------	--------

Thurman S. Hurst, having received the highest number of votes cast for the office of District Judge—5-A District—Pawnee County's Nominee, was declared elected.

**FOR DISTRICT JUDGE—5-A DISTRICT—OFFICE NO. 1—TULSA COUNTY'S NOMINEE:**

S. J. Clendinning, Tulsa, Dem.....	28,008
Henry M. Gray, Tulsa, Rep.....	15,108

S. J. Clendinning, having received the highest number of votes cast for the office of District Judge—5-A District—Office No. 1—Tulsa County's Nominee, was declared elected.



FOR DISTRICT JUDGE—5-A DISTRICT—OFFICE NO. 2—  
TULSA COUNTY'S NOMINEE:

Bradford J. Williams, Tulsa, Dem.....	27,834
Eben L. Taylor, Tulsa, Rep.....	14,629

Bradford J. Williams, having received the highest number of votes cast for the office of District Judge—5-A District—Office No. 2—Tulsa County's Nominee, was declared elected.

FOR DISTRICT JUDGE—5-A DISTRICT—OFFICE NO. 3—TULSA  
COUNTY'S NOMINEE:

Harry L. S. Halley, Tulsa, Dem.....	27,791
Powell Clayton, Tulsa, Rep.....	14,469

Harry L. S. Halley, having received the highest number of votes cast for the office of District Judge—5-A District—Office No. 3—Tulsa County's Nominee, was declared elected.

FOR DISTRICT JUDGE—6TH DISTRICT:

N. B. Johnson, Claremore, Dem.....	10,694
------------------------------------	--------

N. B. Johnson, having received the highest number of votes cast for the office of District Judge—6th District, was declared elected.

FOR DISTRICT JUDGE—7TH DISTRICT:

Ad V. Coppedge, Grove, Dem.....	8,362
Dennis H. Wilson, Miami, Rep.....	7,151

Ad V. Coppedge, having received the highest number of votes cast for the office of District Judge—7th District, was declared elected.

FOR DISTRICT JUDGE—8TH DISTRICT—OFFICE NO. 1— ADAIR,  
CHEROKEE, SEQUOYAH AND WAGONER COUNTIES'  
NOMINEE:

E. A. Summers, Wagoner, Dem.....	22,801
----------------------------------	--------

E. A. Summers, having received the highest number of votes cast for the office of District Judge—8th District—Office No. 1—Adair, Cherokee, Sequoyah and Wagoner Counties' Nominee, was declared elected.

FOR DISTRICT JUDGE—8TH DISTRICT—OFFICE NO. 2— ADAIR,  
CHEROKEE, MUSKOGEE, SEQUOYAH AND WAGONER  
COUNTIES' NOMINEE:

Enloe V. Vernor, Muskogee, Dem.....	22,416
Orlin H. Graves, Muskogee, Rep.....	15,209

Enloe V. Vernor, having received the highest number of votes cast for the office of District Judge—8th District—Office No. 2—Adair, Cherokee, Muskogee, Sequoyah and Wagoner Counties' Nominee, was declared elected.

FOR DISTRICT JUDGE—8TH DISTRICT—OFFICE NO. 3—ADAIR,  
CHEROKEE, MUSKOGEE, SEQUOYAH AND WAGONER  
COUNTIES' NOMINEE:

O. H. P. Brewer, Muskogee, Dem.....	21,252
W. A. Woodruff, Stilwell, Rep.....	18,480

O. H. P. Brewer, having received the highest number of votes cast for the office of District Judge—8th District—Office No. 3—Adair, Cherokee, Muskogee, Sequoyah and Wagoner Counties' Nominee, was declared elected.

FOR DISTRICT JUDGE—9TH DISTRICT—CREEK  
COUNTY'S NOMINEE:

J. Harvey Smith, Sapulpa, Dem.....	20,554
Leonard O. Lytle, Sapulpa, Rep.....	10,296

J. Harvey Smith, having received the highest number of votes cast for the office of District Judge—9th District—Creek County's Nominee, was declared elected.

FOR DISTRICT JUDGE—9TH DISTRICT—OKFUSKEE  
COUNTY'S NOMINEE:

Arthur Cochran, Okemah, Dem.....	19,369
----------------------------------	--------

Arthur Cochran, having received the highest number of votes cast for the office of District Judge—9th District—Okfuskee County's Nominee, was declared elected.

FOR DISTRICT JUDGE—9th DISTRICT—OKMULGEE  
COUNTY'S NOMINEE:

S. L. O'Bannon, Okmulgee, Dem.....	20,223
Glen R. Horner, Okmulgee, Rep.....	10,320

S. L. O'Bannon, having received the highest number of votes cast for the office of District Judge—9th District—Okmulgee County's Nominee, was declared elected.

FOR DISTRICT JUDGE—10TH DISTRICT:

Leroy G. Cooper, Shawnee, Dem.....	11,908
Hal Johnson, Shawnee, Rep.....	10,416

Leroy G. Cooper, having received the highest number of votes cast for the office of District Judge—10th District, was declared elected.

FOR DISTRICT JUDGE—11TH DISTRICT:

Brown Moore, Stillwater, Dem.....	8,836
Henry W. Hoel, Stillwater, Rep.....	9,832

Henry W. Hoel, having received the highest number of votes cast for the office of District Judge—11th District, was declared elected.

FOR DISTRICT JUDGE—12TH DISTRICT:

W. P. Keen, Clinton, Dem.....	18,244
-------------------------------	--------



W. P. Keen, having received the highest number of votes cast for the office of District Judge—12th District, was declared elected.

FOR DISTRICT JUDGE—13TH DISTRICT—CANADIAN COUNTY'S NOMINEE:

Lucius Babcock, El Reno, Dem..... 33,103

Lucius Babcock, having received the highest number of votes cast for the office of District Judge—13th District—Canadian County's Nominee, was declared elected.

FOR DISTRICT JUDGE—13TH DISTRICT—OFFICE NO. 1—OKLAHOMA COUNTY'S NOMINEE:

Ben Arnold, Oklahoma City, Dem..... 32,139  
Paul F. Showalter, Oklahoma City, Rep..... 12,215

Ben Arnold, having received the highest number of votes cast for the office of District Judge—13th District—Office No. 1—Oklahoma County's Nominee, was declared elected.

FOR DISTRICT JUDGE—13TH DISTRICT—OFFICE NO. 2—OKLAHOMA COUNTY'S NOMINEE:

George H. Giddings, Jr., Oklahoma City, Dem..... 31,984  
Wallace E. Robertson, Oklahoma City, Rep..... 11,745

George H. Giddings, Jr., having received the highest number of votes cast for the office of District Judge—13th District—Office No. 2—Oklahoma County's Nominee, was declared elected.

FOR DISTRICT JUDGE—13TH DISTRICT—OFFICE NO. 3—OKLAHOMA COUNTY'S NOMINEE:

Sam Hooker, Oklahoma City, Dem..... 33,206  
Leo Considine, Oklahoma City, Rep..... 11,261

Sam Hooker, having received the highest number of votes cast for the office of District Judge—13th District—Office No. 3—Oklahoma County's Nominee, was declared elected.

FOR DISTRICT JUDGE—13TH DISTRICT—OFFICE NO. 4—OKLAHOMA COUNTY'S NOMINEE:

R. P. Hill, Oklahoma City, Dem..... 32,592  
L. D. Mitchell, Oklahoma City, Rep..... 11,788

R. P. Hill, having received the highest number of votes cast for the office of District Judge—13th District—Office No. 4—Oklahoma County's Nominee, was declared elected.

FOR DISTRICT JUDGE—13TH DISTRICT—OFFICE NO. 5—OKLAHOMA COUNTY'S NOMINEE:

Clarence Mills, Oklahoma City, Dem..... 32,407  
J. T. Dickerson, Edmond, Rep..... 11,992

Clarence Mills, having received the highest number of votes cast for the office of District Judge—13th District—Office No. 5—Oklahoma County's Nominee, was declared elected.

**FOR DISTRICT JUDGE—14TH DISTRICT—PONTOTOC  
COUNTY'S NOMINEE:**

Tal Crawford, Ada, Dem..... 11,474

Tal Crawford, having received the highest number of votes cast for the office of District Judge—14th District—Pontotoc County's Nominee, was declared elected.

**FOR DISTRICT JUDGE—14TH DISTRICT— HUGHES AND  
SEMINOLE COUNTIES' NOMINEE:**

H. H. Edwards, Wewoka, Dem..... 13,920

H. H. Edwards, having received the highest number of votes cast for the office of District Judge—14th District—Hughes and Seminole Counties' Nominee, was declared elected.

**FOR DISTRICT JUDGE—15TH DISTRICT:**

R. W. Higgins, McAlester, Dem..... 12,207

R. W. Higgins, having received the highest number of votes cast for the office of District Judge—15th District, was declared elected.

**FOR DISTRICT JUDGE—16TH DISTRICT:**

Ben W. Belew, Stigler, Dem..... 13,192

Ben W. Belew, having received the highest number of votes cast for the office of District Judge—16th District, was declared elected.

**FOR DISTRICT JUDGE—17TH DISTRICT:**

Geo. R. Childers, Antlers, Dem..... 11,245

Geo. R. Childers, having received the highest number of votes cast for the office of District Judge—17th District, was declared elected.

**FOR DISTRICT JUDGE—18TH DISTRICT:**

Roy Paul, Durant, Dem..... 11,749

Roy Paul, having received the highest number of votes cast for the office of District Judge—18th District, was declared elected.

**FOR DISTRICT JUDGE—19TH DISTRICT—CARTER  
COUNTY'S NOMINEE:**

John B. Ogden, Ardmore, Dem..... 14,666

John B. Ogden, having received the highest number of votes cast for the office of District Judge—19th District—Carter County's Nominee, was declared elected.

FOR DISTRICT JUDGE—19TH DISTRICT—JOHNSTON, LOVE,  
MARSHALL AND MURRAY COUNTIES' NOMINEE:

J. I. Goins, Marietta, Dem.....14,409

J. I. Goins, having received the highest number of votes cast for the office of District Judge—19th District—Johnston, Love, Marshall and Murray Counties' Nominee, was declared elected.

FOR DISTRICT JUDGE—20TH DISTRICT:

Tom P. Pace, Purcell, Dem..... 12,376

Tom P. Pace, having received the highest number of votes cast for the office of District Judge—20th District, was declared elected.

FOR DISTRICT JUDGE—21ST DISTRICT—CADDO AND  
GRADY COUNTIES' NOMINEE:

Will Linn, Chickasha, Dem.....18,010

Will Linn, having received the highest number of votes cast for the office of District Judge—21st District—Caddo and Grady Counties' Nominee, was declared elected.

FOR DISTRICT JUDGE—21ST DISTRICT—COMANCHE, COTTON,  
JEFFERSON AND STEPHENS COUNTIES' NOMINEE:

Eugene Rice, Duncan, Dem..... 20,357

Eugene Rice, having received the highest number of votes cast for the office of District Judge—21st District—Comanche, Cotton, Jefferson and Stephens Counties' Nominee, was declared elected.

FOR DISTRICT JUDGE—22ND DISTRICT:

John B. Wilson, Frederick, Dem..... 15,123

John B. Wilson, having received the highest number of votes cast for the office of District Judge—22nd District, was declared elected.

Representative Shoemake moved that the Presiding Officer appoint a committee of 3 members of the Senate and 3 members of the House, to notify Governor William H. Murray that the Fifteenth Legislature in Joint Session, is ready to receive him and hear his message.

The motion prevailed, the President appointing Senators Nance, Timmons and MacDonald and the Speaker appointing Representatives Speck, Billings and Skinner.

The Joint Session was declared at ease, awaiting the arrival of the Governor.

The Joint Committee, appointed to notify the Governor that the Joint Session awaits his presence, reported the duty performed, escorting the Governor to the Speaker's desk, where he was presented to the Joint Assembly by President Burns.



The Governor after addressing the Joint Session, read the following Message, which, upon motion of Senator Nance is herewith incorporated in the record:

GOVERNOR'S MESSAGE TO THE FIFTEENTH LEGISLATURE  
TO THE HONORABLE SENATE AND HOUSE OF REPRESENTATIVES,  
FIFTEENTH LEGISLATURE OF OKLAHOMA,

Gentlemen:

Under Section 9 of Article 6 of the Constitution, it is the duty of the Governor to submit to the Legislature at its convening the general condition of the State, and make recommendations as to laws and policies for change or modification.

While I avail myself of this duty and power, I shall confine myself to those things only that relate to the permanent policy of the State, leaving the immediate policies to my successor, for fear of making pronouncements in cross-purpose to those things that he may hereafter submit to you. But I do urge you to remit all tax penalties.

*Probation—Paroles—Pardons*

Under Section 10 of Article 6 of the Constitution, it is the duty of the Governor to submit at each Regular Session of the Legislature his exercise of clemency granted to him exclusively by the Constitution. I quote the section as follows:

"Section 10. The Governor shall have power to grant, after conviction, reprieves, commutations, paroles, and pardons for all offenses, except cases of impeachment, upon such conditions, and with such restrictions and limitations, as he may deem proper, subject to such regulations as may be prescribed by law. He shall communicate to the Legislature, at each regular session, each case of reprieve, commutation, parole, or pardon, granted, stating the name of the convict, the time of which he was convicted, the date and place of conviction and the date of commutation, pardon, parole, or reprieve."

This last clause has been overlooked too often in the past, but I shall attempt to follow its provisions in spirit and letter.

There is here filed with each House of Your Legislature, copies of each and all Acts of Clemency, and the reason in each case given in the copy filed with Your Body.

I may state also that all Acts of Clemency have been made of public record. The Parole Department knows where every convict is, and the condition of every Act of Clemency.

I call your attention to the fact that while I have liberated either on probation or parole and pardon some 1600 persons, yet my Acts of Clemency will aggregate nearly 2400, because of duplications of such Acts; first, by giving a probation of six months, or twelve months,



followed by a twelve months' period to ascertain from the monthly reports whether it is probable that the convict will obey the law; and, if it is believed that he will do so, he is then given a parole. I pardon no one unless he has been out four, five or more years, and been law abiding.

My predecessors have followed the policy of pardoning every person who served their entire term. These are called "Expiration Pardons." For instance, Governor Haskell executed some 500 of such cases; but I have never pursued that policy for the reason that because the convict took all the punishment is no reason that he would become a law-abiding and responsible voter.

I have executed a total of 48 pardons,—the lowest number of any Governor. I have paroled and placed on probation more than most Governors. But these probations, leaves and paroles have been given in such a way as to be revoked at any time—with few exceptions.

I have never pardoned anybody in the face of an election, so there could be a charge that the same grew out of political consideration. Up to the General Election, on the 6th day of November, 1934, I had executed but 20 pardons. These, for the most part, were persons who had obeyed the law, and had been relieved from imprisonment for from ten to twenty-one years. Immediately after the election, in keeping with my purpose, I pardoned more than during any other period; but, in all cases, where the convict had had four, five or more years trial.

It will be observed that I paroled more in 1931 and 1932 than any year since, for the reason that many persons without friends, unable to employ a lawyer, had been overlooked. I sought through the faithful and painstaking effort of Judge C. E. B. Cutler to ascertain such cases, and to give them an opportunity; and I yet believe there are between 300 and 400 of these cases. I have turned out few who ought not to be out; for lack of time there are more who ought to be out.

I have established the policy of not turning out any convict who had committed a crime more than once, with but few exceptions. I found quite a difference in the convict that could be trusted, depending upon the crime for which he was convicted. For instance, robbery with firearms, called sometimes, "Hi-Jackers," paroled in 1931 and 1932, proved untrustworthy to the amount of 20 per cent. In cases of chicken theft, they repeated the theft to the amount of 25 per cent; while statutory rape have proven law-abiding to the amount of 99 per cent; and other crimes, 98 per cent on all to date more than 93 per cent have proven worthy.

I have also found from the statements of the convicts themselves that the four or five first months was the trying period of the convict. They could not sleep; they continued constantly in dread of their terms; but, when left there for several years, they become calloused and adopt a feeling of "Don't Care" about themselves or society in general.

I have found that if a short-time convict, for his first offense,

is turned out after four or five months, for a year, and then put back in four or five months, it will do him more good than to have kept him there the entire time, and in a measure, repeats the months of dread and nervousness; and, therefore, he may safely be paroled.

If I could regulate the criminal jurisprudence, I should turn out every person at the end of four to six months where the term is less than three years, and the crime was his first offense. It is not safe either to turn a boy out without compelling him to take some punishment. Many times, such a boy, if saved from the Penitentiary entirely, will repeat a greater crime. They have been brought up without restraint, and they must needs have this restraint before they will learn to obey the law. The greatest mistake is to fail to punish a boy for first offense.

There should be some reform in the matter of short-term convicts. This may be done by writing into the criminal law a condition that will relieve him after a certain period of service in the Penitentiary, because the entire power of Clemency, under the Constitution, is with the Governor, and cannot be transferred by the Legislature to any Board, or Commission, or to any other authority whatsoever. It must be a part of the conviction, and decree.

Under our Constitution, the Legislature is the only power to enact a criminal law. The Courts possess the only power to try and convict him under the law thus enacted. After conviction and final judgment, the Governor alone may liberate him. The Legislature would be powerless to pass an Act to liberate him, and so also would the Court. It is beyond the jurisdiction of both; but a statute could be written providing for cases of conviction for a period of less than three years that, upon conviction, the Judge would write the final judgment under the law, whereby he would be liberated and thus avoid any conflict of power and authority.

The question of what to do with convicts is a vexatious one,—not only to society, but to enable the convict to reform. I find that a convict who has served for ten or more years comes out without any ability to compete with his fellowman and earn a livelihood; whereas, if they are paroled in care of some person of good judgment, they would never again violate the law. This grows out of the necessity of restraint and discipline, so necessary for the entire human race, and should never cease from childhood to old age,—some restraint either by training or by moral force, or both. With the exception of that class of Negroes in the Penitentiary who drink and are disposed to fight, even the life-termer may be paroled to some honest person who understands the Negro character; and, almost without exception, they would obey the law and maintain characters of steady, straightforward course. This method saves the State a great deal of expense, and, at the same time, gives that training and restraint so much needed by the convict. By reason of this fact, there ought to be some means whereby every convict, liberated after a long term of service, may procure employment until he breathes the air of freedom and learns social competition, which, during his long incarceration, he has forgotten.



*Lakes and Ponds*

In my opinion, and I so recommend, that the Legislature pass a law declaring it to be the "Policy of the State" for ten years to spend every year \$100,000.00 in the construction of dams to impound water. The State could stand this appropriation; and possibly \$200,000.00 a year for the next ten years, with a provision in the law that work shall begin in the extreme southwest corner of the State and go northward and eastward. These lakes could be constructed on School Land and on privately owned land, under a contract with the owner to preserve and permit the State to repair and preserve these dams, and they would serve all the purpose and benefit to the State that they would serve if the land should be owned by the State; and, by the expenditure of this money every year for ten years, would have a pond on practically every quarter-section in Western Oklahoma.

The provisions of the law should be that water at least 8 feet deep could be impounded for the reason that the evaporation in Western Oklahoma in ordinary years is 5 feet (last year much more); and an 8 foot depth would likely never go dry. Think what benefit there had been during the past summer with such ponds. There would have been some seepage below the dam, in the sub-soil, that could have produced gardens and feed-crops; there had been abundant of stockwater; there had been also breeding places for fish, particularly cat and perch.

The growth of fish is far greater than the ordinary person might believe. I know of one man who had such a pond of two acres in South Central Oklahoma. It had been constructed some seven or eight years. Last year, he desired to drain it and take the mud out; for it was so located that much silt and soil had washed into the lake. He arranged with a restaurant-keeper to sell all fish at a given sum of a certain weight; and, as they drained the lake, they decided it was a lot of trouble, and he agreed to sell the fish for \$350.00 but the purchaser continued to weigh, and found, had he paid for the fish at the original contract price, they would have cost him \$750.00.

Now, that amount of money on two acres of land, for eight years, is quite an earning, and, indeed, more than had it been planted in crops, and that, too, without the expenditure of labor. These constructions of ponds and small lakes would doubtless be aided through effort of our Congressmen and Senators for the Government to construct large lakes in the same section.

Let no man in Eastern Oklahoma think that the expenditure of this money in Western Oklahoma would be a favoritism for the evaporation from lakes on every quarter-section in Western Oklahoma would moisten the atmosphere in dry years and save the corn crops as well as the cotton crops in Eastern Oklahoma by producing dews; and a cotton crop can be produced alone on dews. It is not the heat that kills the corn in Eastern Oklahoma, but the dry air that destroys the silk, or female, portion of the corn, so that it will not pollenize; and, in the end, Eastern Oklahoma would get more benefit than Western Oklahoma; and, for that reason, every section of the State should be interested in the construction of such ponds.

There are also a number of places in Western Oklahoma where great reservoirs might be constructed, and doubtless the Federal Government would gladly furnish the funds, particularly while the Relief Money is used, if the State would obtain the title to the land.

### *Lake Murray*

In this connection, it will be recalled that the Legislature in 1933 made appropriation of \$90,000.00 to purchase 18,000 acres of land, with the view of the use of the Federal Relief Money to construct a dam.

For two years before the time of the appropriation, a voluntary committee, headed by Fred Tucker, with George Giboney and Mike Gorman, all of Ardmore, had at my request, taken up options on this land, as the owners were scattered from Boston to Los Angeles. They had three-fourths of the land contracted for; the option calling for \$85,000.00. So soon as the appropriation was made, land agents, seeking to speculate on the State, began to acquire options on the other one-fourth, and it was discovered that it would take possibly \$150,000.00 to purchase all of it; so, under my direction, we abandoned all options, and went into the courts, and condemned the land for \$93,000.00. Then it was discovered that we would need several thousand acres more. This has also been condemned at a cost of some \$15,000.00.

The design of the Committee was to build a road entirely around the lake 200 miles long, but for the State to own the land for a quarter of a mile from the road, so that filling stations, restaurant-keepers, and other privileges might be on the State land, and the State reap all the benefits from the Lake. It was also planned that the space between this road and the outside limits of the parkage should be devoted to free campers, to all citizens and persons who desire to fish at the lake, and that the space between the road and the lake water-edge should be rented to persons desiring to place a cabin, on the same plan of Yellowstone Park, pursued by the United States Government. In this, there would be one portion segregated for the Negro Race, another for the wealthy, who would pay the greatest sum annually for the rental on their cabins; and another with a smaller charge for the average citizen. By this method, there would be a shore-line of 200 miles; ample room for all classes of our citizens, and for all people who desire some place for an outing.

And in this connection, let me warn that there will be an effort from clubs and other people to get control of this Lake, or a portion of it. This should never be permitted. The control should always be under the State Game Department so that the poorest family in the land may have a place to fish and the right for a free outing.

The revenues from this plan every two years ought to pay for the upkeep, for the policing and for the cost of the State for the land; for the amount of fishing is unlimited in a lake that will be some six and a half miles wide and nine miles long,—nearly as large as Lake Erie, and larger in size than the renowned Sea of Galilee, so often referred to in the New Testament.

In the main portion, this lake will be 80 feet deep, eight miles



from the dam. It will have all of the contours of an ocean,—straits, bays, promontories, harbors, islands, et cetera. It can scarcely be described. Go look at it and see.

While I controlled the Relief Money, I had from 3,000 to 4,000 men at all times working on the lake. I cut off all of the timber and into cord-wood, until there is wood to give away. In addition, many saw logs of walnut, oak, ash, etc., were cut. I purchased a second-hand sawmill for \$350.00 and that mill has cut since, more than \$25,000.00 worth of lumber.

One CCC camp was established more than a year ago. They constructed it out of the lumber sawed at this mill, and it is on State land; and, because of its great size, it will be a wonderful place to hold conventions. Recently, two CCC Camps were located there. Other buildings have been erected that may be rented out, including many offices, built of stone, ideal filling stations, and restaurants.

While I had the Relief Money, we built a granite mansion at a cost of \$17,000.00, wholly constructed from material on the ground. I am informed that since the relief was taken from me, there has been spent \$1,000,000.00. Undoubtedly, it was a lake hundreds of years ago, and the geologists can explain to you why it broke. The U. S. is doing a great work on it.

To give you an idea of the possible patronage of the lake, if you will but draw a circle with a radius 200 miles, with the Lake as a center, you will discover that Texarkana, Ft. Smith, Dallas, Fort Worth, Wichita Falls, etc., will be within that circle, and that within the 200 miles there are 3,500,000 people. We may safely predict that there will be a patronage of 100,000 people a year, which in turn, will cause the sale of a lot of gasoline, and thus give the State that much needed revenue.

Under the law, the land for the Lake was to be purchased by the State Board of Public Affairs; the work construction to be under the charge of the Governor; and, when completed, the control of the lake to be under the State Game Department; and, let me admonish you again, it should always stay there, and the laws governing its use should remain permanently so, that the poorest citizen may have this free outing.

#### *Open Season Declared For Deer*

Something more than twelve months ago, the farmers in several sections of the State complained that deer were eating their crops. In consultation with the State Game Department, they issued with my approval an order for an Open Season for a given period of time, and provided that local people should be guides to all hunters, and that they should pay the State a certain fee for the hunting privilege.

This pleased the people in the locality in that many, many persons earned money as guides. It also gave the State quite a sum of money; but the Attorney General ruled that the Game Department, even with the approval of the Governor, could not collect this fee from the

hunters; and while I think the Attorney General was wrong in that the Game Department certainly had the right under the law to declare an Open Season, and that carried with it their right to stipulate the conditions, and one of the conditions was the fee. In that sense, it is not a tax, but a charge under the police power, or a permit; however, it is no matter. This may be corrected by the passage of a law authorizing the State Game Department, with the approval of the Governor, to declare such Open Season, and to make collections of the permit fee charged; and an Act also should be passed authorizing the Game Department to use the money, then collected and impounded; and I recommend you do so. This will certainly not conflict with any policy of my successor.

#### *Co-Ordinating Board*

The Fourteenth Legislature passed an Act creating a Co-ordinating Board, in House Bill No. 626, composed of fifteen members appointed by the Governor, for four years, carrying out a policy for co-operation with private colleges, and for the advice of some of the tax-supported State institutions; with representatives from the taxpayers. I appointed five heads of private or church colleges; also Dr. Bizzell or Dr. Bennett to represent the State Institutions, making seven educators; then eight persons representing law, medicine, the business world, the banking interests, in order to give a composite view in the matter of wholesome, economical education.

Let me state that I had never met half of the members I appointed, and less than five of them could I call my friends; and, yet, to me, the Board was an ideal one, with the exception of two persons, whom I would not appoint, were I required to do so again.

In the beginning, the Rev. Hale V. Davis of the Baptist University was afraid of too much church influence, in which, if true, he was certainly sound and justified, but, after the Board had met, for several days, on several occasions, we adopted a form of constitution and by-laws that were highly approved by heads of all denominations, including the Rev. Mr. Davis, who ought in fact to be on the Board.

In my opinion, it would be a sad condition if there were no church colleges, and it would be equally unwholesome to have no State-supported institutions. In the one instance, education would reach a stage of stasis, so characteristic of theocratic movements, amply shown in theocratic governments of the past; on the other hand, without these church colleges, materialistic thought, bordering on paganism, would prevail the scholarship of the country.

It is also found that where there are many church and private colleges, it requires less expense for an institution supported by the State, as well as the cost, required to educate those attending both State and church colleges. That has proven particularly true in Tennessee where they have quite as many educational institutions of church and private colleges as State-supported. The reflex is shown in the cost of the State-supported institutions.

Remember, this Co-ordinating Board does not determine how many

schools nor how much appropriation should be made, for that is a question with the Legislature, beyond merely recommending; nor do they appoint the faculty of the State-supported schools, for that is a question of administration through the Regents of the State Colleges. The Board devises the proper course of study, the Code of Ethics, and of Morals; makes a study of floor space, fixes qualifications for graduates, and like matters and things. All colleges,—church, private, or State—become units of what is termed the "Greater University of Oklahoma of Co-ordinated Colleges." The Chancellor, selected by the Co-ordinating Board, would sign all diplomas, giving greater standing and prestige to the graduates, holding each school within the sphere upon the principle of graduation up to the capstone, as it were the University.

I explain the foregoing functions of the Board in view of recommending a Bill to be introduced later, which is made necessary because the Board had no money appropriated to it, and it was found, by charging at the present time 50 cents for each and all pupils attending, a member of the "Greater University," which would include not only those attending the State institutions, but those attending the private colleges and church colleges, that such an amount would give sufficient funds to operate without appropriation on the part of the Legislature; but, under the ruling of the Attorney General, a charter could not be granted under the present law, and it becomes necessary to pass a Public Charter by the Legislature authorizing the provision of the Constitution and by-laws, and to give them power to collect and use the 50 cents from each pupil.

I may state also that the educational directors of the Carnegie Foundation have made a full and complete analysis of the Boards' plans, and they approve with a promise that they will set aside an annual budget "without strings," beyond the purposes stated in the Constitution and By-Laws, for a program of five years, in the sum of \$20,000.00 a year.

I have had a committee of this Board at work for twelve months, studying the questions within the purview of their functions, and paying the expense of their clerical and statistical help out of a contingent fund of the Governor.

In August, I called in some of the friends or supporters of the Governor-elect, and told them that if he wanted this work continued that I would continue to pay the expense; otherwise, I would junk the whole proposition. After consultation with him, they reported to me that he approved the general purposes; and, therefore, I am not interfering with his plan by recommending the passage of the bill that will fix the purposes of the Board and give them the needed revenue without appropriation from the funds of the State. It is necessary to put into law in the form of a Public Charter the provisions of the Constitution so that it cannot be diverted from its purposes, to the end that there will be complete harmony between the church colleges among one another and with the State. When the Bill comes up, you will understand the complete purposes and provisions provided for in the Bill; and let me suggest that you remember that it should not have a



single amendment, for the Co-ordinating Board would be subject to the control of the Governor and the State, or any other law hereafter passed, and the Act authorizing the Public Charter would contain nothing except the matters and things named therein.

It ought to be apparent from the foregoing that I have no desire, as Governor, to interfere with the plans of my successor.

I have always believed that every Governor should be given free and full hand, subject only to the limitations of the Constitution. God knows that if he or any of them can administer this office better than I, the State should have such services.

If any successor can make the Government more economical, efficient, and preserve honesty; keeping crooks out of public funds; lowering the appropriation; and cutting the tax down 50 per cent, which is the greatest burden on private industry and the citizen, I, along with all the citizens of this State, will welcome such achievement, and applaud his efforts. The ad valorem tax is still too high.

#### *New Textbook Adoption*

All have some knowledge more or less of the adoption of new textbooks; but, in order to give you complete reasons therefor, it will be necessary to make this explanation:

The Twelfth Legislature passed a law providing for a Textbook Commission with the provision that one-fifth of the books should be adopted every year. Under this law, there was no adoption except in 1929; and thereafter no adoption of one-fifth of the books until 1933, when some 65 per cent of the books were adopted; and the remainder, recently in the year 1934. These last adoptions were made under an Act of the Regular Session of the Fourteenth Legislature.

Remember that the Act of the Twelfth Legislature provided that if the law should be "amended, or repealed," that the Textbook Commission would have authority to cancel the contracts of books adopted thereunder; and that provision was written into the contracts, as shown in the Office of the State Superintendent of Education. The Act of the subsequent Legislature, or the Fourteenth, (1933), provided for an entirely new Commission, with the same provision. It provided that the Governor, by Executive Order, might cancel the contract made under the Act of the Twelfth Legislature.

The new Textbook Commission, in keeping with these provisions, in its meeting in 1933, by regular form cancelled all contracts; and, to be doubly sure of the legality, the Governor issued an Executive Order cancelling the same. The Commission, under the law, had as members three educators. Seeking to secure the viewpoint of the various elements of society, since the adoption of textbooks is more than scholastic, and primarily a business proposition, as Governor, I appointed the following:

R. H. Stanley, Chairman, Lawyer, Hugo, Okla.

John Vaughan, Ex-Officio Secretary, State Superintendent, Oklahoma City.

Professor Charlie Forbes, Superintendent of City Schools, Thomas, Okla.

Professor Ernest Miller, Superintendent of Schools, Gypsy, Okla.

Dr. D. E. Cantrell, Physician, Healdton, Okla.

W. N. Barry, Banker, Okemah, Okla.

Fred C. Tracy, Farmer-Business, Beaver, Okla.

The foregoing gentlemen entered upon their functions; opened up for bids, and adopted nearly 65 per cent of the books prescribed by the State Board of Education, many of which were re-adoptions, for a period of five years, making a saving of more than 45 per cent on the price of the books, as disclosed by the price list appended hereto.

The Commission again assembled on the 15th day of October, 1934, to complete the adoption. There being two resignations, I appointed Judge Wm. L. Cheatham, lawyer, Bristow, Oklahoma, as Chairman, in lieu of Judge Stanley, resigned; and Superintendent Ben Hatcher, Superintendent of Schools at Moore, Oklahoma, in lieu of Fred C. Tracy, resigned.

The Board advertised for bids, after John Vaughan, State Superintendent and Ex-Officio Secretary, declined to do so; and completed the adoption.

In this last (1934) adoption, on the last named date, it was provided that no book should be used until the beginning of the school year in the fall of 1935, except the re-adopted books, which should begin at once with the reductions in prices, thereby making quite a saving this year upon the re-adopted books.

Approximately one-third of the new adoptions were such re-adopted books. In the case of the History of Oklahoma, the old text was re-adopted, but the book was brought down to date and contained the Constitution of the State together with a "Glossary," of legal definitions of the law terms found in the Constitution, using the definitions from the Standard Law Dictionary by Bouvier. This added some 150 pages to the old text, but the price was the same as the old price of the adoption of 1929. In the re-adoption of all other texts, there was a substantial reduction in the price. All of the foregoing named adoptions will expire by July 1, 1939, which will enable our successors to provide for a new adoption if they so desire, to begin on that date in the last of the year 1938.

REASON AND NECESSITY FOR COMPLETE ADOPTION was made necessary because new books could be installed at less cost than the adoption of 1929 and prior thereto, and for the further reason that some of the books were not up to standard of scholarship; for the further reason that thousands of school children were unable to purchase books.

I had at my command a given sum of money—approximately

\$260,000.00—with which to purchase books for the poor. I was enabled to supply the new books at the beginning of the school year of 1933-34 for practically all of the needy children of the State with this amount of money by making new adoptions; whereas, had no adoption been made that year, they would have cost \$500,000.00. In some counties, there were as high as 3,000 and 4,000 children without school books the two previous years. Now, by completing the adoption, it will enable you gentlemen of the Fifteenth Legislature to make provision for completion for supplying the poor children of the State; and I recommend that you make an appropriation of \$150,000.00, with such provision for the distribution as you may choose to provide, to every poor child in the State unable to buy a book with the books needed.

It is an absurdity to think of spending large sums of tax money for school houses, teachers, and supplies, and have thousands of children without textbooks, and many children could not attend school at all if not provided with a free textbook.

The foregoing candid statement is for the purpose of informing you and warning you against gossips which in late years seem to pervade society on all public questions.

Had we not made an adoption last year and this year, and had waited until next year, the textbooks would cost 30 to 35 per cent more than the price secured in the adoption. To illustrate: One book company bid on a book last year, 96 cents. It was the only bid. The Textbook Commission thought it was not enough. This year, that company and others bid, and that company bid \$1.14 on the same book. They were asked why they did not bid at the same price this year as last. The reply of the agent was that "Had we received the contract last year, the company had purchased all the material required for the life of the contract." He further stated that books would be 18 to 20 per cent higher next year; that by bidding this year, they would make purchase of material for the entire life of the contract. Therefore, if adoptions were not made until next year, you would pay from 18 to 20 per cent on the recent adoption; and 30 to 35 per cent more on the adoption made last year. Moreover, it was essential to settle the question of adoption in advance of the convening of you gentlemen, that you might provide for the necessary additional books for those unable to buy them, and I can conceive of no greater relief-expenditure than the expenditure for books so that the poor child may attend school.

THE DIFFERENCE IN COST OF THE NEWLY ADOPTED AND THE OLD BOOKS is given in the following tables:

#### BOOKS ADOPTED LAST YEAR 1933

GRADE\$ 1 TO 8 "NEW BOOKS"						Percent- age Saved	
SUBJECT	For Grds.	Name of Publish- ing Company	New Price	Old Price	Amt. on of New Sav- Adop- tion	New Adop- tion	
AGRICULTURE							
Elem. Agr.—A. & M. Faculty 7-8		Amer. Bk. Co.-----	.69	.85	.16	18.85	



**ARITHMETIC**

Bk. I Steps in Arith.—							
H. G. Bennett.....	3-4	Amer. Bk. Co.----	.39	.48	.09	18.7	
Bk. II Steps in Arith.—							
H. G. Bennett.....	5-6	Amer. Bk. Co.----	.39	.48	.09	18.7	
Bk. III Steps in Arith.—							
H. G. Bennett.....	7-8	Amer. Bk. Co.----	.39	.48	.09	18.7	

**CIVICS**

The Pursuit of Happiness—		Benj. H. Sanborn					
Manley .....	8	& Co. ....	.79	1.13	.34	30.5	

**READING—Special Pre.**

Laidlaw Readers State							
Ed. ....	Primer	Laidlaw Bros. Co..	.30	.47	.17	36.2	
Primer Laidlaw Readers							
State Ed. ....	Primer	Laidlaw Bros. Co..	.30	.50	.20	40.0	
Bk. I Laidlaw Readers							
State Ed. ....	1st.	Laidlaw Bros. Co..	.45				
Bk. II Laidlaw Readers							
State Ed. ....	2	Laidlaw Bros. Co..	.38	.53	.15	28.3	
Bk. III Laidlaw Readers							
State Ed. ....	3	Laidlaw Bros. Co..	.42	.60	.18	30.0	
Bk. I The Atlantic Readers—							
Condon .....	4	Little Brown & Co.	.58	.67	.09	13.4	
Bk. II The Atlantic Readers—							
Condon .....	5	Little Brown & Co.	.60	.72	.12	16.7	
Bk. III The Atlantic Readers—							
Condon .....	6	Little Brown & Co.	.65	.72	.07	9.7	
Prose & Poetry—Avery and							
Others .....	7	L. W. Singer Co.---	.68	.83	.15	18.1	
Prose & Poetry—Avery and							
Others .....	8	L. W. Singer Co.---	.72	.83	.11	13.1	

**SPELLING**

Progressive Course in Spelling							
—Hunt (Compl. Text) ----	3-8	Amer. Bk. Co.----	.30	.35	.05	14.3	
Pt. I Spelling—Hunt							
(Compl. Text) .....	3-5	Amer. Bk. Co.----	.22	.34	.12	35.4	
Pt. II Spelling—Hunt							
(Compl. Text) .....	6-8	Amer. Bk. Co.----	.24	.33	.09	27.2	

**GRADES 1 TO 8 "OLD BOOKS  
RE-ADOPTED"****DICTIONARY**

Elementary School Dict.—							
Webster .....	1-8	Amer. Bk. Co.----	1.03	1.14	.11	7.9	

**DRAWING**

Augsburg Drawing Bks.—							
Augsburg .....	1	Augsburg Pub. Co.	.15	.20	.05	25.	
Augsburg Drawing Bks.—							
Augsburg .....	2	Augsburg Pub. Co.	.15	.20	.05	25.	
Augsburg Drawing Bks.—							
Augsburg .....	3	Augsburg Pub. Co.	.15	.20	.05	25.	
Augsburg Drawing Bks.—							
Augsburg .....	4	Augsburg Pub. Co.	.15	.20	.05	25.	
Augsburg Drawing Bks.—							
Augsburg .....	5	Augsburg Pub. Co.	.15	.20	.05	25.	
Augsburg Drawing Bks.—							
Augsburg .....	6	Augsburg Pub. Co.	.15	.20	.05	25.	
Augsburg Drawing Bks.—							
Augsburg .....	7	Augsburg Pub. Co.	.15	.20	.05	25.	
Augsburg Drawing Bks.—							
Augsburg .....	8	Augsburg Pub. Co.	.15	.20	.05	25.	

## BOOKS ADOPTED LAST YEAR 1933

						Percent- age Saved	
GRADES 1 TO 8 "OLD BOOKS RE-ADOPTED"						Amt. on of New	
SUBJECT	For Grds.	Name of Publish- ing Company	New Price	Old Price	Sav- ing	Adop- tion	
<b>HISTORY</b>							
The Story of Our Nation— Barker, Dodd & Webb	6	Row, Peterson & Company	.62	.78	.16	20.5	
The Growth of a Nation— Barker, Dodd & Webb	7-8	Row, Peterson & Company	1.20	1.35	.15	11.1	
<b>PENMANSHIP</b>							
Pract. Pen.—Putnam & Mills	1	Pract. Draw. Co.	.05	.07	.02	28.5	
Pract. Pen.—Putnam & Mills	2	Pract. Draw. Co.	.05	.07	.02	28.5	
Pract. Pen.—Putnam & Mills	3	Pract. Draw. Co.	.05	.07	.02	28.5	
Pract. Pen.—Putnam & Mills	4	Pract. Draw. Co.	.05	.07	.02	28.5	
Pract. Pen.—Putnam & Mills	5	Pract. Draw. Co.	.05	.07	.02	28.5	
Pract. Pen.—Putnam & Mills	6	Pract. Draw. Co.	.05	.07	.02	28.5	
Pract. Pen.—Putnam & Mills	7	Pract. Draw. Co.	.05	.07	.02	28.5	
Pract. Pen.—Putnam & Mills	8	Pract. Draw. Co.	.05	.07	.02	28.5	
<b>PHYSIOLOGY</b>							
Bk. I Health, Happiness, Success Series By Burkard, Chambers & Maroney	4-5	Lyons & Carnaham	.50	.56	.06	10.7	
Bk. II Health Habits By Burkard, Chambers & Maroney	6-7	Lyons & Carnaham	.55	.60	.05	8.4	
<b>SUPPLEMENTARY READERS</b>							
Story & Study Readers— State Contract Binding—		Johnson, Primer, Publishing Co.	.61	.71	.10	14.	
By—Withers, Skinner & Gecks	1	" " "	.31	.41	.10	8.4	
" " " "	2	" " "	.31	.45	.14	31.1	
" " " "	3	" " "	.41	.47	.06	12.8	
" " " "	4	" " "	.48	.59	.11	18.6	
" " " "	5	" " "	.54	.63	.09	18.2	
" " " "	6	" " "	.58	.67	.09	13.4	
Total for Grades 1 to 8—Year 1933			16.78	20.83	4.05	19.34	
<b>HIGH SCHOOL "NEW BOOKS"</b>							
<b>ENGLISH</b>							
England's & America's Lit- erature By—Tappan	11 & 12	Houghton, Mifflin Co.	1.15	2.40	1.25	52.09	
Everyday English—Laird, Walker & Locke	9 & 10	Row, Peterson Co.	.76	2.78	2.02	72.69	
Modern Speaking— Breese-Kelly	11 & 12	Follett Pub. Co.	.90	1.50	.60	40.	
<b>MATHEMATICS</b>							
Algebra—First Course By—Calhoun, White & Simpson	9	Johnson Pub Co.	.64	1.11	.47	42.3	

First Day, Tuesday, January 8, 1935

31

BOOKS ADOPTED LAST YEAR 1933

HIGH SCHOOL "NEW BOOKS"					Percent- age Saved
SUBJECT	For Grds.	Name of Publish- ing Company	New Price	Old Price	Amt. on of New Sav-Adop- tion
MATHEMATICS					
Algebra-Second Course Calhoun, White & Simpson	11 & 12	Johnson Pub. Co.	.70	1.14	.44 39.
Geometry-Elem. of Plane Geom. By-W. H. Bruce	10	Southern Pub. Co.	.68	1.05	.37 35.2
A Higher Arithmetic- Stone Et. Al.	11 & 12	Benj. H. Sanborn Co.	1.05	1.14	.09 79.00
LANGUAGE					
First Year Latin-Foster & Arms	9	Johnson Pub. Co.	.96	1.21	.25 20.6
Second Year Latin- Foster & Arms	10	Johnson Pub. Co.	1.35	1.56	.21 13.4
Bk. I Essentials of Span- ish-Torres'	9	Doubleday, Doran & Co.	.97	1.35	.38 28.1
Bk. II Essentials of Span- ish-Torres'	10	Doubleday, Doran & Co.	1.04	1.35	.31 22.9
ECONOMICS					
Elem. of Economics- Fradenburg	10 & 12	Chas. Scribners' Sons	1.00	1.52	.52 34.2
SCIENCE					
High School Agri.- A. & M. Faculty	9 & 10	Am. Book Co.	.95	1.24	.29 23.4
Everyday Problems in By- Pieper & Beachamp	10	Scott, Foresman & Co.	1.38	1.69	.31 18.3
Bk. I Science Problems of Modern Life	9	Webster Pub. Co.	.45	1.45	1.00 68.9
Bk. II Science Problems of Modern Life	9	Webster Pub. Co.	.45	.56	.11 19.7
Essentials of Physics- Sears	11	Laurel Bk. Co.	.96	1.42	.46 32.4
Physics Laboratory Manual- Personal & Pub. Health- Buckard, Chambers & Maroney	10 & 11	Lyons & Carnahan	.90	1.40	.50 35.6
HISTORY					
United States History-- Hulbert	11	Doubleday, Doran & Co.	1.38	1.83	.45 24.6
COMMERCIAL					
1st. Sem. Bookkeeping I-Lazenby	9	Univ. Pub. Co.	1.20	2.86	1.66 58.
2nd. Sem. Bookkeeping II-Lazenby	9	Univ. Pub. Co.	1.20	2.87	1.67 58.19
Typewriting-Drake	10 & 12	Lyons & Co.	.70	1.20	.50 41.66
HIGH SCHOOL 9-12 "OLD BOOKS RE-ADOPTED"					
COMMERCIAL					
Commerical Law-Peters & Pomeroy	11-12	South-Western Pub. Co.	1.11	1.21	.10 8.26
Shorthand-Gregg	10-12	Gregg Pub Co.	1.29	1.50	.21 14



## CIVICS

Our Community Life							
By—King & Barnard-----	9	John C. Winston--	1.00	1.20	.20	16.7	
Total for Grades 9-12 for Year 1933-----			24.62	39.10	14.48	37.0	

## BOOKS ADOPTED THIS YEAR 1934

GRADES 1 TO 8 "NEW BOOKS"					Percent- age Saved on New Adop- tion	
SUBJECT	For Grds.	Name of Publish- ing Company	New Price	Old Price	Amt. of New Sav- ing	Adop- tion
HOME ECONOMICS						
Dom. Sci. Elementary-----	7-8	Am. Bk. Co.-----	.69	1.01	.32	31.6
GEOGRAPHY						
Human Use Geog.—Smith--	4-5	John C. Winston Co.	1.10	1.00	*.10	**9
Human Use Geog.—Smith--	6-7	John C. Winston Co.	1.15	1.32	.17	12.9
LANGUAGE						
English for Use-----	3-4	John C. Winston Co.	.40	.48	.08	16.6
English for Use-----	5-6	John C. Winston Co.	.40	.48	.08	16.6
English for Use-----	7-8	John C. Winston Co.	.42	.62	.20	32.2
MUSIC						
Music Introductory -----	3-4	Follett Pub. Co.----	.60	.62	.02	3.2
Bk. 2 Music Elementary-----	5-6	Amer. Bk. Co.-----	.73	.66	*.07	**09
Bk. 3 Book of Songs-----	7-8	Amer. Bk. Co.-----	.84	.72	*.12	**14
HISTORY						
Oklahoma History -----	5-6-7	Economy Company	.68	***.90	.22	24.4
READERS						
Pre-Primer—Fact & Story -----	Pre-Primer	Am. Bk. Co.-----	.15			
SUPPLEMENTARY READERS						
Primer Fact & Story-----	Primer	Am. Bk. Co.-----	.35	***.57	.22	38.3
1st. Fact & Story-----	1	Am. Bk. Co.-----	.35	***.57	.22	38.3
2nd. Fact & Story-----	2	Am. Bk. Co.-----	.46	***.69	.23	33.2
3rd. Fact & Story-----	3	Am. Bk. Co.-----	.54	***.73	.19	26.
4th. Fact & Fancies-----	4	John C. Winston Co.	.65	***.72	.07	9.7
5th. Whys & Wherefores----	5	John C. Winston Co.	.65	***.76	.11	14.5
6th. Scouting Through -----	6	John C. Winston Co.	.70	***.79	.09	11.4
Total for Grades 1-8 for Year 1934-----			10.71	12.64	1.93	15.3
Loss on Grades 1-8 for Year 1934-----					.29	.23
Total Savings for Grades 1-8 for Year 1934-----					1.64	12.8

## HIGH SCHOOL 9-12 "NEW BOOKS"

## LITERATURE

Anthology I -----	9	Amer. Bk. Co.-----	1.14	1.81	***.67	37.
Anthology II -----	10	Amer. Bk. Co.-----	1.14	1.93	***.79	40.9
Anthology III -----	11	Amer. Bk. Co.-----	1.14	2.02	***.88	43.5
Anthology IV -----	12	Amer. Bk. Co.-----	1.14	2.15	***1.01	47.
Grammar Essentials -----	9	Follett Pub. Co.----	.65	1.04	***.39	38.5

\*Amount of Loss.

\*\*Per cent of Loss on New Adoption.

\*\*\*Average Price of Books Now Generally Used.

## BOOKS ADOPTED THIS YEAR 1934

HIGH SCHOOL 9-12 "NEW BOOKS"						Percent- age Saved	
SUBJECT	For Grds.	Name of Publish- ing Company	New Price	Old Price	Amt. on of New Sav-Adop- tion	tion	
HISTORY & SOCIAL SCIENCE							
Ancient History -----	12	Am. Bk. Co.-----	1.52	1.69	.17	10.	
Modern History -----	10	Am Bk. Co.-----	1.52	1.69	.17	10.	
General History -----	10	Houghton Mifflin Co.-----	1.90	1.82	*.08	**.04	
Sociology -----	10-12	Am. Bk. Co.-----	1.41	1.48	.07	4.7	
Problems American Life----	11-12	Row. Peterson & Co. -----	1.50	1.38	*.12	*.18	
SCIENCE							
Chemistry -----	10-11	Laurel Bk. Co.----	1.12	1.80	***.68	37.8	
COMMERCIAL							
Business Arithmetic -----	11-12	Gregg Pub. Co.----	.69	1.14	.45	39.5	
HOME ECONOMICS							
Home Economics—Home ----	11	Houghton Mifflin Co. -----	1.46	1.56	***.10	6.4	
Home Economics—Clothing--	10	Houghton Mifflin Co. -----	1.50	1.77	.27	15.3	
OLD BOOKS RE-ADOPTED							
Oklahoma History -----	9	Economy Co. -----	1.00	1.00			
Business English -----	11 & 12	Gregg Pub Co.-----	.69	1.00	.31	31.	
Home Ec. Foods-----	9	Houghton Mifflin Co.-----	1.46	1.47	.01	.68	
Industrial Geography -----	10	Am. Bk. Co.-----	1.41	1.64	.23	14.	
Total for Grades 9-12 for Year 1934-----			22.39	28.39	6.20	21.1	
Loss on Grades 9-12 for Year 1934-----					.20	5.88	
Total Saving for Grades 9-12 for Year 1934-----			22.39	28.39	6.00	21.13	

\*Amount of Loss.

\*\*Per cent of Loss on New Adoption.

\*\*\*Average Price of Books Now Generally Used.

Total for Grades 1-8 Year 1933	16.78	20.83	4.05	19.4
Total for Grades 9-12 Year 1933	24.62	39.10	14.48	37.0
Grand Total for Year 1933 Grades 1 to 12	41.40	59.93	18.53	30.9
Total for Grades 1-8 Year 1934	10.71	12.64	1.93	15.42
Total for Grades 9-12 Year 1934	22.39	28.39	6.00	21.13
Grand Total for Year 1934 Grades 1 to 12	33.10	41.03	7.93	19.33
Grand Total for Years 1933 and 1934	74.50	100.96	26.46	26.28

I wish to call attention to the Legislature to the fact that not only was the Constitution of the United States and of the State excluded from the history of the State and the United States, but Civil Government as well, through the influence of the North Central Association, and backed by the State Superintendent's Office. Neither Constitution could be found in any textbook.

This continued until the Act of 1933, creating the Textbook Com-

mission, in which Act we followed a like course in Texas, by declaring that the Constitution of the State should be a part of the history of the State, and that of the United States a part of the history of the United States, and both Constitutions should be included in any textbook on Civil Government.

It is little wonder that those under the influence of the Communist Russian professors of the United States have discarded the Constitution and have practically taught a generation that there existed no such thing as a Constitution.

I say to you deliberately that a Republic cannot be conceived without a written Constitution, nor can Democracy in monarchy, without some form of a Constitution. In England, the whole Constitution is unwritten because it is made up of the written portion known as the Magna Charta, the Acts of Settlement, and the sundry other charters of English liberty, combined with the decisions of the Courts and the Acts of Parliament—these together constitute the English Constitution. With us, each State and the Federal Government has a complete, written Constitution, which is the only safeguard in moments of anarchy and strife, and passion, and mental intemperance among the people, for a Constitution is made to bind the people in such moments as well as to bind the official at all times.

The crying need of our times is to return both State and Nation to Constitutional Government in its purity, and that means not only the Executive Branch but above everything else that the Courts of the land do not exceed their powers, and this is particularly true of the Oklahoma Courts.

Permit me to call your attention to another course pursued by the State Department of Education. Appropriation is made from time to time to print the school laws, and they were printed in 1933, which assumed to contain all of the laws, but John Vaughan, the State Superintendent, left out an Act of the Fourteenth Legislature (House Bill No. 194), which provided for disorganization of school districts.

I wish it understood that this was no particularly favored law of mine; I did not even know it was under consideration until it reached my desk; but I realized that it was a wholesome Bill, for, often, in these oil sections, a town is built up and great improvements are established, to be followed by the scattering of the town by reason of the failure of oil, and that is true in some of the coal districts, and the necessity arises just as greatly to disorganize both the independent school and municipal districts as originally to organize them; and I therefore approved the Bill; but John Vaughan seems to think that because he does not like the Bill, it should not go into the school laws. He is as bold in excluding the law and the Constitution as these Communists, German, and Russian professors, called "Brain Trust."

Therefore I recommend that in every appropriation bill, when money is appropriated for the printing of the laws governing any department, that the law include a provision prohibiting the payment for the printing until the Attorney General, or some Judge, or some power independent of that department, certifies that the law, and ALL



THE LAW governing the department, is printed in the pamphlet. In short, if Mr. Vaughan wants to circulate John Vaughan laws, let him pay the bill out of his own pocket.

John Vaughan told the Agent of one of the Textbook companies, whose books were recently adopted that he (Vaughan) intended to try to have the Legislature nullify the recent contract of adoption; and, failing, he would appeal to the courts; and, if he failed there, he would instruct the teachers to throw books out of the Schools. You gentlemen should find some way to compel such officials to obey the Law.

THE WM. H. MURRAY EDUCATIONAL FOUNDATION was organized by a group of friends of higher education, which included practically all of the faculties of the higher institutions. Its design was the collection of a fund to be loaned to poor boys and girls ready to attend college, to the end that they might secure a higher education, otherwise impossible.

Life memberships of \$100.00 each were provided in the charter of organization, which was sufficient to aggregate a sum of \$18,000.00; with provisions for "Bequests" by any person desiring to make to said Foundation.

I secured, beginning in 1931, the writing of a textbook on "Agriculture" in the grades, and another one for colleges by the faculty of the A. & M. College. Their copyrights were transferred to this Foundation. Textbook companies were authorized to bid for the printing of this books with the understanding that unless their bid was the lowest, the book would not be adopted, they to pay 10 per cent royalty on all books sold in the United States to the Foundation. The old book, which was replaced by it, was but a compilation of articles, sold to schools for 89 cents. Three companies bid lower, the lowest being by the American Book Company for 69 cents, and that book was adopted. It has more recently been adopted in Arkansas for a period of six years, and will likely be adopted in four or five other States this coming season. A 10 per cent royalty in every case is to be paid to the Murray Educational Foundation.

A set of Arithmetics, written by Conger, Bennett and Conger (Dr. Bennett is President of A. & M. College) was also bid upon, and was the lowest bid and the best book offered to the Textbook Commission. It also pays 10 per cent, to Foundation; as does a work on Anthology, which is sold for the purpose of Literature and Anthology, 4 Volumes, at \$1.14 each; whereas the Anthologies heretofore used have cost from \$1.75 to \$2.25 a copy,—quite a saving there; and, yet, this fund goes to the Foundation; and the particular merit of this Anthology is that while it includes the literary productions recognized as standard in the past; also includes those of some fifty Oklahoma authors, and others of our Western country.

It is proper for me to explain that I have no control over; this fund; that the members selected a Board of Trustees of Nine Members who will administer the fund without compensation and that the fund is handled through Hugh Harrell, the State Treasurer, through the

Trust Department of the State Treasury; and the loans are authorized by a Committee of Three selected by the Board of Directors. That Board consists of:

Clive Murray of Tishomingo, Oklahoma,

Clint Strong of Clinton, Oklahoma, and

Dr. Henry G. Bennett of Stillwater, Oklahoma.

This Loan Committee has approved a number of loans this year totaling \$10,000.00, their design being to hold back sufficient funds to put the person to whom it is loaned through a four years' course before they are expected to return the money. The notes bear 5 per cent interest.

To give you an idea of what may be expected of this Foundation in the future years, I call your attention to the organization of a foundation by Benjamin Franklin in Philadelphia, and another in Boston, beginning with \$5,000.00 each, with provision that neither should be used until the end of 100 years interest accumulation. At the end of 100 years, each of these foundations had to their credit more than \$700,000.00. They now each amount to more than \$1,000,000.00.

Governor Brown of Georgia, fifty years ago, created such a foundation, with \$50,000.00. At the end of fifty years, (1934), the foundation had educated more than 1,000 men, some of them prominent judges in this State; had assets amounting to \$275,000.00, notwithstanding a loss of \$29,000.00.

We estimate, through royalties and additional memberships, that the MURRAY FOUNDATION will have assets aggregating \$100,000.00 within twelve months; and, in the event of no additional funds, the interest on that will pay the operating cost and make the usual allowance for losses, and result in a fund in a hundred years of \$10,000,000.00.

With the present tendency of compelling every person who desires to practice dentistry, medicine, law, the profession of teaching, most of the rest, to go to college, without regard to what they may learn at home, and secure a given number of "credits,"—this tendency will finally end where no person can enter a profession unless he or she attends a college, and that would result in the professions being filled only from the families of the wealthy. That would prove disastrous to society, because brains of the poor have shown their merit on the whole to surpass those of the wealthy; and we cannot afford not to avail ourselves of the brains and scholarship of the poor, for the Creator did not put brains on the "Free List." No university ever made a brain—they merely give refinement and method to this product of the Creator.

#### *New Obligations Contracted Requiring Payment*

When I went into office, there were contracts aggregating \$275,-

000.00, or debts created by the heads of sundry institutions; and there were Deficiency Certificates in excess of appropriations issued by my predecessor, aggregating \$250,000.00. They were paid from the appropriations of the Legislature of 1931. In order to check unwarranted contracts, an Act was passed in the Legislature of 1931 prohibiting any Department or Institution of the State to contract an obligation in excess of the appropriation without approval by the Governor. The result is that you will not have the necessity of paying a very large sum of outstanding obligations not provided for in the appropriation. There are a few, however, that could not be avoided.

The Thirteenth Legislature appropriated, (counting the excess of contracts and deficiencies), nearly \$35,000,000.00. The Legislature of 1931, including the \$525,000.00 excess, and including \$600,000.00 for free seed and relief of the people, made an appropriation of \$31,000,000.00 round numbers. During the first fiscal year beginning July 1, 1931, the various heads of the Institutions and Departments, under the direction and control of the Governor, returned to the Treasury \$1,500,000.00. During the second fiscal year, out of the same appropriation, there was returned to the Treasury on July 1, 1932, \$2,300,000.00, making an aggregate sum saved from the Legislative appropriation of 1931, the sum of \$3,800,000.00.

The Fourteenth Legislature of 1933 made an aggregate appropriation of \$21,642,000.00 for the two fiscal years beginning July 1, 1933, making \$10,000,000.00 less than the Legislature of 1931, and nearly \$14,000,000.00 less than of the Legislature of 1929, and of the Departments and Institutions for the fiscal year ending July 1, 1934, operating within the appropriation, and a bit of saving was in addition made out of the appropriation, except for a Supreme Court decision.

During the present fiscal year, beginning July 1, 1934, the heads of the Institutions began a demand in excess of the appropriation; however, in consequence of the law of the Legislature of 1933, authorizing the Governor to audit every quarter, I have held them down to within the appropriation up to this January 1st.

There are some obligations that could have been paid but, under the ruling of the Attorney General, were not allowed to be paid, that your Legislature should appropriate by Special Bills, which, under the Constitution, requires a two-third vote:

First. The sum due Ed Andruss, and not provided for prior to July 1, 1931, because of the exhaustion of the appropriation by his predecessor.

Second. Mrs. Andruss, who has done quite as much work in the Institution for the Feeble Minded at Enid as any one else, was not permitted to receive her salary, due to the fact that the law governing that Institution provided for the selection of the help by the Superintendent, whereas other Institutions provided for such selection by the Board of Public Affairs; and, therefore, it was ruled that Mrs. Andruss came within the Nepotism Law. Had she been selected by the terms of the law as the other Institutions were selected by the Board of Public Affairs, this objection could not arise. A bit of thought on this



point will convince any sensible man that the head of an institution like that one, or an Orphans' Home, should provide for a married man with a wife to assist,—not some outside woman which, was in the case referred to, leads to immorality. That recommendation was the advice of such experienced men as Dr. Griffin; and if you will but visit that institution at Enid, you will understand the truth of what I have said. Now, it appears from the records that Wm. Alexander, the predecessor of Ed Andruss, had his wife on the payroll, and she was paid for her salary, while Mrs. Andruss has never been paid. I submit, in all justice and equity, an appropriation should be made to pay her salary by a special act. No other woman could be used for that work.

Third: The Legislature of 1931 provided for the construction of an additional dormitory at Stillwater and for the sale of bonds, to be paid out of rentals. The money was secured from the Federal Government and the building is practically completed; but there is no provision for a heating plant. Certainly it was not the intention of the Legislature that that building be constructed and lie idle for a year for the lack of a heating plant. Taking that view, I therefore directed the Board of Agriculture to take bids for such a plant. When these bids were made, I told the lowest bidder that I would execute a contract for the installation of the heating plant, and let it bear interest until it was paid, the same as non-payable State warrants, at 6 per cent. He accepted the contract, aggregating the sum of \$18,000.00, and the heating plant was supplied, and installed.

I urge your Legislature to pass a Special Appropriation Bill to make that payment.

Fourth: Colonel Sneed, Secretary of State, informed me that the Legislature had made it incumbent upon him to submit to the voters certain Constitutional Amendments, without providing for the additional fund. I therefore approved a contract on the same terms as before mentioned to make the payment. That also should be paid.

Fifth: The Textbook Commission has had no appropriation since their first meeting. I sought to pay them out of my contingent fund (Extraordinary Protection of the State), which has heretofore been regarded as wholly within the discretion of the Governor, to be used for any lawful purposes that the Governor might choose; but the Auditor refused to make the payment, although I had sufficient funds with which to do so. It therefore becomes necessary for the Fifteenth Legislature to make an appropriation for this purpose. The account sworn to will be submitted to your appropriation Committee.

Sixth: When the Federal Relief Bureau assigned to Oklahoma the sum of \$500,000.00, on the 15th day of December, 1933, and then took the control of said funds away from the Governor in January, 1934, I was compelled to administer the appropriations for the fiscal year, made for the indigent and sick, and for the distribution of free seed, et cetera, which I did. There were outstanding a number of food orders and accounts held by merchants left unpaid and due, to be paid by the Federal Government. A representative of the Government in the past spring came to Oklahoma and proposed to make such payments, aggregating some \$200,000.00 or more; but he insisted that my County

Superintendents of Relief should personally take up these accounts, and promised to make payment of their salary of \$62.50 a month for their services, but declined at length to make the payment on these salaries; and, although they have promised to do so from time to time, these men have not as yet received that money; and, while I had the funds in the indigent appropriation sufficient to make the payment, the law limiting the per cent that could be used for that purpose would not permit me to make the payment, although I have the money now to the credit of that fund.

It therefore is your duty to make appropriation to pay for these men for that month's salary in each of the 77 counties. And there are a few outstanding orders that for some reason,—negligence or otherwise,—that merchants did not send in that should be paid also; but in these particular orders, I warn you that claims will be set up not authorized. No claim for relief should be made for supplies or for any purpose not authorized and signed by the Governor,—a rule that I adhered to through the entire relief set-up, to prevent frauds and fraudulent claims being made against the State; however, the auditor of these State funds, as well as the Federal Funds, Sam M. Bounds, can identify every one of them. They are not many, but should be paid.

I know of no other legitimate claims against the State. I have recited them in detail to prevent fraudulent claims being presented for your consideration, which surely will be done, but the aggregate amount of all foregoing claims will not exceed \$80,000.00.

#### *School Land Commission and Public School Lands*

All are somewhat acquainted at least with publication of questions arising out of the administration of the school funds and public lands of the State. It seems difficult to arrive at the exact truth and to eliminate gossip and secure exact facts.

The Legislature of 1931 passed an Act for the appropriation of \$25,000.00 to audit "all State Departments." The School Land Department had not been audited since Statehood. I sought to make that audit only. Bids were made ranging from \$100,000.00 and up to make a complete audit of the Department and the field work. I therefore made a contract with Wilson and Garnett, auditing firm, to make a partial office audit, which, in consequence of the mixing of the records incident to the removal of the State Capitol, exhausted the \$25,000.00 by the year 1917. I authorized them to continue with a limited audit, which cost the State some \$12,000.00 more, and thus discovered the theft of \$48,000.00. This audit of Wilson and Garnett was made up to July, 1932, and the Legislature passed a law directing the employment of an auditor every two years to audit, beginning on July 1, 1933, the contract for such audit to be made by the Commission, composed of the Governor, Speaker of the House, and President Pro Tempore of the Senate, but made no appropriation therefor.

This Commission, composed of Wm. H. Murray, Governor; Tom Anglin, Speaker of the House; and Paul Stewart, President Pro Tempore of the Senate, contracted with Sam M. Bounds, in July, 1934, to make an audit for the two previous fiscal years, (July 1, 1932 to July 1, 1934);



and stipulated as directed by the law, that a copy of said audit be filed with each House of the Fifteenth Legislature, and a copy be delivered to the Governor, and a copy to the School Land Department.

During this audit, Mr. Bounds has found that certain lines of assets were not audited. He was therefore authorized by me to go back through the previous years, to assist him in an accurate audit. It is also found that it is impossible to make a complete, accurate audit in the office of the School Land Department. In other words, the audit should extend to the field and to each tract of land; and you gentlemen will have to determine whether to cut off all bad transactions and just assume that it is accurate, or provide for a field audit.

A gentleman here in the city came to me two months ago and requested that I make a contract with him to audit the School Land Department completely. I called his attention to the fact that I could not do that for the lack of funds. He replied that he would contract to audit from the beginning for nothing, provided I would make a contract to give him one-half of all funds he collected and lost to the Department, saying that he could make it pay him. My reply was that I could not constitutionally do that for the Constitution provides these funds to be a sacred fund for the common schools, and that where a loss occurs, it is the duty of the Legislature to return the funds by appropriation; that the School Land Department is one that could not even dispense charity, but must at all times husband these resources strictly for the common school children of this State; that the Legislature alone could make a contract with him by an Act, but, even in that case, they must needs pay him out of an appropriation of the General Revenues, and not from the School Funds. He may possibly make overture for such contract. If he does, the whole question I submit to your judgment without recommendation.

When I have pointed out these matters, I shall have performed by functions and duty, notwithstanding the amount of cursing I have received because of my endeavor in the past four years to protect these funds. However, I will make this observation that may assist you:

It has come to me from sundry sources that lands where loans were foreclosed in the east half of the State, some of which lands were covered by bois d'arc, walnut, and pine timber, have been authorized to be cut off; and that the men who cut the timber paid for privileges, but the records of the School Land Department will not disclose that that department ever received any money for such purposes; and, therefore, the truth or falsity of these statements cannot be ascertained by an office audit. It will be necessary to go into the field to discover the facts.

Numerous oil companies have with or without permission, (and the records of the School Land Department do not show any permission), nor the payment of any money therefor, constructed, under the school lands, pipe lines amounting to a vast sum, if collected. These too cannot be determined by an audit of the office.

As stated before, the whole question is yours. I have exhausted my duty and obligation as Governor of the State in these transactions;



borne the abuse and slander of politicians and their newspaper friends; but I call your attention that in the speech made and printed at the time at Altus, Oklahoma, in 1910, I pointed out that if the people of the State permitted the "swapping of offices," that just such losses as have been disclosed would eventually result.

*Co-Operating With Or Surrendering To Federal Authorities*

Knowing from experience I warn you gentlemen in advance that you will be asked to destroy the State laws and even the Constitution itself, under the plea of "co-operating with the Federal Government." To do so would also destroy the spirit and intent of the Constitution of the United States. Every governor and most public officials are sworn to uphold not only the Constitution of his State but the Constitution of the United States.

I make these observations because I have been beset with the demand that I recommend to the Legislature, and even to call a Special Session for that purpose, that we "repeal our anti-trust laws;" repeal the law requiring a textbook company to sell a textbook in this State as cheaply as sold in any other State; to make it a criminal offense under the laws of this State for any citizen of the State to violate one of these "alphabetical orders" now operating in Washington. That, I have steadfastly refused to do, for, to do so, is no "co-operation," but a surrender to Bureaus and extra legal boards seeking to enact laws not made by the Constituted Law-making Body of Congress, regularly assembled, and, therefore, such so-called codes are but private wills as distinguished from public judgment, which is the only basis of law.

You have the duty incumbent upon you under your oath to maintain your own powers; to maintain the powers of the Governor; to maintain the powers of the State; and to maintain the powers authorized by the United States, under the Constitutions of the two Governments, which at once becomes veritable "Blue Prints" of State and National Governments, and you can no more depart with safety from the "Blue Print" of Government in the construction of the edifice of Government than you can depart from the "Blue Print" of a skyscraper; for, to do so would cause the skyscraper to topple over and fall; and just so with Government,—not that the "Blue Print" of either is at all sacred; or that either is the best possible to be made; but, in either case, they are the "Blue Print" of the two structures. It is unsafe not to follow them.

We are passing through a painful experience, never before sought to be done in American life; but history will disclose to us such efforts in the past and the success of these experiments in Government as distinguished from Government made from the experience of man, have invariably proven disastrous. The geologists and mechanics arrive at discoveries by experiment, but it will not do in Government. All the evils that have destroyed democracies in the past; that have done injury to our American society have not been because of adhering to the Constitution, but by departing from its spirit, through legislation in the interest of the speculator; through banking and currency laws, violative of the spirit of the Constitution; through the creation of

monopolies and decisions of courts that permit a corporation chartered in New Jersey to have citizenship in Oklahoma, or other States, with powers greater than a corporation chartered in the home State, ultimately resulting in a "twilight zone," in which they escape both the State and Federal laws and defeat their taxes.—This is the mother of all monopoly that has crushed labor and the citizen. When you lose your State Government you will cry to have it back again, but in vain.

We are now at the "Cross Roads" to determine whether the old Republic shall survive; whether this last effort of democracy shall survive, or whether it shall go the way of the democracies of the Ancients,—always resulting in destruction of government of the people. for the people, by the people.

#### *Pari-Mutuel Gambling*

The Fourteenth Legislature, very speedily and silently, passed a Bill known as the "Pari-Mutuel," which was supposed to be a mere right of betting on a horse race; but, in truth, it was a legalized form of a slot machine for gambling purposes, that would not prove as fair as loaded dice in a crap game, in which, in every instance, according to the bets of the operators of the game would know which horse would win.

When I discovered this, I promptly vetoed it. They got a bill through the Legislature of Texas, and now the business people of Dallas and other places want it repealed.

I warn you that that Bill will be introduced at this session, and, by all means, it should be defeated. It will prove to be the most corrupting and debasing thing that could be imagined—as baneful as the old saloon. I learned the fact that it will be introduced through an incident of an attorney's urging me to permit two convicts to return to the State, in which they themselves said that they expected this Bill to pass, and that they wanted to "reap up" on it. They were convicted for conducting "high-powered" gambling dens; and, therefore, have connection with men who invest their money in gambling paraphernalia to be operated by some poor fellow who can take the "rap," if caught.

When this Bill is introduced, don't let them tell you that it is a "Race Horse Bill," for it proved to be one where everything will be known as soon as the bet is over, and the "managers" reap the money, and the "poor dupes" put their money on what they think will win, but never have a chance to win.

The State of Oklahoma cannot afford to enter upon the policy of legalized gambling. In truth, this form of gambling not hid from the general public and the children, is the worst possible.

#### *The Tax Commission, Or Tax Dodging*

You will likely be confronted with propositions to amend the law creating the "Oklahoma Tax Commission," under the plea that it will make it better.

Unless you are absolutely sure, do not vote for any such proposed amendment. This law was written by men who knew how to write the law, under my supervision; and six months' time was spent upon it. It is as nearly perfect as a law can be written under our Constitution, if the purpose of the law be to collect all of the taxes due, and let no one escape his taxes; and, indeed, this is the virtue of the law.

If amendments are introduced, in the end, they will prove as fatal as the Glasser Amendment, enacted in 1922 to the Income Tax Law. It will prove worse than a joker, and permit the selfish to escape.

It has been proposed by some that it ought to be a "One-Man Commission." I do not agree with them on that because one man may be angered at a tax-payer, or have undue friendship with some big tax-payer, and, in either case, be disposed to "lean" from the "plumb-line of justice." In such cases, the other two Commissioners can aid him to escape his relationship with the tax-payer, and more nearly do justice; and, even in that particular, it would be unwise to make a change. Indeed, the Tax Commission should be made up, as it is now, of one Executive, who keeps track of the departments and of the general affairs of the Commission, like Melven Cornish; one a great lawyer, like W. D. Humphrey, whose sympathies are in the interest of the public, because some member of the Commission must watch the testimony when larger tax-payers contest the findings of the Commission before the Tax Equalization Board; and be enabled to match shrewdness and keenness of mind with these big tax-payers' attorneys and experts; in fact, none of the laws governing the collection of taxes by the Commission, under Section 12 of Article 10 of the Constitution need amendment, except those few recommended by the Tax Commission in their latest report.

Remember, the laws for the collecting of taxes and for the control and regulation of the Commission is one thing; and the tax laws themselves is another; that is, the rate of tax; the form of tax; the principle involved in the tax. These last are the things upon which men disagree, and which are most likely not to be written as public policy may demand; and there is room for amendments thereto; but, if you want to collect the tax; if you want to be certain to have the power to collect it; if you want to be certain to find out whether the tax is due, you had better let the Tax Commission Law stand, without a change in any particular.

It provides all powers needed, if placed under the control of honest, competent men.

#### *State Bond—Fire—Indemnity Insurance*

The Fourteenth Legislature, (in 1933), passed an Act providing for an Indemnity Insurance Policy by the State to the end that all laboring men engaged in any hazardous occupation may be insured. This law has proven satisfactory, and should not be amended; at least, until it has some two or more years further trial; and then we shall be enabled to know what defects, if any, exist in the law. The amount of reserve has accumulated beyond our expectations. Up to January 1 last, or during a period of operation of one and one-half years, there was an accumulation of \$356,658.36. Under the law, this money should



be invested by the Governor; but, to date, I have found little in which to invest the fund that might, in my opinion, prove beyond a doubt safe.

I have sought to purchase non-payable State Warrants because they bore a good rate of interest and were certainly safe; but these warrants are in such demand that we can get them only in "dribbles," for the banks canvass all of the institutions for these warrants.

The law, as now written, provides for its management under the Industrial Commission. This only should be amended, and that only in the event you adopt the recommendations hereinafter proposed:

**RECOMMENDATIONS**—I recommend that you pass a like law to bond all public officials in the State, (Let it be confined only to public officials, and not extend to private bonding enterprises). It should provide that every officer of the State, from School District to State officials requiring a bond, to be made under the law, should be insured by the State Bonding Policy. This would leave the State independent of the bond companies; and, would create a great earning and more certainty; at the same time, cause the people to realize that the loss of the bond was their loss. They would not, as they now feel, that when a public official forfeits his bond, that there is no loss, because some private bonding company paid the loss. I have had any number of people to propose to me clemency for county officers, saying the county lost nothing, which is tantamount to saying that "if we can skin the company, it is all right." Such a provision of law would save the State, and subdivisions therein, \$1,000,000.00 a year. Moreover, there would not be required by law so many bonds to be written.

We have a number of officials required by law to be bonded that are unnecessary. The requirements of the law was put in at the instance of bonding companies to sell more of their bonds.

**FIRE INSURANCE POLICIES**—I recommend that a similar law be written providing for a State Insurance Policy to insure every public building,—State, County, Municipality, and School District, by the State; but not to extend to private property in any case; and then place in the law a mandatory provision that the same is automatically insured to the amount of three-fourths of the cost of the building. This, in turn, will greatly aid the State and relieve the public officials from the connivance and "skullduggery" of fire insurance agents, and will, at the same time, cause a saving of from \$1,000,000.00 to \$2,000,000.00 now charged against the taxpayers.

With these three laws written with the same care as the indemnity Law passed in the Fourteenth Legislature, and placed under a regular commissioner appointed by the Governor, said Commission to be supervised by a Board for Bond-Fire-Indemnity Insurance, to consist of the Chairman of the Industrial Commission, the State Treasurer, and the State Insurance Commissioner; if then there be invested the accumulated surpluses of each, the interest accumulating thereon will more than pay the cost of the office from the very beginning, while providing less rates for all policies on Bonds-Fire- and Indemnity. In

fact, in my opinion, after two years, there will be an annual saving sufficient to provide every needy school child in the State with free textbooks.

I strenuously urge the passage of these two additional laws.

*Diversion of Gasoline Tax and Public Credit*

It will be recalled that the Fourteenth Legislature (in 1933), diverted Forty Per Cent of the gasoline tax to the outstanding Non-Payable Warrants that had accumulated for many years, authorizing at the time the issuance of serial Treasury notes, payable in six months, twelve months, eighteen months, etc., with authority to call and stop interest on a note at any time, with provision that they might all be called within three years. Experience in the collection of this tax since has proven that all of these warrants can be paid within three years from now, and that sufficient revenue will have been collected to extinguish these notes.

In writing the Bill, I insisted that not only this gas tax, but the entire credit of the State, be pledged to the payment of these notes. As a result, they are sold in Wall Street at \$1.03 to \$1.05, or a premium of three to five per cent, and this is a higher rate than the United States Bonds or other State securities.

We feel that we have a right "to pat ourselves on the back," as it were, in thus providing for the financial integrity of the State.

You may be curious to know how came these outstanding warrants. I shall explain:

When I went into office, it was variously stated that there were outstanding \$5,000,000.00 of Non-Payable Warrants, and the warrants were sold at a discount from Ten to Fifteen Per Cent, and sometimes more; and, then, in an effort to force the issue of long-time bonds, the banks announced within two weeks after I went into office that they would not purchase the current warrants at all; but that difficulty was soon overcome.

I called in the late Robert Brewer, a native Oklahoman, who was Vice-President of one of the larger banking institutions of New York City, and proposed to him a plan of financing the State, and acting as the State Fiscal Agency. I submitted to him that although it had been the custom to compel the Fiscal Agency to have a local agent at a salary of from \$6,000.00 to \$10,000.00 a year, who was some friend of the Governor's that he need not select any such agent except and when he needed him, and that out of consideration for this benefit and others, he should undertake to purchase at par at least \$5,000,000.00 of the outstanding Non-Payable Warrants; and, within less than sixty days, he had purchased \$6,000,000.00 up to May; and, as the outstanding obligations were running at the rate of more than \$2,000,000.00 a month, it was reasonable to conclude, although we have not the figures definitely to state, there were outstanding \$8,000,000.00 of these warrants on July 1, 1931, and possibly more, at which last date, the expenses and appropriation under my administration began. This

purchase in New York also relieved \$6,000,000.00 to be loaned by the banks tied up in warrants.

Then came the reduction in the price of oil to twenty cents a barrel, and the subsequent closing of the wells. That in turn produced some \$2,000,000.00 or more of outstanding Non-Payable Warrants. Then followed the abolition of the ad valorem tax by a Constitutional Amendment adopted in 1933, which would produce approximately \$4,500,000.00 a year. These transactions produced this accumulation of warrants now outstanding.

The cutting down of appropriations from nearly \$35,000,000.00 in 1929 to \$31,000,000.00 in 1931, and then to \$21,642,000.00 in 1933, coupled with the saving of \$4,000,000.00 out of the Appropriation Bills, it can be readily seen that but for this economy in appropriation and expenditures, there would be outstanding today in Treasury Notes and Non-Payable Warrants the sum of nearly \$40,000,000.00 instead of nearly \$18,000,000.00, July next.

Now, the question arises how best to liquidate and finance these outstanding obligations?

Some have proposed that the law diverting the gasoline tax be repealed. If you do that, it will leave nearly \$18,000,000.00 outstanding, and that will result in necessarily having not only these, but all, current warrants cancelled at a heavy rate of reduction, the amount of which cannot be foreseen of all future warrants of the State; because the public will lose confidence in the integrity of the State.

If I were financing the State, I should extend this diversion for eighteen months longer, and the figures in the State Treasurer's office will show you that all of the outstanding public debt can be paid within that time, and then you would only have to take care of your current operating expenses; but, by such transactions, you would show the public your good faith and integrity of purpose; and then you could issue a greater amount than that sum in Non-Payable Warrants and maintain them at par.

If it is thought that more money is needed for roads (I do not think it is half so important to provide for more roads as it is to support the schools or to pay off the public debt). In such eventuality, the Legislature could appropriate \$1,000,000.00 or so annually for public roads out of the General Revenue; and even though they were Non-Payable, your credit would be established because of the integrity of your purpose,—the basis of all credit,—and then you would only be called upon to provide revenue for the future current operations of the State Government.

This course would tend to hold your taxes down; and, in but a few years, by paying the public debt, to reduce materially the tax upon the people,—the greatest bane to private enterprise,—for no private enterprise can operate, taxed out of existence, or burdened by a heavy tax.

I call your attention to the fact that public credit is just the same



as private credit; and, if you leave your old notes and other financial obligations without provision for certain payment, your current obligations will be a drag on the market, and will be discounted heavily in order to dispose of them.

In these suggestions, I am merely pointing out from abundant of experience, what may be accomplished with this vexatious question; and this method is sound and workable; however, the responsibility is not on me as an official for the future, and I do not want to trespass on the views of others upon whom the responsibility falls; but point out one way of doing it—an honest way.

There is a view in the world that because the National Government has gone "hay-wire" on public debt, without fear, and because the surrounding States have done the same thing, some of them being obliged to repudiate their obligations, that Oklahoma might as well do the same.

I do not agree with them; and I insist that even though the United States Government and our neighboring States contract debts to such an extent that it will require repudiation, Oklahoma and Oklahoma people should face the world and say: "We have kept our financial obligations, and we have kept faith with all of our creditors." Let me urge you, do not fall into such a faulty policy.

Integrity of purpose, public credit, public honor, just as with individuals, is the basis upon which we judge State and Nations; and let Oklahoma be one State Government whose credit is always sound and whose outstanding obligations are always at par. It can be done; in fact, it has been done for more than three and one-half years of my administration, and the method is clear in my mind as to what we should do, facing the future.

Had I the power, I'd pay the debt and then thereafter use 25 per cent of the gasoline tax in support of common schools, and further reduce the ad valorem tax for it is yet too high and should be again reduced fifty per cent.

#### *Business Advice To Young Men*

I observe quite a number of young men in this Legislature,—indeed, more, I believe, than in any other Legislature; and, while I realize few people will take advice — indeed they will take a cold or a cussing, or a rail off of your fence before advice—nevertheless, I am going to give you some; and, if you do not realize it now, you will perhaps later. That advice is:

Remember that the basis of all business, private and public, consists of:

First: Integrity.

Second: A knowledge and comprehension of the value of time; the value of money; and the value of interest on money.

Third: That while any man can make money, it requires much more brains to save money; and, in public business, just as in private business, integrity of purpose is the basis of all credit, and good credit is the basis of all progress and enterprise.

Fourth: Few men can handle credit; few men ought to be extended credit, because they do not know what to do with it. Credit is the basis upon which a sound financial structure, private or public, must be based; and, therefore, the person who possesses integrity, comprehends the value of money, time, and interest, and understands how to handle credit, and not abuse it, will prove successful in financial transactions. Just so with Government.

Speaking of "credit," the best illustration I know is a statement by J. P. Morgan before a Congressional Committee, when asked:

Question: "To what class of people do you extend credit?"

Morgan: "I base all credit in my loans on two things,—character and collateral."

Question: "Which is the more important?"

Morgan: "Character."

Question: "What do you mean by character?"

Morgan: "Integrity and ability,—both in the highest degree. That is character."

Question: "But do you not always consider collateral or property?"

Morgan: "No, not to the exclusion of character, for property, in the hands of fools or thieves, even with a mortgage on it, is unsafe."

Question: "Did you ever extend a loan on character alone?"

Morgan: "Yes, I loaned one man a million dollars on character alone, and did not lose a dime. We both made money."

Observation of Questioner:

"Well that is a strange case."

Morgan: "Yes, because he had a million dollar character, which few men possess."

Remember the time to economize and save is when you are prospering—when your earnings are low economy is self-operating.

If you earn \$20 a week and save nothing, you will save nothing if you get \$100 a week. If you are smart enough, shrewd enough to make \$10,000 a year by unscrupulous means, you will make ten times that in your life time, by being scrupulously honest. Moreover, if at any time you go broke your honesty will bring you credit for new enter-

prise to recoup your fortune; while no person will lend aid to the crook. He will remain "down and out."

All men should be selfish toward themselves and reasonably generous toward others—selfish toward their own appetites and vanity and to such in others; but reasonably generous toward the real necessities of their worthy friends and strangers who may prove to be "angels in disguise."

And I admonish you young men that in every transaction, and in every proposed piece of legislation submitted to your consideration, consider first the integrity of purpose, for you will hear men, before your Session is over, say, "We do not care about paying these bankers,—we want money for roads or the school teacher, or for some one else for the present year;" but, remember, the banker is the fellow that buys the warrant; and if you do not make good the old paper and provide for certain payment of the old paper, the current paper will not be solvent either; but, if you will secure and make certain payment of the old paper, you can "float," without discount, ten times as much current paper as you can without providing for your old or outstanding. That is true in financing a private business; it is true in financing a Government.

You will have men tell you that this thing or that thing ought to be done, and among them will be included bankers, for the reason that the speculators do not want outstanding public warrants and notes that are always at par, because there is no room for speculation. The greater fluctuation, the greater the speculation; and, remember, the people and the Government, and particularly those to whom the State owes money, pays his earnings on his speculation. Indeed, I never could have brought the State Warrants to par value in the market if I had followed the advice of a group of speculating bankers.

There are two ways to write financial legislation,—one in the interest of the people and the other in the interest of the speculator; and the legislator must needs discover that fact. The foundation of all our economic trouble is that, for more than fifty years, all of the financial legislation of this Government has been dictated by the great speculators in Wall Street; and, as yet, no effort to shake them loose.

For fear that somebody will discover that fact, they are now ballyhooing the return of good times. Indeed, they can bring panic when they are ready, and they are afraid of the present Congress, and will aid in restoration, and such cannot permanently last.

The Regional Reserve Bank Law that permits bankers to be on the Board have in their hands, to use the language of President Wilson to me: "The entire weal and woe of this Republic."

Perhaps, some time,—let us hope at least—the American people will be wise enough to select another Andrew Jackson that will choke the life out of the speculators and "hang" them on the "sour apple tree."



*Sub-Penitentiary and Its Possibilities*

You are more or less acquainted with more or less information due to the misrepresentation of the Press of the purchase of approximately 8,000 acres of land one mile south of Limestone Gap on Highway No. 73 and the M. K. & T. Ry. for the construction of a sub-prison. This land was purchased at \$9.18 an acre. That price was secured and made possible only because it was originally owned by a man by the name of "Kuykendahl," who died with mortgage upon it, and the heirs were obliged to sell it.

Prior to its purchase, we undertook to purchase land at Limestone Gap, which is the same situation and practically the same condition, with less water however than the land purchased, and that land ranged from \$10.00 to \$75.00 an acre through options secured through a private individual, without the owner's knowing that the State wanted to buy it.

I directed the Board of Affairs to refuse the offer, and secured in a few months the offer of the tract that we finally purchased. Immediately, there began a howl of these owners, who wanted to sell at Limestone Gap, and their friends.

After the purchase was made, opposition to the construction of the sub-prison arose from every imaginable quarter. The City of McAlester was hostile; the packing plants and supply houses threw in their quiet opposition and politicians objected; and finally the Attorney General made a ruling refusing the construction, obliging us to submit the matter again to the Legislature of 1933. They again made the appropriation. We began work, and the Attorney General again made one of his notorious rulings. We then went to the Court, and received a favorable judgment from the Supreme Court of the State, but this no whit stopped the opposition from all the other sources.

A very competent man (Joe L. Neely), was secured to superintend the construction, about the only one I knew who knew every detail of the work, such as clearing new land, cultivating crops, handling cattle, building fence (woven wire and otherwise), and knew men. He began the work some 18 months ago. He has completed a page-woven wire fence of approximately twenty miles around the pasture and meadow, lying just east of the "Katy" Railway, along which also runs the highway from McAlester to Durant, No. 73. Through the east part of the pasture flows the largest creek in the county,—Chickasaw Creek; in the center is another large creek of ever-flowing water. In the west part was constructed a lake with a depth of 35 feet, and nearly a mile in length. Pipe was put through the dam to irrigate 40 acres of land for vegetables. Immediately west of the railroad and highway is the location of the buildings, including the tubercular ward; and there is nearby a hill a half-mile deep and nearly a mile long of solid limestone within a quarter of a mile of the railroad track,—stone in abundance with which the State may make cement, crushed stone, et cetera. A cement plant made an overture to me to purchase this hill alone, for a price amounting to ten per cent of the total cost of the 8,000 acres.

There are some three hundred acres of fine limestone meadow land

for hay, sufficient to winter cattle, with grass enough in the pasture to feed 2,000 head of cattle. The superintendent has bought steers and fattened them on the grass and furnished during 1934 all the fresh meat used by the sub-pen and the Penitentiary at McAlester, charging 6 cents a pound for the meat, and has sold three cars of steers and two carloads of hogs, because he had no packing plant to cure the meat. With a packing plant at a cost of \$20,000.00 to \$25,000.00, under the present management of the Sub-Penitentiary, every institution in the State could be furnished with all of the fresh and cured meat at a cost of six cents a pound. The Superintendent, Mr. Joe Neely, informs me that he has furnished the fresh meat during the year and made a profit of \$16.00 on each steer; in fact, with a favorable State administration, this Sub-Penitentiary is capable of paying every cent of cost of these two institutions; whereas, heretofore, the McAlester Penitentiary alone purchased \$65,000.00 worth of meat a year, and they consume 1½ barrels of molasses a day, besides vegetables. All of this can be produced at the Sub-Penitentiary.

Also there is a high hill on top of which is constructed the buildings surrounded by a wall, running down the slope, permitting the south and east winds to blow over the walls and around the buildings so that it would be just as cool inside the wall as on the outside of the wall,—the only prison in the United States where such condition of air can be had.

A visit to this Sub-Penitentiary will convince any man of the truth of the foregoing statement; and yet, through an unsympathetic management, it could be made just as expensive as in the years past; however, even then it would give the T. B. convicts room for treatment and separate them from the others, preventing the spread of the malady.

Aside from the saving in dollars, the segregation of the T. B. convicts is worth the expenditure. Also the segregation of the short-time convicts from the high-powered criminals, who would make them worse criminals by filling these fruitful sources of mind of the convicts, imprisoned with additional criminal thought, will alone save the cost in criminal courts and expense for criminals in this State; and in addition, their treatment will be more humane and more like human beings should be treated, even though convicts, as enjoined by the Master. But I warn you there is room under a sympathetic administration for five years of hard work to complete the plan outlined; and it would not be a bad idea for the committee or committees, or indeed for the entire Legislature, to visit that institution, and learn at first hand what ought to be done and its great possibilities. Such a visit would convince the Legislature of its wisdom, and they would not need to rely upon the gossip of opposition to its construction, ballyhooed through a portion of the daily press.

#### *The Sterilization Law*

For the first year in many years, there has been no increase of inmates of the Penitentiary, and I have turned out fewer men during the years of 1933 and 1934 than in the years of 1931 and 1932, when



there was an increase of nine per cent. This is due to a number of reasons:

First: The Sterilization Law, which caused the "repeating" convict, the habitual criminal, to avoid the Oklahoma field for his operation. Some seven months ago, an escaped convict went to Georgia; committed a crime, and plead guilty, stating to the Court that he wanted the highest penalty possible to avoid being carried back to Oklahoma where he would be sterilized.

Second: The second contributory cause is that I have been very careful about hi-jackers, or robbery with fire arms, not to grant them paroles except where double precaution indicated they could be risked.

Third: A cause which contributes to lessening the number is due to the management and the policy of clemency I have pursued in this office.

Fourth: Another cause, in a less way however, is the vigorous effort of the Federal Government. The Sterilization Law is most important because of the habitual criminal who commits most of the crimes; and, in this connection, I urge upon you gentlemen to study carefully and adopt a practical, wise, and effective Sterilization Law, or rather to amend the present law in the light of such purpose.

The Ancient Greek, under the Spartan System, left the imbecile, cripple, and so on upon a cold mountain to freeze to death, which made of the Greek a strong hearty race, with a high degree of intellectuality. That, however, was cruel. The Roman Government treated the helpless and weak as we treat them, and you can observe the difference between the strength of the Latin mind and the Greek. The Greek mind is strong whether found mixed with the Saracens, the Balkans, or the Assyrian. In other words, there is a greater proportion of mental strength, and self-sufficiency due to that fact.

Perhaps you recall the "Jukes Sisters" of New York. An accurate record of that family, descendants of the Jute Sisters, known as the "Jukes Family," costs the State of New York in one hundred years in criminal prosecutions; in cost of alm houses, poor houses, and otherwise, a total of \$1,500,000.00. What a blessing it had been to the State of New York, if they had been originally sterilized!

The "Killikuk Family" is another illustration. As stated by one genealogist, these classes become morons, breed faster, and cannot be improved materially by breeding or education.

A soldier in the Revolution, stopping at an inn-keeper's caused his half-witted daughter to give birth to an illegitimate child; and, some three years afterwards, he married a worthy girl; and after fifty years, and again one hundred years, a trace was made of all the descendants of both. It was found that from this half-wit, there were 189 descendants. All were sub-normal mentally except five. From his marriage, there were 169—20 less. They were all prosperous, and land-owners, and substantial citizens, while the others were, for the most part, wards of the State, or subjects of charity on their relatives



and friends. What a pity sterilization had not been in vogue at that first birth.

I call your attention further to the fact that out of the 3,800,000 persons first called to arms by the United States in the World War, 41 per cent were mentally or physically Defectives; 24 per cent were thrown into the discard. These last may safely be said to be drones on society and upon the earnings of the other 76 per cent of our people.

As a result of the war, with the increase of venereal diseases, at the end of one hundred years, there will be 80 per cent defective, and close on to 50 per cent absolutely dependents, and the Nation will fall by the inherent weakness of its own citizenship, coupled with the tax burden on the worthy to feed the imbecilic.

To illustrate further: at Enid, there are nine children of one woman, all idiots, due to syphilitic blood.

The most honorable lawyer I ever knew, able and upright, with whom I once practiced, has two sons, and they are both in the Institution at Enid, because he, at sixteen years of age, contracted syphilis. Infection was prevented, but it did not purify the blood. I am sure he had rather been sterilized.

While I know you would not do so, yet, in my opinion, the law ought to be such; and, if we save ourselves from our own follies, it will have to be done,—every habitual criminal, every imbecile in every institution, and all persons of syphilitic blood in private life, should be sterilized.

Let me remind you that there are 6,000 children with syphilitic blood in the public schools of this State treated by the Health Department.

Some people say that we ought not thus to interfere with the decrees of the Creator, but the Creator did not bring man to this condition,—he brought himself, and he will have to correct and restore the race and blood to its purity as given to the world by the hand of the Creator.

Somebody has to be bold enough and courageous enough to propose all of the reforms for the better of humanity, and bear the opposition and abuse of the ignorant and all opposition to any change; and I therefore devote at length this discussion to a growing evil that if left unchecked will eventually destroy the American race—so let the ignorant rave at me. Perhaps some day the warning will be heeded.

The principle of Sterilization adopts both the Roman and the Greek method. It is not so harsh or cruel as the Greek method, but just as effectually checks the blood of both the criminal and imbecile.

Remember also that the weak mentally and physically in humanity cannot be bred out; and, at the same time, they increase in birth rate over the pure blood of our citizenship, for, alas, you cannot make brains in the human head with all the Universities in the land; and 25 or 50 per cent are drones on society that eat up the substance

of the other citizens and cause the difference between living in ease and squalid poverty because of necessity through humane feeling of dividing their earnings with the incapacitated. We have reached that period where the struggle for existence and for living will increase as the population further increases. You hear, because of this, much talk of Birth Control. The method which I suggest of sterilizing will not only solve that question of Birth Control and over population, but give to society a citizenship of pure blood and strong, law-abiding minds.

Of course you will not go this far. Of course the American people will not go this far, for they are prone, as it were, to "shut the door of the stable when the horse is stolen"; to ignore an impending evil until it is on them; but the real statesman is always looking towards the future, and makes an endeavor to increase the tendencies toward good and wholesome society, and to retard the bad; and whether I may be accredited with the title of a statesman, that at least has always been my effort and is my excuse for this discussion of the most potent evil of our society.

#### *Should Inaugural Ceremonies Be Charged To the State?*

I have been approached by numerous persons to lend my support to an appropriation to pay the expenses of the inauguration of our successors. I have steadfastly refused.

Finally, it was proposed that the Legislature should make an appropriation of \$500.00 to decorate the Capitol. I refused that; and, for fear that some Bill will be introduced, I make these observations:

I know that precedents have been established for such purposes, but not justifiable, at any time. A Bill was even introduced just before I was inaugurated to appropriate \$3,000.00 for my inaugural and I sent word to the organized forces of both Houses that I should veto the Bill, if it did not pass before I went into office; and if it passed before I went into office, I would not permit the expenditure of money for that purpose.

The urging of the expenditure of \$500.00, or even \$50.00, to decorate the Capitol, at State expense, is inexcusable, and should not be done. There is no more difference paying out money to decorate the Capitol than there would be to decorate the cars in the parade, or to buy talcum powders for "The Merry Wives of Windsor" who may infest the Capitol at the Ceremonials.

The inaugurations of C. N. Haskell, Robert L. Williams and Wm. H. Murray were not at State expense, and that did not subtract from the service of either to the State, nor did those inaugurals at the expense of the State add to their service to the State. The fact that John Quincy Adams took the oath, with grandiloquence and gusto, drawn by "coach and six," did not make him any better President; nor did the fact that Jefferson, without such display, riding his own horse, hitching him at the post, and walking in and taking the oath, detract one whit from his great service to the country and to the world.

Of course there are some men, I realize, who ought to have a



great display in their inaugurals, for such inaugurals would be the most eventful thing in their administration, and they are in great need of such a magnificent start. They also must add all of the frills, bibs and bustles, and decorated Don Quixotes and Lords Fauntleroy and Pompadours, with a touch of Shakespeare, having in the receiving line the "Merry Wives of Windsor;" and to add further, with a Shakespearean touch, they must be trained to understand that other play of his, "She Stoops To Conquer." Nor overlook that strident Pompous Ponderosity, that the ignorant mistake for brains.

All of which reminds me of a friend of mine who died an atheist. On his death-bed, he requested that I deliver the final oration. He was a noted lawyer and an able man. His widow wired to his brother, a sturdy old farmer, uneducated, but very devout in religion. When all had gathered, ready, at the graveyard, the visiting brother from a distant State asked my friend's widow: "Where is the preacher?" She replied: "The Judge did not want a preacher; Mr. Murray will deliver the address." Whereupon, the old farmer took me to one side, and said: "Are you going to deliver an address over my dead brother?" I replied: "Yes." He said: "I wish you would make it strong; he shore needs it." And just as in the case of these Governors above spoken of,—a display of this kind is very appropriate, for they need it; but it ought not to be at State expense, for usually, the State has to pay enough on them before they "get over."

I trust the policy has been established definitely and for good against paying out money for inaugural "shows;" and I urge your Legislature not to "fall" for the ballyhoo that is for the purpose of decorating the Capitol. For ask yourself: "What if I had told the people I'd cast such a vote."

#### *Exemption of Homesteads From Taxation*

There has been filed with the Secretary of State a proposed amendment to the Constitution authorizing the Legislature to provide for exemption of Homesteads from Taxation.

Exemptions of any property from taxation is fundamentally unsound and undesirable, because any exemptions, except on the person, makes the dodging of taxes (the greatest evil in tax laws) possible and easier; and it is more objectionable when left to the Legislature or any group of individuals. Such exemptions should be fixed and certain.

All exemptions from taxation and the amount of the exemption should be specifically written into a constitutional provision, and not left to the caprice of politics and political movements.

I would therefore recommend the writing of a provision to carry that principle out in a proposed amendment. To leave uncertain what the exemption should be and the amount and the class of property would result oftentimes in the defeat of the exemption; because it would be a Legislative Act, which must be strictly construed; while, if the exemption be a constitutional provision, the Constitution must be liberally construed in favor of the right.



Moreover, the cause of the loss of homesteads does not rise out of taxes so much as subjecting them to attachment, or execution, and the mortgaging of the homestead; and undoubtedly the homestead should be exempted from mortgage, attachment, or execution; and, if you will use the wording of the Texas Constitution on these points, and our Courts will "follow the Texas Courts in the construction," the ingenuity of man cannot defeat the exemption.

The only wrong in the Texas provision is too much property is exempt, which is 200 acres, together with all improvements thereon.

My suggestion is that the Constitutional provision should read something like this:

"There is hereby exempt from taxation, execution, or attachment, the homesteads of the people; nor shall they be mortgaged except for purchase money."

(Then quote the language of the Texas Constitution); and continue as follows:

"The homestead shall consist of ..... acres of land, if in the country (say 40 acres); and, if in the city ..... square feet, (say 10,000 square feet), together with all improvements thereon, provided houses and buildings do not exceed in value \$1,500.00; and, in the event there are houses or buildings, or both on such homestead, in excess of \$1,500.00 in value, the same may be sold and removed by the purchaser of such improvements; but \$1,500.00 of the purchase money shall be paid to the homesteader, that he may construct a home not to exceed such value."

The foregoing is merely a tentative statement in order to give the viewpoint here recommended.

I find in the Press statements, promoted by certain gentlemen, that the Constitution does not need amending to give the power to the Legislature. They base that upon a clause contained in Section 22 of Article 10 of the Constitution, which authorizes the Legislature to make "classification of property for purposes of taxation."

Their contention is that you may thus "classify" and leave out for taxation; but observe the language just quoted: The Constitution provides for "classification FOR PURPOSES OF TAXATION." It does not say "for the purpose of EXEMPTION FOR TAXATION." Language could not be plainer. Moreover, we should read all clauses of the Constitution together to get its intent and meaning. Therefore, let us look at Section 5, and we will find in the last paragraph the following:

"Taxes shall be uniform upon the same class of subjects."

Then let us turn to Section 50 of Article 5 of the Constitution, and we find the following language:

"Section 50. The Legislature shall pass no law exempting any property within this State from taxation except as otherwise provided in this Constitution."

Reading the foregoing section in connection with Article 10, Section 6 of the Constitution, you will find just such property as is "otherwise provided" for exemption.

The property named in said Section 6 of Article 10 is the only property that can be exempted by the Legislature, or otherwise except through an amendment of the Constitution.

At any rate, and whatever form of amendment is submitted to the people, you should not fail to write it specifically into the Constitution, for the initiated provision filed in the Secretary of State's Department is fundamentally, from many viewpoints, faulty, and should not be ratified by the people; and, therefore, the Legislature should submit a substituted provision.

### *Supreme Court Nullifying Legislative Power*

You are more or less acquainted with a recent decision of the Supreme Court, holding that the salaries of the Judges and of all officers where the salary is fixed by law could not be reduced by the Legislature during the term for which they were elected or appointed.

So far, the Supreme Court's decision was sound; but the Court should have overruled itself where it once ruled its salaries could be raised; but further ruled that it was not necessary to make an appropriation to pay these classes of salaries, which nullifies an important constitutional provision, providing that "no money shall ever be paid out of the Treasury of the State, nor any of its funds \* \* \* except in pursuance of an appropriation \* \* \*." I quote the entire section, which is as follows:

"Article 5. Section 55. No money shall ever be paid out of the treasury of this State, nor any of its funds, nor any of the funds under its management, except in pursuance of an appropriation by law, nor unless such payments be made within two and one-half years after the passage of such appropriation act, and every such law making a new appropriation, or continuing or reviving an appropriation shall distinctly specify the sum appropriated and the object to which it is to be applied, and it shall not be sufficient for such law to refer to any other law to fix such sum."

No plainer language could be written into a Constitution than that contained in the foregoing section; but the decision nullifies that section of the Constitution by quoting a Maryland decision, whose State Constitution does not contain that provision. The court could with the same logic assess and collect taxes to pay these salaries.

Heretofore, it has been held, and assumed, and believed, as an established truth that the Legislative Branch, to the exclusion of the Judicial and Executive Branches, has complete control over levying revenue and taxes, and providing for the expenditure of money; that, without an appropriation, no expenditure can be had unless the same is authorized by a general law like that providing for a per cent of the money collected, given to the Tax Commission. There is no general law, or special law that authorizes anybody to spend money from the



Treasury of this State in payment of these salaries, without an appropriation provided therefor.

It is my hope yet that this clause shall not be destroyed by the IPSE DIXIT of a self-serving judiciary, but that some way, some how, some time, we shall have a Supreme Court that will uphold all provisions of the Constitution.

When the Legislature, in 1933, reduced these salaries, nearly every person, including some members of the Supreme Court, came before the Appropriation Committee and agreed to the reductions. Acting upon these statements, the Legislature believed that the appropriation would be accepted.

In 1932, at the State Bar Association, the then Chief Justice of the Supreme Court, departing from the ethics of the Bench, began to lay out a policy of State Government, and, among other things, said: "Salaries should be reduced and expenses cut to the bone;" and that was hurled all over the State; but, when they were "cut to the bone," the same Judge connived to secure the appointment of a Special Court, while I was in Washington City, endeavoring to aid the State in certain public matters, and this Special Court made the ruling at the suit of this same Judge. This conduct and connivance is contemptible in the extreme, inexcusable, and unpardonable on the part of a righteous citizenship.

If there had been any discrimination, there had been some reason, but the same per cent was used against all, beginning with the Governor, by cutting off \$1,500.00 a year of his salary. All had their remedy, because they could have gone into Court and sued for their salaries; and if judgment were obtained, this Legislature would be under duty bound to make an appropriation, because it was upheld by the Supreme Court of the United States in the suit of *Young Custis* for General Lee's home that a citizen could sue the Government without the Government's permission, when the governing authority was pursuing a course directly in conflict with the words of the Constitution; and, hence the decision nullifying the clause requiring "an appropriation by the Legislature" was unnecessary to have been made by these PISALLERS of the Supreme Court.

#### *What I Saw and Was*

When I retrace the steps of the past forty years of experience in Oklahoma, coming to the Chickasaw Nation when the Indian Territory had but 275,000 people, and Oklahoma Territory less; and watched it grow to a population of approximately 2,700,000; when, at the beginning of Government in the east half of the State, consisting only of the Five Civilized Tribes of Indians, with complete control over themselves, and no government for the white man except the Federal Courts, many of them arbitrary, harsh, and cruel; the citizens' rights not always respected; when it would have been intolerable to have lived as a white man in the Indian country because of the rule of these Federal Courts, had it not been the people made up the juries.

When I remember these Indian Tribes were faced with the propo-



sition of settling their estates and preparing to enter into State Government; my own effort to assist and get for them the best possible security by aiding in the framing and in the adoption by the Indians, Treaties looking towards Statehood;

When I look back over that scene and remember that forty years ago there were neither millionaires nor paupers in the whole of the Indian Territory; that you could travel from Duncan to the Arkansas line; never miss a meal nor a horse feed, nor experience any inconvenience in loss of time except you would need to tell your host the news in the communities through which you had traveled—all were neighbors and friends, with now and then a refugee criminal from some other State;

When I remember the Sequoyah Constitutional Convention of which I was one of the Vice Presidents, in 1905, through the authority of the Indians, and their honest white neighbors, to give them some schooling and knowledge of the competition they must needs meet in their changed political status;

When I recall the Constitutional Convention that followed which honored me as its President, and the Constitution constructed by the Convention that has met all of the sundry divergent interests of the State—strong enough to stand up against all anarchy and storm, preserving at all times stability and orderly society; of the Legislature that set up State Government;

When I recall the numerous contests since the ratification of the Constitution; my service in Congress wherein a certain justice due to the Tribes I was enabled to assist;

When I recall the bitter campaign of 1930; slandered by all the daily papers; lied about in the campaign, with not even my family exempt;

When I recall the continuation of that abuse for four long years, my constant effort to use the power of the office of Governor to prevent abuses and frauds, and to protect the weak against the strong, met on every side by other elective hostile officers, including the Supreme Court in an attempt to hamper and to thwart every effort I undertook in the interest of public justice; but I call attention to that with that exercise of Supreme Executive and Military Power I have never once used it to oppress the citizen; never once used it to oppress labor, although experiencing three strikes in the coal mines, but always to protect the interests and liberty of the citizens and to secure public justice;

When I recall, in the first month of my administration the liberating of more than one hundred and fifty men from the jails, charged with the crime of having no money or no jobs;

When I recall the expenditure for Government in this State to such a cost greater than the worth of the Government;

When I recall my constant effort to reduce expenditures and taxes, resulting in 1933 of an actual accomplishment in such expendi-

ture and reduction of taxes throughout the State of approximately fifty per cent; when one railroad in the State was saved \$400,000.00 a year in taxes, although it was the highest valued road in the State, and all other taxpayers in like proportion;

When I recall the effort of a selfish corporation to extract from the State \$1,000,000.00 for a supposed perpetual franchise on a bridge at Denison, Texas; of my opening of the State Bridge against an arbitrary injunction of an inferior Federal Court, and ultimately, through my own attorney, being sustained in the Supreme Court of the United States, wiping out \$165,000 judgments erroneously, selfishly levied against this State;

When I recall that oil went down to 20 cents a barrel in Oklahoma and 6 cents a barrel in Texas, caused by a three-judge Federal Court tying up the Corporation Commission, and my taking charge with a Military Order and bringing oil to \$1.00 a barrel;

When I recall the creation of the Oklahoma Tax Commission and the re-writing of the Code of Laws for the collection of taxes, that prevented the escape from paying the tax due the State, and the collection under this code of nearly \$2,000,000.00 and more of taxes that had been dodged for years, but met in all of these transactions by continuous, unrelenting opposition of other public officials, including the Courts, backed, ballyhooed by the Metropolitan Press;

It almost causes me to exclaim: "Is it any use?" "Is it worth while to serve the public?"

We at once wonder the reason for that Divine economy that causes the sincere man to fight to serve the people and then be required to double his fight to carry out his promise.

When I review all of these forty years with painful experiences in the development of great educational institutions; with the system of law under which business of every kind has prospered, and labor tolerably protected; the citizen's life and liberty made secure; and review my own experiences through this period, I am reminded of the story in Vergil when he recounts the return of Aeneas from the Siege of Troy, to Carthage in search of homes for his followers. He, the old experienced statesman and constructive force of Carthage, met Queen Dido, who sought his story of the great achievements in the past in the little, miniature city Republic of Carthage; and, after relating to Queen Dido the story, with a swing of his arm, he exclaimed:

"Queaque ipso miserrima vidi et quorum pars magna fui," meaning,

"All I saw and a part of which I was."

As truly as Aeneas said to Queen Dido, I can say to you gentlemen, of the past forty years of Oklahoma: "ALL THAT I SAW AND PART OF WHICH I WAS."

This and much more—You have seen during the past four years the credit of the State restored, and all State and County Warrants,



for more than three and a half years, at par; there has been no serious mob violence, and no one lynched; public justice has been maintained, and the laws tolerably enforced; the poor, needy, and indigent have been cared for, and the Governor has not been impeached.

The Office of Governor, at all times, has been where the Constitution placed it—in the State Capitol—and all knew where to locate it; and no one has ever doubted who was

THE Governor

WM. H. MURRAY.

Upon motion of Representative Shoemaker, the Joint Session was ordered dissolved.

\* \* \* \* \*

The Senate reassembled in the Senate Chamber, with the President presiding.

Upon motion of Senator Nance, the Secretary of the Senate was authorized and directed to purchase for each member of the Senate a copy of the 1931 Compiled Oklahoma Statutes, together with the supplement thereto and a copy of the 1933 Session Laws.

Upon motion of Senator Nance, the Secretary of the Senate was authorized and directed to purchase for each member of the Senate postage in the amount of Ten (\$10.00) Dollars.

The regular order of business was taken up.

#### FIRST READING

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

SENATE CONCURRENT RESOLUTION NO. 1—By CARMACK of the Senate, and BYROM of the House—A Concurrent Resolution expressing the profound regrets of the people and the Legislature of Oklahoma at the tragic death of one of Oklahoma's most useful and prominent citizens, Colonel Frank Harrison McGregor.

Senator Carmack asked unanimous consent, which was granted, to take up for immediate consideration SENATE CONCURRENT RESOLUTION NO. 1, which was read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 1—By CARMACK of the Senate, and BYROM of the House.

A CONCURRENT RESOLUTION EXPRESSING THE PROFOUND REGRETS OF THE PEOPLE AND THE LEGISLATURE OF OKLAHOMA AT THE TRAGIC DEATH OF ONE OF OKLAHOMA'S MOST USEFUL AND PROMINENT CITIZENS, COLONEL FRANK HARRISON MCGREGOR.



WHEREAS, The noble life of Colonel Frank Harrison McGregor, of Mangum, has been ended by a sudden tragedy, thus removing from fields of useful service to his fellowman a distinguished soldier, a faithful physician, a valuable citizen of the State of Oklahoma, and

WHEREAS, Colonel McGregor for more than 19 years had been a citizen of Oklahoma and a builder and loyal supporter of the finer elements in the community in which he lived and had wielded an influence that had made itself felt in many phases of the life of this State, and

WHEREAS, Colonel McGregor volunteered his services to his country in the dark hours of war and performed valiant service; a service so loyal and so brave that the sovereign of a great nation conferred upon him the highest award within his power to grant to any person other than one of his subjects, and

WHEREAS, Colonel McGregor returned to Oklahoma at the end of his tenure of service to his nation to resume his place in the civilian life of the State; to alleviate the sufferings of humanity as a skilled physician and surgeon; and to respond to every call of service as a citizen, and

WHEREAS, Colonel McGregor showed an unceasing interest in national affairs and especially in the national defense by his active participation in the Officer's Reserve Corps of the United States Army, in which he held the commission of Colonel in the Medical Corps, and

WHEREAS, Colonel McGregor served the State of Oklahoma as a member of the State Board of Medical Examiners, assisting in giving careful examination to those who would enter upon the practice of medicine and surgery in this state, and

WHEREAS, Colonel McGregor was a prominent member of the Department of Oklahoma of the American Legion and at the time of his death was Department Surgeon, and

WHEREAS, The life and distinguished career of Colonel Frank Harrison McGregor have contributed to the development of this state and have been an inspiration to hundreds who have known his fine character,

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the people of the State of Oklahoma, through their representatives in the House of Representatives and the Senate of Oklahoma, express their profound regrets at the tragic death of Colonel Frank Harrison McGregor, one of Oklahoma's most useful and prominent citizens, and extend to his family their sympathy at their loss.

BE IT FURTHER RESOLVED:

That enrolled copies of this resolution be presented by the Secre-

tary of State to Mrs. Frank Harrison McGregor and to the sons, Frank Harrison McGregor, Jr., and Robert McGregor.

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

**SENATE CONCURRENT RESOLUTION NO. 2**—By RORSCHACH, COMMONS, BUSHYHEAD, CURNUTT of the Senate, and BAILEY, JOHNSTON, MARTIN, REED of the House—A Resolution memorializing His Excellency, Honorable Franklin D. Roosevelt, President of the United States of America on the matter of the development and construction of a certain dam more generally known as the Pensacola dam on Grand River, located between the towns of Pensacola and Ketchum, in northeastern Oklahoma.

**SENATE BILL NO. 1**—By CHAMBERLIN, NANCE and RITZHAUPT—An Act creating the State Relief Commission and providing for the members thereof; defining the purposes of this Act and the duties of the Commission; authorizing the Commission to make rules and regulations necessary to carry out the provisions hereof; providing for the allocation and distribution of the funds appropriated by this Act; authorizing the Commission to select a director and other officials and employees; providing for bonds for certain officials; authorizing the manner of the distribution of the funds appropriated; making further provision for the selection of officials and employees in order to effect economy; fixing the maximum amount that they may be paid for salaries and certain other expenses; directing the method of payment of the funds; authorizing and directing the Adjutant General to furnish trucks and certain other equipment for use by the Commission; making appropriations to carry out the purposes and provisions of this Act for the remainder of the fiscal year ending June 30, 1935, defining certain terms and declaring an emergency.

**SENATE BILL NO. 2**—By GARVIN and BRIGGS—An Act authorizing an interstate compact for the conservation and stabilization of the American Petroleum and declaring an emergency.

**SENATE BILL NO. 3**—By CHAMBERLIN, NICHOLS, BROADDUS, IVESTER and COMMONS of the Senate, and COE of the House—An Act fixing the time and manner for convening the District Court in the various counties of this State; providing for two regular terms in each county each year; defining and fixing the means, manner and procedure for convening and adjournment thereof; providing for jury sessions and motion, equity or non-jury sessions of the District Court; making special provision for the January term, 1935; providing for causes the trial of which have been commenced but not completed when this Act becomes effective; repealing Section 2 of House Bill 220 of the Fourteenth Legislature, being Section 2 of Chapter 96 of the Oklahoma Session Laws, 1933, and all other Acts and parts of Acts in conflict herewith, and declaring an emergency.

**SENATE BILL NO. 4**—By BRIGGS—An Act providing for the adjustment of amount of taxes where property has been improperly, inequitably, erroneously or illegally valued for the purpose of taxation



or where the amount of taxes, penalties and costs accrued against property exceeds the actual value thereof, providing for relief where taxes levied are no longer needed for funds for which levied, authorizing the Board of County Commissioners of the respective counties to hear and determine such matters, providing for appeals therefrom and declaring an emergency.

**SENATE BILL NO. 5**—By MacDONALD—A Bill to be entitled an Act making an appropriation to supplement the maintenance fund of the Southeastern State Teachers College, Durant, Oklahoma, to repair damage to the building and replace books damaged by fire and water; and declaring an emergency.

**SENATE BILL NO. 6**—By CURNUTT—An Act amending Section 6, House Bill 647, Chapter 153, Oklahoma Session Laws, 1933, reducing the annual license for manufacturers, retailers and wholesalers of non-intoxicating beverages, repealing all laws and parts of laws in conflict herewith and declaring an emergency.

**SENATE BILL NO. 7**—By CURNUTT—An Act amending Section 12356, Oklahoma Statutes, 1931, repealing the Act diverting 40 per cent of the excise gasoline taxes collected, repealing all laws or parts of laws in conflict herewith and declaring an emergency.

**SENATE BILL NO. 8**—By NICHOLS—An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

**SENATE BILL NO. 9**—By NICHOLS, COMMONS, SOWARDS, CHAMBERLIN, WHITAKER and MacDONALD—An Act creating the Greater University of Oklahoma (an association of co-ordinated colleges); granting thereto a public charter; providing for the appointment and naming of its trustees and officials; defining their powers and duties; authorizing the employment of an adequate staff for the prosecution of the purposes of the organization, defining the purposes and objects of the institution; providing for the payment of salaries; the collection of a per capita sum from its students; to receive and disburse funds donated, collected and bequeathed; to collect funds for maintenance and operating expenses; to grant academic and honorary degrees; to co-ordinate and unify the system of higher education in the state; to arrange, unify and improve the curriculum of same; repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

**SENATE BILL NO. 10**—By FISCHL, RAY, CARMACK and CHAMBERLIN—An Act empowering the County Excise Board to hear and determine complaints and affidavits of erroneous assessments, mistakes or errors made in assessing property or preparing tax rolls prior to January 1, 1933; providing a method for the filing and hearing of said complaints and affidavits; empowering the County Excise Board to grant relief therefrom where the taxes levied and assessed on an ad valorem basis prior to January 1, 1933, are unpaid; authorizing the issuance of certificates of erroneous assessments and authorizing



County Treasurers to receive and accept certificates of erroneous assessment and for other purposes and declaring an emergency.

SENATE BILL NO. 11—By FISCHL, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, HUTCHINSON, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS, WRIGHT — An Act providing for the waiving and releasing of the interest, penalties and costs of delinquent ad valorem taxes on real and personal property due the State, county, school district, township or any other subdivision of the State, upon payment of the principal amount on or before July 1, 1935; authorizing and directing County Treasurers to accept such principal amounts without interest, penalties, and costs and to cancel and strike said interest, penalties and costs from tax rolls; providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers of taxes levied and assessed for the year 1934, or subsequent years; suspending the operation of all laws or parts of laws in conflict herewith for the term of this Act and providing, further, that in case any section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any court of competent or final jurisdiction, to be invalid such judgment shall not affect, impair, or invalidate the remainder of this Act, and declaring an emergency.

SENATE BILL NO. 12—By LOGAN—An Act creating a legislative reference service for the State of Oklahoma; providing for its operation and maintenance and for the appointment of a director and other employees thereof; prescribing their power and duties; making an appropriation to defray expenses incurred under the provisions of this Act, and declaring an emergency.

SENATE BILL NO. 13—By LOGAN, NICHOLS, WALDREP, and JONES—An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof.

SENATE BILL NO. 14—By RITZHAUPT, CARMACK, NICHOLS, HUTCHINSON, and TAYLOR—An Act to be known and cited as the "Oklahoma Habitual Criminal Sterilization Act;" providing for and authorizing operations of vasectomy and salpingectomy to be performed upon habitual criminals; defining habitual criminals; conferring jurisdiction upon the district courts of this State to hear and determine actions instituted and carried on under and pursuant to the provisions thereof; providing and prescribing the pleading and practice and rules of procedure in actions instituted and carried on under and pursuant to the provisions thereof; providing for a person adjudged to be an habitual criminal and upon whom it is adjudged that an operation for vasectomy or salpingectomy be performed to be taken into and held in custody until such operation has been performed; defining and prescribing duties in relation thereto to be performed by the Attorney



General, the county attorneys, the court clerks, the sheriffs, and the wardens or other officers in charge of the State's penal institutions; providing for appeals to the Supreme Court of Oklahoma from judgments rendered in actions instituted under and pursuant to the provisions thereof, and conferring jurisdiction upon said court to hear and determine said appeals; providing for the allowance and payment by the State of fees to surgeons performing operations of sterilization authorized under and pursuant to the provisions thereof; and for other purposes and declaring an emergency.

SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, WALDREP, WRIGHT, MacDONALD, TAYLOR, TIMMONS, IVESTER, SPENCER, RINEHART, CHAMBERLIN, WHITAKER and JONES of Senate, and ALLEN and BILLINGS of House—An Act amending Sections 1748 to 1755, inclusive, Oklahoma Statutes 1931; providing for medical and surgical treatment and hospital care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or other persons legally chargeable with their support are unable to provide same; providing for a tax levy in each county for the Crippled Children's Fund to defray the expenses thereof; prescribing the amount and manner of payment therefor; conferring upon the juvenile courts jurisdiction for the commitment of children to certain hospitals and providing procedure relating thereto; creating a Committee on Standardization; providing for the appointment of its members; fixing their compensation; providing the manner of payment thereof; providing for the approval and classification and revocation of approval by the Committee on Standardization of physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; prescribing the powers and duties of such physicians and/or surgeons and hospitals; creating a Committee on Finance and Adjustment and defining its powers and duties; providing for the payment, out of the Crippled Children's Fund of each county of certain expenses; authorizing the State Crippled Children's Hospital to bear certain expenses hereunder; authorizing said hospital to collect certain costs due it under this Act from the Crippled Children's Fund of the various counties; providing for the holding of clinics throughout the State; repealing all laws in conflict herewith and declaring an emergency.

SENATE JOINT RESOLUTION NO. 1—By CHAMBERLIN, NICHOLS, MacDONALD and RITZHAUPT—A Joint Resolution providing for the submission of a proposed Amendment to the Constitution of the State of Oklahoma, relating to Section 3, Article 4, of said Constitution.

#### COMMITTEE REPORT

Senator Wright asked unanimous consent, which was granted to submit the following Committee Report, which, upon his motion, was approved as read:

Mr. President: We, the Committee on Employees, beg leave to report that we have chosen and employed the following employees for the following positions:

First Day, Tuesday, January 8, 1935

67

Secretary of Senate	J. Wm. Cordell
Chief Enrolling and Engrossing Clerk	Eleanor Colley
Assistant Enrolling and Engrossing Clerks	Margorie De
Bard, Mrs. C. H. Pittman, Rose Chism, Floy Landrum,	
Sergeant at Arms	Roy Munn
Assistant Sergeant at Arms	Sidorius Butler, O. K. Gettle, Ray Robinson.
Calendar Clerk	Jerra Wilcox
Journal Clerk	W. E. Shipley
Reading Clerk	Fred Sorrels
Postmaster	G. L. Scott
Secretary to President of Senate	Mrs. Billie Nelson
Secretary to President Pro Tem	Minnie Cobb
Chaplain	Rev. B. E. Newton (For Twenty (20) days)
Doorkeepers	Ed Slattery, Leonard Burkus, T. E. Hendrix,
M. L. Meisenheimer, Jack Shields, M. W. Barnes,	
Property Custodian	Joe C. Thomas
Clerk Room Attendant	Oscar Johnson
Telephone Attendant	Billy Wallace
Assistant Telephone Attendant	Robert Kerr
Chief Page	Bill Tankersley
Assistant Pages	Charles Rhodes, Billy Lee Terry, Wilson
Smithon, Ralph Hogg, Russell Carter, Lew Morrison, Robert Bobo,	
Bob McBrinn.	
Messenger	
Chief Janitor	Loomis
Assistant Janitor	Tom Morton
Clerk of Appropriations Committee	Lenore Nunnery
Chief Stenographer	Mary Hivley, Evelyn Miller, Martha Coker,
Stenographers	Sally G. Bahr, Aline Hart, Charley Head, Lucile Cathey, Raymond
Denny, R. C. Wilson, Grace McAlister,	
Assistant Secretary of Senate	G. C. Jackson
Night Watchman	W. P. Snider
Senate Auditor	Fred Ratliff

We recommend that the employees above named be paid the salary provided by statute.

Respectfully submitted,

WRIGHT, Chairman.

The Official oath of office was administered by the President to each person, whose name appeared on the report of the Employment Committee.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.



## SECOND LEGISLATIVE DAY

Wednesday, January 9, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broadus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	MacDonald,	Sowards,	Wright.
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 43.

## EXCUSED:

Wilbanks. Total, 1.

The President announced a quorum present.

The Journal for the last legislative day was declared approved.

Prayer was offered by the Chaplain.

## COMMITTEE REPORT

Senator Ray submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, your Committee on Mileage beg leave to submit herewith the following report, the mileage being arrived at via reasonable passenger routes:

NAME	TOWN	MILES	AMOUNT
R. L. Howsley	Guymon	349	\$69.80
Nat Taylor	Strong City	147	29.40
H. C. Ivester	Sayre	141	28.20
Chas. Albright	Capron	170	34.00
S. W. Carmack	Gould	195	39.00
Cecil R. Chamberlin	Frederick	144	28.80
Grover Thomas	Clinton	96	19.20
DeRoy Burns	Mt. Park	157	31.40
H. W. Wright	Cherokee	129	25.80
Geo. A. Hutchinson	Enid	93	18.60
Charles B. Duffy	Ponca City	96	19.20
Henry S. Johnston	Perry	63	12.60

Ray C. Jones	Stillwater	82	16.40
Louis H. Ritzhaupt	Guthrie	32	6.40
Tom Waldrep	Shawnee	36	7.60
Willard Sowards	Stroud	63	12.60
W. C. Fidler	Oklahoma City	.....	.....
J. A. Rinehart	El Reno	27	5.40
John D. Pugh	Anadarko	70	14.00
Gerald Spencer	Chickasha	41	8.20
Bert R. Willis	Canton	143	28.60
Jim Nance	Walters	109	21.80
Knox L. Garvin	Duncan	81	16.20
Louis A. Fischl	Ardmore	101	20.20
Oscar K. Lowrance	Sulphur	83	16.60
Homer Paul	Pauls Valley	55	11.00
E. V. George	Norman	18	3.60
John A. MacDonald	Durant	150	30.00
Ed King	Tupelo	105	21.00
Claud Briggs	Wilburton	162	32.40
Don Wilbanks	Holdenville	77	15.40
Allen G. Nichols	Wewoka	68	13.60
Paul Stewart	Antlers	180	36.00
E. P. Hill	McAlester	121	24.20
W. O. Ray	Tishomingo	134	26.80
Joe M. Whitaker	Eufaula	149	29.80
Bower Broadbuss	Muskogee	174	34.80
W. A. Carlile	Sallisaw	234	46.80
Jack L. Rorschach	Vinita	182	36.40
A. L. Commons	Miami	207	41.40
Henry C. Timmons	Tulsa	117	23.40
David M. Logan	Okmulgee	128	25.60
Dennis Bushyhead	Claremore	143	28.60
H. M. Curnutt	Barnsdall	153	30.60

Respectfully submitted,

RAY, Chairman.

# FIRST READING

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

SENATE BILL NO. 16—By LOGAN and ALBRIGHT—An Act to amend Section 3569, Oklahoma Statutes, 1933, relating to the State Board of Public Affairs.

SENATE BILL NO. 17—By RAY—An Act appropriating special moneys for the building of a community hall-armory-auditorium building on the campus of the Murray State School of Agriculture and declaring an emergency.

SENATE BILL NO. 18—By PUGH—An Act providing for the waiving and releasing of the interest, penalties, and cost of delinquent ad valorem taxes on real and personal property due the State,



county, school district, township or any other subdivision of the State upon payment of the principal amount on or before December First, 1935, authorizing and directing County Treasurers to accept such principal amounts without interest, penalties and costs and to cancel and strike said interest, penalties and costs from tax rolls providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers or taxes levied and assessed for the year 1934 or subsequent years; suspending the operation of all laws or parts of laws in conflict herewith for the term of this Act and providing further that in case any section, clause, sentence, paragraph, or part of this Act shall for any reason be adjudged by any court of competent or final jurisdiction, to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Act and declaring an emergency.

SENATE BILL NO. 19—By PUGH—An Act authorizing the consolidation of the offices of County Clerk and County Assessor under the office of County Clerk, in counties having a population not to exceed sixty thousand (60,000); providing the procedure to consolidate such offices, prescribing the duty of the incumbents of such office, and providing the time for election of the officers herein provided.

SENATE BILL NO. 20—By RINEHART—An Act relating to the termination of life estates in real property by county courts and prescribing the procedure therefor and declaring an emergency.

SENATE JOINT RESOLUTION NO. 2 — By LOGAN — A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 41 of Article 5, of the Constitution of the State of Oklahoma, so as to permit the pensioning of meritorious and disabled firemen and police officers.

## SECOND READING

The following bills and resolution were read for the second time and ordered referred to the Committees indicated, unless otherwise indicated:

SENATE BILL NO. 1—By CHAMBERLIN, NANCE and RITZ-HAUPT—Referred to Committee on Appropriations.

SENATE BILL NO. 2—By GARVIN and BRIGGS—Referred to Committee on Oil and Gas.

SENATE BILL NO. 3—By CHAMBERLIN, NICHOLS, BROAD-DUS, IVESTER and COMMONS, of the Senate, and COE, of the House—Senator Chamberlin asked unanimous consent, which was granted, to place SENATE BILL NO. 3 upon the Calendar without reference to a Committee.

SENATE BILL NO. 4—By BRIGGS—Referred to Committee on Revenue and Taxation.



SENATE BILL NO. 5—By MacDONALD—Referred to Committee on Appropriations.

SENATE BILL NO. 6—By CURNUTT—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 7—By CURNUTT—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 8—By NICHOLS—Senator Nichols asked unanimous consent, which was granted, to place SENATE BILL NO. 8 upon the Calendar, without reference to a Committee.

SENATE BILL NO. 9—By NICHOLS, COMMONS, SOWARDS, CHAMBERLIN, WHITAKER and MacDONALD — Senator Nichols asked unanimous consent, to which Senator Logan objected, to place Senate Bill No. 9 upon the Calendar, without reference to a Committee.

Senator Nichols moved that Senate Bill No. 9 be placed upon the Calendar, without reference to a Committee.

Senator Logan moved to table the Nichols motion, which motion received a vote of 20 Ayes and 20 Nays. The President voting "Aye," declared the Logan motion failed of adoption.

The vote occurring on the Nichols motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Broadbudd,	Garvin,	Lowrance,	Ray,	Stewart,
Carmack,	George,	MacDonald,	Rinehart,	Whitaker,
Chamberlin,	Hill,	Nance,	Ritzhaupt,	Willis.
Commons,	Johnston,	Nichols,	Sowards,	
Fischl,	King,	Paul,	Spencer,	Total, 23.

NAY:

Albright,	Curnutt,	Ivester,	Taylor,
Briggs,	Duffy,	Jones,	Thomas,
Burns,	Fidler,	Logan,	Timmons,
Bushyhead,	Howsley,	Pugh,	Waldrep,
Carlile,	Hutchinson,	Rorschach,	Wright.
			Total, 20.

EXCUSED:

Wilbanks. Total, 1.

SENATE BILL NO. 10—By FISCHL, RAY, CARMACK and CHAMBERLIN—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 11—By FISCHL, ALBRIGHT, BRIGGS, et al—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 12—By LOGAN—Referred to Committee on Appropriations.

SENATE BILL NO. 13—By LOGAN, NICHOLS, WALDREP and



JONES—Senator Logan asked unanimous consent, which was granted, to place Senate Bill No. 13 upon the Calendar, without reference to a Committee.

SENATE BILL NO. 14—By RITZHAUPT, CARMACK, NICHOLS, HUTCHINSON and TAYLOR—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, et al—Referred to Committee on Hospitals and Charities.

SENATE JOINT RESOLUTION NO. 1 — By CHAMBERLIN, NICHOLS, MacDONALD and RITZHAUPT—Referred to Committee on Constitutional Amendments.

#### MESSAGE

The following Message was received from the Governor, which was read and ordered referred to the Committee on School Lands:

#### SPECIAL MESSAGE

#### TO THE SENATE OF THE LEGISLATURE IN SESSION:

The Auditor contracted under the law to audit the School Land Department from July 1, 1932, to July 1, 1934. He found that it was necessary for him to audit the leasing of oil lands back to 1912, since this portion of the School Land Department had not been audited by the former audit.

He has found quite a number of oil companies that had leases on School Land, and, later, the same expired, or was cancelled, but the total amount due the State was not collected, and there was an aggregate sum of \$151,397.10 due the State from these numerous companies due small amounts from \$20.00 up to several hundred dollars each.

I got this report too late to make demand on the companies for the balance due the State School Land Department, and have therefore submitted the information in the form of a table from said audit, giving the name of each person, or company, with the postoffice address; the county where the land was located; date of lease; date when the lease was re-leased by the Commission; the amount due the State for the lease; the amount collected; and the balance of rental due the State in each case, which is attached to the Message, and made a part hereof, for your consideration and action.

I recommend that the Attorney General be instructed by the Legislature to make demands on these several companies for the amount due; and, then, if they fail to pay, to bring suit to recover these funds for the School Land Department.

Respectfully submitted,

Wm. H. MURRAY, Governor



DELINQUENT RENTALS

*Second Day, Wednesday, January 9, 1935*

73

Name and Address	County	Date or Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
L. H. Wentz, Ponca City	Grant	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Grant	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Grant	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
L. H. Wentz, Ponca City	Kay	8-7-22	8-10-26	640.00	480.00	160.00
Sinclair Oil, Tulsa, Okla.	Cimarron	4-27-26	5-1-28	320.00	160.00	160.00
Sinclair Oil, Tulsa, Okla.	Cimarron	4-27-26	5-1-28	1120.00	560.00	560.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Sinclair Oil, Tulsa, Okla.	Cimarron	4-27-26	5-1-28	320.00	160.00	160.00
Sinclair Oil, Tulsa, Okla.	Cimarron	4-27-26	5-1-28	960.00	480.00	480.00
Sinclair Oil, Tulsa, Okla.	Cimarron	4-27-26	5-1-28	1800.00	600.00	1200.00
Sinclair Oil, Tulsa, Okla.	Cimarron	4-27-26	5-1-28	800.00	400.00	400.00
Sinclair Oil, Tulsa, Okla.	Cimarron	4-27-26	5-1-28	640.00	320.00	320.00
Sinclair Oil, Tulsa, Okla.	Cimarron	1-22-23	1-29-24	80.00	.....	80.00
C. L. Sheedy, Bartlesville.	Comanche	5-28-18	7-17-22	320.00	240.00	80.00
H. W. Bitton, Duncan.	Stephens	12-17-19	2-26-23	480.00	320.00	160.00
Stroud O. & G., 114 N. 7, St. Louis, Mo.	Lincoln	12-17-19	2-26-23	329.91	219.94	109.97
Stroud O. & G., 114 N. 7, St. Louis, Mo.	Lincoln	6-4-23	6-23-25	160.00	80.00	80.00
Surety Oil, 716 Oil Exch. Bldg.	Kingfisher	4-27-26	5-1-28	1280.00	640.00	640.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	1280.00	640.00	640.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	640.00	160.00	480.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	1280.00	640.00	640.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	240.00	120.00	120.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	240.00	120.00	120.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	637.64	318.82	318.82
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	796.92	398.46	398.46
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	240.00	120.00	120.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	640.00	320.00	320.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	320.00	160.00	160.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	160.00	80.00	80.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	320.00	160.00	160.00
Sinclair O. & G., Tulsa	Cimarron	4-27-26	5-1-28	1117.56	558.78	558.78
Sinclair O. & G., Tulsa	Cimarron	2-25-19	8-30-31	80.00	40.00	40.00
S. S. Sheppard, Sulphur Springs, Texas.	Cotton	5-15-17	5-15-22	40.00	30.00	10.00
O. D. Scott, Duncan	Cotton	6-4-23	7-26-27	320.00	240.00	80.00
System Oil, Tulsa	Garfield	4-12-20	4-22-24	160.00	120.00	40.00
E. Stein, Duncan	Pawnee	4-12-20	5-27-24	160.00	120.00	40.00
E. Stein, Duncan	Pawnee	4-17-19	5-4-23	160.00	120.00	40.00
E. Stein, Duncan	Comanche					

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
E. Stein, Duncan	Comanche	4-17-19	5-21-23	160.00	120.00	40.00
E. Stein, Duncan	Comanche	4-17-19	5-21-22	120.00	80.00	40.00
Savoy Oil, New First Nat'l Bk. Bldg., Tulsa	Lincoln	9-12-19	8-23-21	205.42	102.71	102.71
F. L. Slusher, Chickasha	Jefferson	4-17-19	3-6-23	480.00	160.00	320.00
F. L. Slusher, Chickasha	Jefferson	4-17-19	3-6-23	480.00	160.00	320.00
F. L. Slusher, Chickasha	Jefferson	4-17-19	3-6-23	480.00	160.00	320.00
F. L. Slusher, Chickasha	Jefferson	4-17-19	3-6-23	480.00	160.00	320.00
Magnolia Pet. Co., Oklahoma City	Lincoln	4-28-27	7-3-28	160.00	.....	160.00
M. T. Myers, 622 Pet. Bldg.	Caddo	4-9-29	4-11-33	640.00	480.00	160.00
Marland Oil Co., Ponca City	Kay	6-16-25	7-19-27	320.00	160.00	160.00
Marland Oil Co., Ponca City	Garfield	6-4-23	7-19-27	639.92	479.94	159.98
Marland Oil Co., Ponca City	Kay	6-4-23	7-19-27	640.00	480.00	160.00
Marland Oil Co., Ponca City	Kay	6-16-25	7-19-27	320.00	160.00	160.00
Marland Oil Co., Ponca City	Kay	6-4-23	7-19-27	640.00	480.00	160.00
Marland Oil Co., Ponca City	Kay	6-16-25	7-19-27	320.00	160.00	160.00
Marland Oil Co., Ponca City	Lincoln	3-19-23	4-19-27	320.00	240.00	80.00
Marland Oil Co., Ponca City	Payne	3-19-23	4-19-27	640.00	480.00	160.00
Marland Oil Co., Ponca City	Payne	3-19-23	4-19-27	640.00	480.00	160.00
Marland Oil Co., Ponca City	Payne	3-19-23	4-19-27	640.00	480.00	160.00
Marland Oil Co., Ponca City	Lincoln	3-19-23	4-19-27	320.00	240.00	80.00
Marland Oil Co., Ponca City	Lincoln	3-19-23	4-19-27	320.00	240.00	80.00
Marland Oil Co., Ponca City	Kiowa	3-12-23	4-19-27	640.00	480.00	160.00
Marland Oil Co., Ponca City	Kay	1-11-21	2-10-25	640.00	480.00	160.00
Marland Oil Co., Ponca City	Kay	1-11-21	2-10-25	640.00	480.00	160.00
Marland Oil Co., Ponca City	Kay	1-11-21	2-10-25	631.28	473.46	157.82
Marland Oil Co., Ponca City	Kay	1-11-21	2-10-25	616.04	462.03	154.01
Mid-Continent Pet., Tulsa	Lincoln	7-28-26	8-18-30	628.00	471.00	157.00
Louis Macklanburg, 1127 E. Park	Oklahoma	4-17-19	5-3-21	320.00	240.00	80.00
Milburn Stockdell, 806 Herskowitz Bldg.	Kay	6-7-17	6-7-22	640.00	160.00	160.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Milburn Stockdell, 806 Herskowitz Bldg.....	Kay	6- 7-17	6- 1-22	640.00	.....	640.00
Tom McMecham, 720 W. 15th.....	Pawnee	9-30-19	11-22-21	320.00	160.00	160.00
Tom McMecham, 720 W. 15th.....	Pawnee	9-30-19	11-22-21	320.00	160.00	160.00
Midco Pet. Co., Tulsa.....	Logan	12-17-19	9-27-22	320.00	160.00	160.00
E. E. McGinley, Guthrie.....	Logan	1- 6-17	2- 1-21	640.00	480.00	160.00
John O. Mitchell, 504 Reeves Bldg., Tulsa.....	Blaine	6- 7-17	6-17-19	320.00	160.00	160.00
John O. Mitchell, 504 Reeves Bldg., Tulsa.....	Grant	6- 7-17	6-17-19	320.00	160.00	160.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	160.00	.....	160.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	160.00	.....	160.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	160.00	.....	160.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	160.00	.....	160.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-16-22	160.00	80.00	80.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	160.00	.....	160.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	160.00	.....	160.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	80.00	.....	80.00
W. F. McMechan, Box 2064, Tulsa.....	Pott.	10- 5-20	10-12-21	160.00	.....	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-22-23	5-13-24	480.00	360.00	120.00
C. M. Hunter, Box 541, Lawton.....	Comanche	9-30-19	5-13-24	480.00	360.00	120.00
C. M. Hunter, Box 541, Lawton.....	Comanche	9-30-19	5-13-24	480.00	360.00	120.00
C. M. Hunter, Box 541, Lawton.....	Pawnee	1-24-20	5-13-24	640.00	480.00	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	5-13-24	640.00	480.00	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	4- 2-23	320.00	80.00	240.00
C. M. Hunter, Box 541, Lawton.....	Comanche	12-17-19	4- 2-23	320.00	101.73	33.91
C. M. Hunter, Box 541, Lawton.....	Grady	12-17-19	1-22-24	135.64	240.00	80.00
C. M. Hunter, Box 541, Lawton.....	Logan	12-17-19	1-22-24	320.00	40.00	40.00
C. M. Hunter, Box 541, Lawton.....	Comanche	12-17-19	1-31-22	80.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	12-17-19	1-31-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Logan	12-17-19	1-31-22	55.84	27.92	27.92
C. M. Hunter, Box 541, Lawton.....	Grady	12-17-19	1-31-22	80.00	.....	80.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	3- 8-21	160.00	.....	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	3- 8-21	160.00	.....	160.00
C. M. Hunter, Box 541, Lawton.....	Pawnee	1-24-20	3- 8-21	160.00	.....	160.00
C. M. Hunter, Box 541, Lawton.....	Pott.	8-24-20	10-12-21	67.15	.....	67.15
C. M. Hunter, Box 541, Lawton.....	Pott.	8-24-20	10-12-21	68.45	.....	68.45

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
C. M. Hunter, Box 541, Lawton.....	Pott.	8-24-20	10-12-21	80.00	.....	80.00
C. M. Hunter, Box 541, Lawton.....	Pott.	8-24-20	10-12-21	160.00	.....	160.00
C. M. Hunter, Box 541, Lawton.....	Pawnee	1-24-20	3- 8-21	160.00	.....	160.00
C. M. Hunter, Box 541, Lawton.....	Pawnee	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Pawnee	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Payne	1-24-20	5- 2-22	150.84	75.42	75.42
C. M. Hunter, Box 541, Lawton.....	Oklahoma	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Lincoln	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Lincoln	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Lincoln	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	5- 2-22	80.00	40.00	40.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Pawnee	1-24-20	5- 2-22	320.00	160.00	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	5- 2-22	160.00	80.00	80.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	6-18-23	450.00	300.00	150.00
C. M. Hunter, Box 541, Lawton.....	Grant	1-24-20	6-18-22	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Comanche	1-24-20	6-18-23	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Lincoln	1-24-20	6-18-23	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Lincoln	1-24-20	6-18-23	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Pawnee	1-24-20	6-18-23	120.00	80.00	40.00
C. M. Hunter, Box 541, Lawton.....	Custer	12-17-19	6-18-23	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Grady	12-17-19	6-18-23	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Grady	12-17-19	6-18-23	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Grady	12-17-19	6-18-23	480.00	320.00	160.00
C. M. Hunter, Box 541, Lawton.....	Custer	12-17-19	6-18-23	480.00	320.00	160.00
C. T. Huddleston, Okemah.....	Kiowa	12-18-28	12-31-29	80.00	.....	80.00
Humble Oil & Ref., Houston, Texas.....	Kay	1- 4-19	1-11-21	308.12	154.06	154.06
Humble Oil & Ref., Houston, Texas.....	Kay	1- 4-19	1-11-21	320.00	160.00	160.00
Humble Oil & Ref., Houston, Texas.....	Comanche	4-17-19	5- 8-22	240.00	160.00	80.00
Humble Oil & Ref., Houston, Texas.....	Comanche	4-17-19	5- 8-22	480.00	320.00	160.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Phillips Pet. Co., Tulsa	Oklahoma	5- 2-22	5- 5-25	240.00	160.00	80.00
Ohio Cities Gas Co., Tulsa	Pott.	3- 1-16	3-16-20	449.00	336.75	112.25
Prairie Oil & Gas, Box 263, Tulsa	Pott.	1- 3-28	1- 5-32	640.00	480.00	160.00
Prairie Oil & Gas, Box 263, Tulsa	Pott.	1- 3-28	1- 5-32	640.00	480.00	160.00
Patton, et al, Benjamin, Texas	Oklahoma	1-24-20	8-23-23	480.00	.....	480.00
Patton, et al, Benjamin, Texas	Oklahoma	1-24-20	8-23-23	480.00	.....	480.00
Patton, et al, Benjamin, Texas	Comanche	1-25-20	8-23-23	480.00	.....	480.00
Patton, et al, Benjamin, Texas	Comanche	1-24-20	8-23-23	480.00	.....	480.00
Patton, et al, Benjamin, Texas	Cotton	1-24-20	8-23-23	480.00	.....	480.00
Patton, et al, Benjamin, Texas	Comanche	1-24-20	8-23-23	480.00	.....	480.00
Patton et al, Benjamin, Texas	Coal	5-28-29	6- 2-31	103.96	51.98	51.98
Peters Pet., Ex. Nat'l Bk. Bldg., Tulsa	Noble	7- 2-29	7-12-32	640.00	320.00	320.00
Empire Oil & Ref., Bartlesville	Noble	7- 2-29	7-12-32	640.00	320.00	320.00
Empire Oil & Ref., Bartlesville	Cotton	3- 5-29	3-10-31	320.00	160.00	160.00
Empire Oil & Ref., Bartlesville	Cotton	3- 5-29	3-10-31	320.00	160.00	160.00
Empire Oil & Ref., Bartlesville	Stephens	3- 5-29	3-10-31	320.00	160.00	160.00
Empire Oil & Ref., Bartlesville	Stephens	3- 5-29	3-10-31	320.00	160.00	160.00
Empire Oil & Ref., Bartlesville	Pott.	7-19-21	2- 6-23	167.00	.....	167.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	1280.00	.....	1280.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	126.00	.....	126.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	640.00	.....	640.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	126.00	.....	126.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	1280.00	.....	1280.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	123.00	.....	123.00
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	226.70	.....	226.70
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	201.00	.....	201.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	112.00	.....	112.00
R. E. Echols, 314 E. 14	Seminole	7-19-21	2- 6-23	114.00	.....	114.00
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	135.00	.....	135.00
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	144.00	.....	144.00

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	143.70	.....	143.70
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	103.40	.....	103.40
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	201.00	.....	201.00
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	150.00	.....	150.00
R. E. Echols, 314 E. 14	Pott.	7-19-21	2- 6-23	96.00	.....	96.00
Empire Gas & Fuel, Bartlesville	Kay	5-21-18	6-28-21	480.00	320.00	160.00
Empire Gas & Fuel, Bartlesville	Cotton	5-26-16	6-28-21	640.00	320.00	320.00
Empire Gas & Fuel, Bartlesville	Comanche	4-17-19	11-13-23	320.00	240.00	80.00
Eagle Chief Oil, Alva	Cleveland	5-15-17	6-11-20	480.00	160.00	320.00
Eagle Chief Oil, Alva	Kay	5-21-18	6-15-21	480.00	320.00	160.00
Eagle Chief Oil, Alva	Payne	5-21-18	6-15-21	480.00	320.00	160.00
Eagle Chief Oil, Alva	Garfield	1- 6-17	6-15-21	480.00	360.00	120.00
Eagle Chief Oil, Alva	Kay	1-16-17	6-15-21	640.00	480.00	160.00
Eagle Chief Oil, Alva	Kay	5-21-18	6-15-21	480.00	320.00	160.00
Eagle Chief Oil, Alva	Pawnee	5-21-18	6-15-21	360.00	240.00	120.00
Eagle Chief Oil, Alva	Cotton	5-15-17	6-15-21	160.00	120.00	40.00
Eagle Chief Oil, Alva	Cleveland	5-15-17	5-15-22	320.00	160.00	160.00
Eagle Chief Oil, Alva	Cleveland	5-15-17	5-15-22	160.00	80.00	80.00
Eagle Chief Oil, Alva	Kay	5-21-18	6- 1-20	320.00	160.00	160.00
Eagle Chief Oil, Alva	Pott.	5-15-17	5-28-18	160.00	.....	160.00
Eagle Chief Oil, Alva	Washita	5-15-17	5-28-18	160.00	.....	160.00
Eagle Chief Oil, Alva	Garfield	1- 6-17	6-15-21	320.00	240.00	80.00
Emerald Oil Co., Winfield, Kan.	Comanche	1-24-20	2-28-22	320.00	160.00	160.00
Emerald Oil Co., Winfield, Kan.	Comanche	1-24-20	2-28-22	320.00	160.00	160.00
Emerald Oil Co., Winfield, Kan.	Comanche	1-24-20	2-28-22	320.00	160.00	160.00
Emerald Oil Co., Winfield, Kan.	Comanche	1-24-20	2-28-22	320.00	160.00	160.00
Emerald Oil Co., Winfield, Kan.	Comanche	1-24-20	2-28-22	240.00	120.00	120.00
Emerald Oil Co., Winfield, Kan.	Jefferson	1-24-20	2-28-22	320.00	160.00	160.00
Emerald Oil Co., Winfield, Kan.	Jefferson	1-24-20	2-28-22	320.00	160.00	160.00
Emerald Oil Co., Winfield, Kan.	Pawnee	9-12-19	2-17-22	320.00	160.00	160.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Emerald Oil Co., Winfield, Kan.	Jefferson	4-17-19	5- 3-21	320.00	160.00	160.00
Emerald Oil Co., Winfield, Kan.	Cotton	4-17-19	4-24-23	160.00	120.00	40.00
Emerald Oil Co., Winfield, Kan.	Cotton	4-17-19	4-24-23	320.00	240.00	80.00
Emerald Oil Co., Winfield, Kan.	Cotton	4-17-19	4-24-23	640.00	480.00	160.00
Emerald Oil Co., Winfield, Kan.	Cotton	4-17-19	4-24-23	320.00	240.00	80.00
Emerald Oil Co., Winfield, Kan.	Cotton	4-17-19	4-24-23	320.00	240.00	80.00
Emerald Oil Co., Winfield, Kan.	Cotton	4-17-19	4-24-23	480.00	360.00	120.00
Emerald Oil Co., Winfield, Kan.	Comanche	9-30-19	10-10-23	320.00	240.00	80.00
Emerald Oil Co., Winfield, Kan.	Comanche	4-17-19		640.00	480.00	160.00
Emerald Oil Co., Winfield, Kan.	Cotton	1- 4-19	1-29-23	640.00	480.00	160.00
Henry Engel, Kemeier, R. No. 2, Newkirk	Kay	1- 4-19	1-29-23	640.00	480.00	160.00
Henry Engel, Kemeier, R. No. 2, Newkirk	Kay	1- 4-19	1-29-23	640.00	480.00	160.00
Henry Engel, Kemeier, R. No. 2, Newkirk	Kay	1- 6-17	4-25-22	320.00	240.00	80.00
Amos A. Ewing, Guthrie	Logan	1- 6-17	4-25-22	160.00	120.00	40.00
Amos A. Ewing, Guthrie	Logan	1-21-19	1-31-22	360.00	240.00	120.00
C. T. Erwin, Chickasha	Cotton	1- 8-18	2-17-22	1196.84	897.63	299.21
Chas. Egbert, Okla. City	Garfield	9-12-29	9-15-31	320.00	160.00	160.00
Empire Oil & Ref., Bartlesville	Woodward	9-12-29	9-15-31	80.00	40.00	40.00
Empire Oil & Ref., Bartlesville	Woodward	9-12-29	9-15-31	160.00	80.00	80.00
Empire Oil & Ref., Bartlesville	Woodward	9-12-29	9-15-31	135.00	90.00	45.00
J. M. O'Donnell, Elk City	Greer	4-17-19	6-19-22	80.00	40.00	40.00
Mabel Olmstead, Box 271, Lawton	Comanche	1-24-20	2- 7-22	80.00	40.00	40.00
Frank D. Olmstead, Box 271, Lawton	Comanche	12-17-19	12-27-22	120.00	80.00	40.00
Great Southwestern, 901 Oil Ex. Bldg.	Garfield	6- 7-17	8- 9-21	640.00	480.00	160.00
Great Southwestern, 901 Oil Ex. Bldg.	Tillman	6- 7-17	8- 2-21	640.00	480.00	160.00
Great Southwestern, 901 Oil Ex. Bldg.	Logan	6- 7-17	8- 2-21	640.00	480.00	160.00
Great Southwestern, 901 Oil Ex. Bldg.	Blaine	6- 7-17	6-15-20	364.32	242.88	121.44
Great Southwestern, 901 Oil Ex. Bldg.	Kingfisher	6- 7-17	6-15-20	480.00	320.00	160.00
Great Southwestern, 901 Oil Ex. Bldg.	Garfield	6- 7-17	6-15-20	480.00	320.00	160.00
Great Southwestern, 901 Oil Ex. Bldg.	Kingfisher	6- 7-17	6-15-20	480.00	320.00	160.00
Great Southwestern, 901 Oil Ex. Bldg.	Garfield	6- 7-17	6-15-20	480.00	320.00	160.00

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Great Southwestern, 901 Oil Ex. Bldg.	Washita	6- 7-17	6-15-20	480.00	320.00	160.00
Paul Gilbert, Ft. Cobb, 605 Park Bldg.	Caddo	8-12-19	8-24-20	160.00		160.00
Paul Gilbert, Ft. Cobb, 605 Park Bldg.	Caddo	8-12-19	8-24-20	160.00		160.00
Paul Gilbert, Ft. Cobb, 605 Park Bldg.	Caddo	8-12-19	8-24-20	40.00		40.00
R. G. Gillespie, Pittsburgh, Pa.	Stephens	6-15-20	7-19-21	160.00		160.00
Robt. E. Garrett, 906 Pet. Bldg., Tulsa	Payne	1-22-23	2- 2-26	480.00	320.00	160.00
Robt. E. Garrett, 906 Pet. Bldg., Tulsa	Payne	1-22-23	2- 2-26	480.00	320.00	160.00
Robt. E. Garrett, 906 Pet. Bldg., Tulsa	Payne	1-22-23	2- 2-26	480.00	320.00	160.00
Oliver C. Harper, c/o Gulf Prod. Co., Wichita Falls, Texas	Kingfisher	7-19-21	9-27-22	80.00		80.00
E. W. Hill, Nat'l Bk. Commerce, Shawnee	Pott.	10- 5-20	10-25-21	160.00		160.00
Hildreth Oil, c/o Grant Corbin, 2112 W. 18	Stephens	4-30-18	5- 2-22	480.00	360.00	120.00
A. A. Hamilton, 1217 Colcord Bldg.	Pawnee	1- 4-19	1-31-22	240.00	160.00	80.00
C. W. Hughes, Norman	Cleveland	5-15-17	8-23-21	640.00	320.00	320.00
C. W. Hughes, Norman	Cleveland	5-15-17	8-23-21	640.00	320.00	320.00
Homaokla Oil, 304 Patterson Bldg.	Caddo	2- 2-17	2- 2-22	640.00	480.00	160.00
Buck Herrick, Guthrie	Payne	6-15-20	6-28-21	97.85		97.85
Buck Herrick, Guthrie	Payne	6-15-20	6-28-21	102.60		102.60
Buck Herrick, Guthrie	Payne	6-15-20	6-28-21	55.05		55.05
Wirt Franklin & Cromwell Co., Oklahoma City	Oklahoma	3-29-27	4-17-28	80.00		80.00
C. S. Gilkerson, Elk City	Greer	4-17-19	6- 5-22	15.00	10.00	5.00
George Gorton, Mangum	Caddo	2- 2-17		320.00	160.00	160.00
Chas. E. Carter, 733 E. 18	Ellis	4- 8-30	4-12-32	160.00	80.00	80.00
Chas. E. Carter, 733 E. 18	Ellis	4- 8-30	4-12-32	160.00	80.00	80.00
Cosden Oil & Marland Refining, Tulsa	Pawnee	7-16-18	7-31-23	1920.00	943.00	977.00
Tim Hatchet Oil, Columbus, Ohio	Caddo	8-12-19	8-23-21	320.00	160.00	160.00
W. R. Hamilton, 732 Kennedy Bldg., Tulsa	Tulsa	4-12-20	9-23-24	805.40	604.05	201.35
F. M. Hopkins, Walters	Cotton	4-17-19	4- 2-23	120.00	80.00	40.00
John G. Lindsay, Norman	Cleveland	4-17-19	4-30-20	121.69		121.69
Minnie Dix Logan, Lawton	Comanche	1-24-20	2-15-21	40.00		40.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Henry Ludow, 1017 First Nat'l Bldg.	Comanche	4-12-20	4-26-21	160.00	.....	160.00
W. R. Layne, Tulsa	Pawnee	12-17-19	12-27-22	480.00	320.00	160.00
Magnolia Pet. Co., Oklahoma City	Garfield	5- 4-23	6- 7-27	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Payne	10-13-25	10-25-26	160.00	.....	160.00
Magnolia Pet. Co., Oklahoma City	Payne	10-13-25	10-25-26	160.00	.....	160.00
Magnolia Pet. Co., Oklahoma City	Payne	10-13-25	10-25-26	160.00	.....	160.00
Magnolia Pet. Co., Oklahoma City	Payne	10-13-25	10-25-26	160.00	.....	160.00
Magnolia Pet. Co., Oklahoma City	Payne	4-12-20	4-29-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Payne	4-12-20	4-29-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Payne	4-12-20	4-29-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Payne	4-12-20	4-29-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Payne	4-12-20	4-29-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Payne	4-12-20	4-29-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Payne	4-12-20	4-29-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Lincoln	6-15-20	6-17-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Lincoln	6-15-20	6-17-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Lincoln	6-15-20	6-17-24	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Lincoln	6-15-20	6-17-24	630.08	472.56	157.52
Magnolia Pet. Co., Oklahoma City	Payne	12-21-26	12-29-30	640.00	480.00	160.00
Mid Kansas O. & G., Box 3307, Tulsa	Payne	4-12-27	4-24-28	119.32	.....	119.32
J. R. Phillips, Skiatook	Cimarron	4-12-27	4-24-28	637.00	.....	637.00
J. R. Phillips, Skiatook	Cimarron	4-12-27	4-24-28	320.00	.....	320.00
J. R. Phillips, Skiatook	Cimarron	4-12-27	4-24-28	320.00	.....	320.00
J. R. Phillips, Skiatook	Cimarron	3-23-26	4-17-28	1280.00	640.00	640.00
J. R. Phillips, Skiatook	Coal	5-28-29	6- 2-31	122.54	61.27	61.27
Peters Pet. Corp., Ex. Nat. Bk. Bldg., Tulsa	Greer	2- 2-17	9- 6-21	320.00	240.00	80.00
A. W. Parr, Granite	Pawnee	5-21-18	5-31-21	480.00	320.00	160.00
Paragon Oil Co., Box 1817, Tulsa	Payne	8-24-20	8-24-22	77.30	.....	77.30
Producers & Refiners, Box 1484, Tulsa	Payne	4-12-20	4-13-21	160.00	.....	160.00
J. N. Phelan, Wade Hotel, Duncan	Payne	4-12-20	4-13-21	160.00	.....	160.00

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
J. N. Phelan, Wade Hotel, Duncan	Kay	4-12-20	4-13-21	160.00	.....	160.00
J. N. Phelan, Wade Hotel, Duncan	Stephens	5-15-17	5-15-22	320.00	.....	320.00
T. B. Slick, Colcord Bldg., Oklahoma City	Lincoln	9-17-29	9-26-33	320.00	240.00	80.00
Shell Pet. Corp., Shell Bldg., St. Louis, Mo	Lincoln	9-17-29	9-26-33	640.00	480.00	160.00
The Texas Co., Tulsa	Blaine	6- 7-17	6-11-20	240.00	160.00	80.00
Thurman Oil, 513 Ex. Bldg., Tulsa	Caddo	4-23-29	4-25-33	640.00	480.00	160.00
J. K. Wells, 422 Amer. Nat'l Bldg., Okla. City	Noble	5- 2-22	7- 6-26	160.00	120.00	40.00
J. K. Wells, 422 Amer. Nat'l Bldg., Okla. City	Kay	5-21-18	6- 1-20	256.20	128.10	128.10
J. K. Wells, 422 Amer. Nat'l Bldg., Okla. City	Kay	5-21-18	5-31-21	377.01	251.34	125.67
J. K. Wells, 422 Amer. Nat'l Bldg., Okla. City	Kay	5-21-18	5-31-21	480.00	320.00	160.00
J. K. Wells, 422 Amer. Nat'l Bldg., Okla. City	Pawnee	5-21-18	5-31-21	686.25	457.50	228.75
James E. Whiteside, Muskogee	Muskogee	4-19-16	8- 2-21	404.00	303.00	101.00
E. D. Purvant, Tulsa	Lincoln	3-11-24	4- 3-28	640.00	480.00	160.00
The Pure Oil Co., Tulsa	Kingfisher	6-22-26	7- 3-28	160.00	80.00	80.00
L. A. Pearson, Bartlesville	Kingfisher	6-22-26	6-26-28	120.00	60.00	60.00
Magnolia Pet. Co., Okla. City	Oklahoma	5- 2-22	5- 5-25	437.58	291.72	145.86
Magnolia Pet. Co., Okla. City	Oklahoma	5- 2-22	5- 5-25	435.90	290.00	145.30
Harris Hayes Co., Okmulgee	Payne	9- 9-30	9-20-32	160.00	80.00	80.00
Harris Hayes Co., Okmulgee	Payne	9- 8-30	9-20-32	160.00	80.00	80.00
Coral Oil Co., Tulsa	Garfield	6-18-29	6-21-32	480.00	320.00	160.00
Walter E. Holmes, Box 1909, Tulsa	Pawnee	1-24-20	3-25-24	640.00	480.00	160.00
M. D. Henderson, Gotebo	Kiowa	7-16-18	9- 6-21	240.00	160.00	80.00
H. H. Hoover, Hobart	Kiowa	7-16-18	7-16-23	1720.00	1440.00	280.00
H. H. Hoover, Hobart	Kiowa	7-16-19	3- 4-24	640.00	320.00	320.00
H. H. Hoover, Hobart	Kiowa	7-16-19	3- 4-24	640.00	320.00	320.00
H. H. Hoover, Hobart	Kiowa	7-16-19	3- 4-24	640.00	320.00	320.00
Magnolia Pet. Co., Oklahoma City	Lincoln	3-19-23	3-22-27	640.00	480.00	160.00
Magnolia Pet. Co., Oklahoma City	Lincoln	3-19-23	3-22-27	640.00	480.00	160.00
W. A. Turner, Wichita Falls, Texas	Greer	11-14-16	11-14-21	2400.00	600.00	1800.00
George F. Titus, 314 Kennedy Bldg., Tulsa	Comanche	4-15-19	4-17-23	580.00	435.00	145.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
R. A. Thorne, Oklahoma City	Comanche	2- 2-17	1-31-22	320.00	160.00	160.00
Sinclair Oil & Gas, Tulsa	Lincoln	6-12-28	6-16-31	320.00	240.00	80.00
Sinclair Oil & Gas, Tulsa	Pott.	3- 6-28	3- 8-32	320.00	240.00	80.00
Sinclair Oil & Gas, Tulsa	Pott.	3- 6-28	3- 8-32	240.00	160.00	80.00
H. D. Wilson, Blackwell	Kay	4-30-23	5-13-24	80.00	.....	80.00
Western Oil, 336 Huckins Estate Bldg., City	Kiowa	7-16-18	7-16-23	160.00	120.00	40.00
E. D. Williams, Sapulpa	Pott.	5-15-17	10- 8-18	160.00	.....	160.00
E. D. Williams, Sapulpa	Pott.	5-15-17	10- 8-18	160.00	.....	160.00
Cosden Oil & Gas, Tulsa	Pawnee	12-17-19	12-27-22	480.00	320.00	160.00
Cosden Oil & Gas, Tulsa	Lincoln	4-30-23	5- 3-27	640.00	480.00	160.00
Cosden Oil & Gas, Tulsa	Tillman	5-15-17	6- 7-21	640.00	480.00	160.00
Atlantic Oil Pro. Co., Dallas, Texas	Lincoln	9-27-27	8-16-32	320.00	160.00	160.00
Atlantic Oil Pro. Co., Amer. Exchange Nat'l Bldg.	Cleveland	2-19-29	2-21-33	640.00	480.00	160.00
Alcorn Oil Co., Ponca City	Payne	5- 2-22	5-21-23	160.00	.....	160.00
Amerada Pet. Co., Pet. Bldg., Tulsa	Cotton	8- 7-22	8-19-24	320.00	160.00	160.00
Atlantic Oil Pro. Co., Amer. Ex. Nat'l Bk. Bldg., Dallas, Texas	Jefferson	4-17-19	6- 5-22	487.29	324.86	162.43
S. A. Apple & Jno. E. Dickerson, Amer. Nat'l Bk. Bldg., City	Kingfisher	6- 4-23	6-16-25	320.00	160.00	160.00
S. A. Apple & Jno. E. Dickerson, Amer. Nat'l Bk. Bldg., City	Kingfisher	6- 4-23	6-16-25	319.94	159.97	159.97
Alcorn Oil Co., Ponca City	Payne	5- 2-22	5-13-24	320.00	160.00	160.00
Alcorn Oil Co., Ponca City	Payne	5- 2-22	5-13-24	320.00	160.00	160.00
G. F. Borden & A. M. Stewart, Mangum	Greer	5-31-21	6-19-22	80.00	.....	80.00
G. F. Borden & A. M. Stewart, Mangum	Greer	5-31-21	6-19-22	160.00	.....	160.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Blaine	6- 7-17	6- 7-22	320.00	240.00	80.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Blaine	6- 7-17	6- 7-22	320.00	240.00	80.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Kay	6- 7-19	6- 7-22	320.00	240.00	80.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Kingfisher	6- 7-17	6- 7-22	320.00	240.00	80.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Blaine	2- 2-17	12-20-21	640.00	480.00	160.00

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Kingfisher	1- 6-17	12-20-21	640.00	160.00	480.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Kay	1-16-17	12-20-21	320.00	80.00	240.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Kay	1-16-17	12-20-21	320.00	80.00	240.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Lincoln	2- 2-17	12-20-21	320.00	240.00	80.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Lincoln	1- 6-17	12-20-21	640.00	480.00	160.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Logan	2- 2-17	12-20-21	320.00	240.00	80.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Garfield	1- 6-17	12-20-21	320.00	80.00	240.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Garfield	1- 6-17	12-20-21	640.00	160.00	480.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Garfield	1- 6-17	12-20-21	640.00	160.00	480.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Garfield	1- 6-17	12-20-21	640.00	160.00	480.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Garfield	1-16-17	12-20-21	320.00	80.00	240.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Lincoln	1- 6-17	12-20-21	320.00	240.00	80.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Garfield	1- 6-17	12-20-21	320.00	80.00	240.00
Best Pro. & Ref. Co., Oscar Leslie Bldg., K. C.	Lincoln	1- 6-17	12-20-21	320.00	80.00	240.00
W. M. Bonner, 1013 Colcord Bldg., City	Pawnee	12-17-19	12-27-22	480.00	320.00	160.00
H. G. Barnard, Tulsa	Tillman	5-15-17	5-15-22	640.00	160.00	480.00
Betty G. Petroleum, Cement	Caddo	5- 2-16	7-12-21	80.00	40.00	40.00
Bona Producing Co., Tulsa	Payne	5-21-18	7-12-23	640.00	480.00	160.00
Geo. Baker, 512 Security Bldg., City	Pawnee	1- 4-19	1-22-23	640.00	480.00	160.00
Geo. Baker, 512 Security Bldg., City	Pawnee	1- 4-19	1-22-23	640.00	480.00	160.00
Geo. Baker, 512 Security Bldg., City	Pawnee	1- 4-19	1-22-23	640.00	480.00	160.00
Geo. Baker, 512 Security Bldg., City	Pawnee	1- 4-19	1-22-23	320.00	240.00	80.00
J. M. Barrett, Okemah	Lincoln	8-12-19	9- 6-21	320.00	160.00	160.00
J. L. Burke & A. B. Wey	Kiowa	7-16-18	9- 5-22	160.00	120.00	40.00
J. L. Burke & A. B. Wey, Gotebo	Kiowa	7-16-18	9- 5-22	160.00	120.00	40.00
G. F. Borden & A. M. Stewart, Mangum	Greer	5-31-21	6-19-22	80.00	.....	80.00
G. F. Borden & A. M. Stewart, Mangum	Greer	5-31-21	6-19-22	120.00	.....	120.00
G. F. Borden & A. M. Stewart, Mangum	Greer	5-31-21	6-19-22	150.00	.....	150.00
F. W. McEwen, 1524 W. Broadway, Enid	Caddo	5- 2-16	8- 2-21	80.00	40.00	40.00
Marland Refining, Ponca City	Alfalfa	2- 2-17	3- 8-21	640.00	480.00	160.00







Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	480.00	240.00	240.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	1920.00	960.00	960.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	2552.00	1276.00	1276.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	1280.00	640.00	640.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	2560.00	1280.00	1280.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-20	2560.00	1280.00	1280.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	1280.00	640.00	640.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	480.00	240.00	240.00
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-22	430.12	215.06	215.06
J. B. Jones, Gotebo.....	Kiowa	7-16-18	8-24-25	360.00	240.00	120.00
O. B. Kee, 411 Grain Ex. Bldg., City.....	Pawnee	11-22-21	3-24-23	480.00	360.00	120.00
O. A. Kraur, Bartlesville.....	Kiowa	5-21-18	1-29-23	320.00	160.00	160.00
Marland Refining Co., Ponca City.....	Kay	1- 4-19	4-26-21	160.00	.....	160.00
Marland Refining Co., Ponca City.....	Comanche	1-24-20	4-13-21	480.00	320.00	160.00
Marland Refining Co., Ponca City.....	Kay	5-21-18	6-15-21	480.00	320.00	160.00
Marland Refining Co., Ponca City.....	Kay	5-21-18	6-15-21	480.00	320.00	160.00
Marland Refining Co., Ponca City.....	Comanche	1-24-20	1-29-24	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Pott.	1-24-20	1-29-24	640.00	320.00	320.00
Marland Refining Co., Ponca City.....	Pott.	1-24-20	1-29-24	320.00	240.00	80.00
Marland Refining Co., Ponca City.....	Pott.	1-24-20	1-29-24	581.88	443.91	137.97
Marland Refining Co., Ponca City.....	Pott.	1-24-20	1-29-24	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Pott.	1-24-20	1-29-24	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Pott.	1-24-20	1-29-24	444.28	333.21	111.07
Marland Refining Co., Ponca City.....	Pott.	1-24-20	1-29-24	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Tillman	1-24-20	1-29-24	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Tillman	1-24-20	1-29-24	1920.00	1280.00	640.00
Marland Refining Co., Ponca City.....	Kay	7-16-18	8- 9-21	1255.44	941.61	313.83
Marland Refining Co., Ponca City.....	Alfalfa	2- 2-17	2- 2-22	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Lincoln	1-24-20	1-29-24	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Comanche	1-20-20	1-29-24	320.00	160.00	160.00
Marland Refining Co., Ponca City.....	Kay	1- 4-19	4-26-21	.....	.....	.....

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Marland Refining Co., Ponca City.....	Kay	1- 4-19	4-26-21	320.00	160.00	160.00
Marland Refining Co., Ponca City.....	Kay	4-17-19	5-21-23	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Kay	4-17-19	5-21-23	620.00	465.00	155.00
Marland Refining Co., Ponca City.....	Kay	4-17-19	5-21-23	640.00	480.00	160.00
Marland Refining Co., Ponca City.....	Kay	4-17-19	5-21-23	640.00	480.00	160.00
Fred C. Johnson, 203 Colcord Bldg., Okla. City.....	Cleveland	5- 2-22	5- 5-25	480.00	320.00	160.00
Middle States Pet., Yale, Okla.....	Payne	1-24-20	1-29-24	313.52	235.14	78.38
Mayme R. Kern, 1107 Gore, Lawton.....	Comanche	1-24-20	10-28-24	160.00	40.00	120.00
C. E. Kayser, Blackwell.....	Kay	5-21-18	6- 1-20	320.00	160.00	160.00
C. E. Kayser, Blackwell.....	Kay	5-21-18	6- 1-20	320.00	160.00	160.00
C. E. Kayser, Blackwell.....	Kay	5-21-18	6- 1-20	320.00	160.00	160.00
C. E. Kayser, Blackwell.....	Kay	5-21-18	6- 1-20	320.00	160.00	160.00
C. E. Kayser, Blackwell.....	Kay	5- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
C. E. Kayser, Blackwell.....	Kay	6- 7-17	6-11-20	480.00	320.00	160.00
Ben F. Davis, Okla. City.....	Payne	12-21-26	12-31-29	120.00	80.00	40.00
Clay Donovan, Okla. City.....	Pawnee	10- 9-19	1-31-22	126.90	63.45	63.45
Clay Donovan, Okla. City.....	Pawnee	10- 9-19	1-31-22	185.48	92.74	92.74
W. T. Myers, 405 W. 15.....	Woodward	8- 8-28	8-11-31	240.00	160.00	80.00
I. T. I. O., Bartlesville.....	Kay	6- 9-30	6-20-33	240.00	160.00	80.00
W. C. Lewis, Okla. City.....	Grady	3-22-27	3-24-31	640.00	480.00	160.00
W. C. Lewis, Okla. City.....	Grady	3-22-27	3-24-31	640.00	480.00	160.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
W. C. Lewis, Okla. City	Canadian	3-22-27	3-24-31	320.00	240.00	80.00
Cosden Oil & Gas, Tulsa	Pott.	12-21-26	12-29-30	640.00	480.00	160.00
Marland Oil Co. of Okla., Ponca City	Kay	6-16-25	6-16-30	596.08	447.06	149.02
Claude Cannon, Walters	Comanche	5-21-18	5-21-23	640.00		640.00
Grant Corbin, 2112 W. 18, City	Comanche	5-21-18	7-19-21	180.00	120.00	60.00
Fred Capshaw, 200 E. 6, City	Cotton	2-25-19	8-24-22	480.00	160.00	320.00
Fred Capshaw, 200 E. 6, City	Lincoln	8-12-19	4- 2-23	120.00	80.00	40.00
W. M. Young, Ardmore	Comanche	1-24-20	8-24-22	80.00	40.00	40.00
W. M. Young, Ardmore	Pawnee	4-12-20	10- 1-24	640.00	160.00	480.00
W. M. Young, Ardmore	Pawnee	4-12-20	5-21-23	480.00	160.00	320.00
Fred Capshaw, 200 E. 6, City	Pawnee	4-12-20	5-21-23	480.00	160.00	320.00
Fred Capshaw, 200 E. 6, City	Pawnee	4-12-20	5-21-23	240.00	80.00	160.00
Fred Capshaw, 200 E. 6, City	Pawnee	4-12-20	5-21-23	360.00	240.00	120.00
J. O. Galloway & Wm. Bonner, 1013 Col. Bl., City	Kay	2- 2-17	2- 2-22	480.00	240.00	240.00
Mid Kansas O. & G., Box 3307, Tulsa	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00
Mid Kansas O. & G., Box 3307, Tulsa	Kingfisher	6- 4-23	6- 7-27	640.00	320.00	320.00
Simms Oil Co., Magnolia Bldg., Dallas, Texas	Kay	3-31-25	4- 2-29	640.00	480.00	160.00
Skelly Oil Co., Tulsa	Pawnee	1-26-26	8- 3-28	320.00	160.00	160.00
Sinclair Oil & Gas, Tulsa	Woods	3-26-29	3-31-31	160.00	80.00	80.00
Sinclair Oil & Gas, Tulsa	Woodward	3- 5-29	3-31-31	80.00	40.00	40.00
Sinclair Oil & Gas, Tulsa	Woodward	3- 5-29	3-31-31	80.00	40.00	40.00
T. B. Slick Oil, Colcord Bldg., City	Lincoln	8-17-28	2- 9-31	320.00	80.00	240.00
T. B. Slick Oil, Colcord Bldg., City	Kingfisher	2- 7-28	2-21-31	640.00	320.00	320.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Lincoln	8-18-25	8-21-28	120.00	80.00	40.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Lincoln	5-31-21	7- 8-24	480.00	320.00	160.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Lincoln	5-31-21	7- 8-24	480.00	320.00	160.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Cotton	6- 4-23	6- 8-26	480.00	320.00	160.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Beckham	6- 4-23	6- 9-25	160.00	80.00	80.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Mid Kansas Oil & Gas, Box 3307, Tulsa	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Garfield	6- 4-23	6- 7-27	640.00	480.00	160.00
Mid Kansas Oil & Gas, Box 3307, Tulsa	Kay	6- 4-23	6- 7-27	640.00	480.00	160.00
J. B. McMahan, Altus, Okla.	Jackson	4-17-19	5- 2-22	240.00	160.00	80.00
J. B. McMahan, Altus, Okla.	Jackson	4-17-19	5-21-21	320.00	160.00	160.00
William L. McCann, 716 Oil Ex. Bldg. & E. A. Hassman, Oklahoma City	Kingfisher	6- 4-23	6-23-25	159.94	79.97	79.97
Marland Production, Ponca City	Cimarron	4-12-27	4-30-29	160.00	80.00	80.00
Marland Oil Co. of Okla., Ponca City	Cimarron	4-12-27	4-30-29	156.24	78.12	78.12
J. W. McCullough, Okmulgee	Lincoln	8-18-25	8-21-28	120.00	80.00	40.00
J. W. McCullough, Okmulgee	Lincoln	8-18-25	8-24-26	640.00	160.00	480.00
Minnehoma Oil Co., 812 Kennedy Bldg., Tulsa	Jefferson	4-17-19	4-25-22	191.40	127.60	63.80
W. T. Hales, Okla. City	Payne	12-17-19	1-22-24	480.00	360.00	120.00
W. T. Hales, Okla. City	Payne	12-17-19	1-22-24	640.00	480.00	160.00
W. T. Hales, Okla. City	Payne	12-17-19	1-22-24	640.00	480.00	160.00
Margay Oil Co., Tulsa	Payne	1-22-23	1-26-26	120.00	80.00	40.00
W. T. Hales, Okla. City	Payne	12-17-19	1-22-24	480.00	360.00	120.00
F. H. McGuire, Guthrie	Pawnee	7-12-21	7-12-21	320.00	80.00	240.00
V. O. Mathews, Chandler	Lincoln	12-17-19	1- 3-19	320.00	160.00	160.00
Midco Pet. Co., Tulsa	Tillman	5-15-17	6-15-21	640.00	480.00	160.00
W. L. McClanahan, Ardmore	Tulsa	4- 6-20	6-28-21	530.72		530.72
Marland Oil Co., Ponca City	Kay	6- 4-23	1-15-26	640.00	320.00	320.00
Alcorn Oil Co., Ponca City	Noble	5- 2-22	5-18-26	640.00	480.00	160.00
Alcorn Oil Co., Ponca City	Noble	5- 2-22	5-18-26	640.00	480.00	160.00
Alcorn Oil Co., Ponca City	Noble	5- 2-22	5-18-26	640.00	480.00	160.00
Indian Territory Co., Bartlesville	Woodward	8- 8-28	8-11-31	120.00	80.00	40.00
Indian Territory Co., Bartlesville	Stephens	6-15-20	6-26-24	320.00	240.00	80.00
J. Ben Russell, Tulsa	Canadian	9-18-28	9-29-31	640.00	320.00	320.00
J. Ben Russell, Tulsa	Canadian	9-18-28	9-29-31	640.00	320.00	320.00
Indian Territory Co., Bartlesville	Canadian	1- 8-29	1-10-33	640.00	480.00	160.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Indian Territory Co., Bartlesville.....	Canadian	1- 8-29	1-10-33	640.00	480.00	160.00
Geo. L. Miller, Marland, Okla.....	Pawnee	4-27-26	4-30-29	320.00	160.00	160.00
Geo. L. Miller, Marland, Okla.....	Pawnee	4-27-26	4-30-29	320.00	160.00	160.00
Geo. L. Miller, Marland, Okla.....	Pawnee	4-27-26	4-30-29	320.00	160.00	160.00
Geo. L. Miller, Marland, Okla.....	Pawnee	4-27-26	4-30-29	320.00	160.00	160.00
Magnolia Pet. Co., Okla. City.....	Oklahoma	2-19-29	2- 7-33	603.60	452.70	150.90
Riverside Oil Ref. Co., 522 Ken. Bldg., Tulsa.....	Pawnee	11-12-24	11-10-30	640.00	160.00	480.00
Gypsy Oil Co., Tulsa.....	Cotton	10-23-28	10-18-32	640.00	480.00	160.00
Indian Territory Co., Bartlesville.....	Woods	8- 8-28	8-11-31	480.00	320.00	160.00
Shaffer Oil Co., Kennedy Bldg., Tulsa.....	Greer	2-19-29	2-24-31	480.00	160.00	320.00
Gardner Pet. Co., 505 Ex. Bk. Bldg., Tulsa.....	Payne	3-22-27	3-25-30	480.00	320.00	160.00
Gardner Pet. Co., 505 Ex. Bk. Bldg., Tulsa.....	Payne	3-22-27	3-25-30	480.00	320.00	160.00
Marshall Hoddock, Jr., 803 Ken. Bldg., Tulsa.....	Lincoln	8-17-26	8- 9-29	320.00	160.00	160.00
Gypsy Oil Co., Tulsa.....	Blaine	7- 7-17		640.00	160.00	480.00
Fidelity Trust Co., 28 N. Hudson, City.....	Comanche	2- 2-17	1-31-22	320.00	80.00	240.00
Lon M. Frame, 801 Majestic Bldg., Tulsa.....	Tillman	6- 7-17	4-26-21	160.00	80.00	80.00
J. Arter Fisher, 224 Lynch Bldg., Tulsa.....	Pawnee	1-22-23	2- 5-24	160.00		160.00
A. B. Foster, 210 Mayo Bldg., Tulsa.....	Kay	7-30-23	8-11-27	320.00	120.00	200.00
Carter Oil Co., Tulsa.....	Cotton	4-30-18	5- 3-21	480.00	320.00	160.00
Carter Oil Co., Tulsa.....	Payne	5-21-18	8-23-21	480.00	320.00	160.00
Carter Oil Co., Tulsa.....	Payne	5-21-18	8-23-21	640.00	320.00	320.00
Carter Oil Co., Tulsa.....	Payne	5-21-18	8-23-21	640.00	320.00	320.00
Carter Oil Co., Tulsa.....	Comanche	12-17-19	12-20-21	480.00	160.00	320.00
Carter Oil Co., Tulsa.....	Lincoln	8-12-19	12-20-21	413.00	103.25	309.75
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-15-27	320.00	240.00	80.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	640.00	320.00	320.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	640.00	320.00	320.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	480.00	240.00	240.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	160.00	80.00	80.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	360.00	240.00	120.00

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	480.00	240.00	240.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	640.00	320.00	320.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	240.00	160.00	80.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	240.00	160.00	80.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	160.00	80.00	80.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-16-26	480.00	320.00	160.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-23-26	120.00	80.00	40.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-23-26	480.00	320.00	160.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-23-26	360.00	240.00	120.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-23-26	120.00	80.00	40.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-17-25	320.00	160.00	160.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-17-25	160.00	80.00	80.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-17-25	320.00	160.00	160.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-17-25	160.00	80.00	80.00
W. E. Conner, Wichita Falls, Texas.....	Kiowa	3-12-23	3-17-25	80.00	40.00	40.00
O. F. Bakhaus, 15 N. Dewey, City.....	Harper	12-27-28	12-29-30	320.00	160.00	160.00
Bu-Vi-Bar Pet. Co., Mayo Bldg., Tulsa.....	Logan	3- 8-27	8-20-29	320.00	160.00	160.00
Bu-Vi-Bar Pet. Co., Mayo Bldg., Tulsa.....	Lincoln	8-17-26	8-20-29	240.00	160.00	80.00
Bu-Vi-Bar Pet. Co., Mayo Bldg., Tulsa.....	Lincoln	5- 8-28	8-20-29	80.00		80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	160.00	120.00	40.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	320.00	240.00	80.00
C. E. Kayser, Blackwell.....	Ellis	4- 8-30	4-16-34	160.00	120.00	40.00



Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
W. C. Chisum, Jr., Shawnee	Pott.	5-15-17	5-31-21	640.00	480.00	160.00
Marland Production, Ponca City	Cotton	12-18-28	12-19-31	480.00	320.00	160.00
Marland Production, Ponca City	Cotton	12-18-28	12-19-31	480.00	320.00	160.00
R. L. Kemp, Box 803, Cushing	Payne	8-21-28	9- 1-31	240.00	160.00	80.00
Geo. F. Clark, State Capitol	Lincoln	5-21-18	7-12-23	320.00	240.00	80.00
A. M. Coats, 318 Terminal Bldg.	Cleveland	5-15-17	2-15-21	120.00	80.00	40.00
O. M. Pierce & H. J. Brown, Walters, Okla.	Jefferson	12-11-28	2- 4-30	160.00	-----	160.00
O. M. Pierce & H. J. Brown, Walters, Okla.	Jefferson	12-11-28	2- 4-30	160.00	-----	160.00
Harry Crogin, Ponca City	Kay	1-14-30	1-19-31	160.00	-----	160.00
Marland Oil Co., Ponca City	Payne	7-16-18	-----	1280.00	640.00	640.00
Carter Oil Co., Tulsa	Kay	3- 2-26	4-19-27	160.00	-----	160.00
C. A. Henshaw, Jr., 403 Colcord Bldg.	Payne	3-19-23	3-22-27	640.00	480.00	160.00
Temple Hargrove, 610 Cosden Bldg., Tulsa	Pawnee	6-16-25	7-13-26	108.70	-----	108.70
Carter Oil Co., Tulsa	Oklahoma	5- 2-22	5-26-25	480.00	320.00	160.00
Carter Oil Co., Tulsa	Cotton	4-23-18	5- 8-22	198.40	149.40	49.00
Carter Oil Co., Tulsa	Stephens	5-15-20	7-30-23	240.00	160.00	80.00
Carter Oil Co., Tulsa	Lincoln	5-21-18	6-12-22	640.00	480.00	160.00
Carter Oil Co., Tulsa	Lincoln	5-21-18	6-12-22	640.00	480.00	160.00
Carter Oil Co., Tulsa	Lincoln	5-21-18	6-12-22	640.00	480.00	160.00
Carter Oil Co., Tulsa	Lincoln	5-21-18	6-12-22	640.00	480.00	160.00
Carter Oil Co., Tulsa	Comanche	5- 2-18	6-12-22	640.00	480.00	160.00
Carter Oil Co., Tulsa	Comanche	5-21-18	6-12-22	640.00	480.00	160.00
Carter Oil Co., Tulsa	Comanche	5-21-18	6-12-22	640.00	480.00	160.00
Carter Oil Co., Tulsa	Comanche	5-21-18	6-12-22	640.00	480.00	160.00
V. E. Sutter, Wichita, Kan.	Kay	5-31-27	6- 9-30	472.14	314.76	157.38
V. E. Sutter, Wichita, Kan.	Kay	5-31-27	6- 9-30	476.37	317.58	158.79
Sinclair Oil Co., Tulsa	Logan	6- 7-27	6- 9-31	640.00	480.00	160.00
Sinclair O. & G., Tulsa	Blaine	7-10-28	7-21-31	480.00	320.00	160.00
Hargrove Hudson, 301 Atlas Bldg., Tulsa	Lincoln	9-27-27	9-15-31	640.00	480.00	160.00
Hargrove Hudson, 301 Atlas Bldg., Tulsa	Lincoln	9-27-27	9-15-31	640.00	480.00	160.00
Hargrove Hudson, 301 Atlas Bldg., Tulsa	Lincoln	9-27-27	9-15-31	640.00	480.00	160.00
Sinclair O. & G., Tulsa	Comanche	4-17-19	4-30-23	640.00	420.00	220.00
Sinclair O. & G., Tulsa	Comanche	4-15-19	4-30-23	638.40	478.80	159.60

Name and Address	County	Date of Lease	Released or Expired	Amount Rental Due	Amount Rental Paid	Balance Rental Due
Dixie Oil Co., Tulsa	Garfield	1-14-30	1-16-34	320.00	240.00	80.00
Dixie Oil Co., Tulsa	Garfield	1-14-30	1-16-34	320.00	240.00	80.00
Eugene H. Sloman, Detroit, Mich.	Caddo	7-12-21	3- 4-26	160.00	120.00	40.00
Eugene H. Sloman, Detroit, Mich.	Caddo	7-12-21	3- 4-26	320.00	240.00	80.00
Eugene H. Sloman, Detroit, Mich.	Caddo	5- 2-16	5- 2-21	640.00	320.00	320.00
Thos. B. Slick, Colcord Bldg., City	Payne	2-28-22	6- 9-25	357.54	238.36	119.18
Thos. B. Slick, Colcord Bldg., City	Payne	2-28-22	6- 9-25	480.00	320.00	160.00
E. S. Stohl & Chas. S. Lynch, 504 Simpson Bldg., Ardmore	Kiowa	1-17-28	1-28-30	320.00	160.00	160.00
R. E. Seamans, Flat Iron Bldg., New York	Stephens	5-15-17	5-15-22	640.00	320.00	320.00
R. E. Seamans, Flat Iron Bldg., New York	Cleveland	5-15-17	5-31-21	640.00	480.00	160.00
R. E. Seamans, Flat Iron Bldg., New York	Tillman	5-15-17	5-31-21	640.00	480.00	160.00
R. E. Seamans, Flat Iron Bldg., New York	Tillman	5-15-17	5-31-21	640.00	480.00	160.00
R. E. Seamans, Flat Iron Bldg., New York	Lincoln	5-15-17	5-31-21	640.00	480.00	160.00
R. E. Seamans, Flat Iron Bldg., New York	Lincoln	5-15-17	6-19-18	160.00	-----	160.00
R. E. Seamans, Flat Iron Bldg., New York	Lincoln	5-15-17	6-19-18	160.00	-----	160.00
Uni. Oil & Gas Co., Norman	Cleveland	5-15-17	5-15-22	320.00	80.00	240.00
Frank Upright, Comanche	Stephens	6-15-20	5-21-23	120.00	80.00	40.00
Vaniman-Darling, 200 Hoyt Bldg., Wichita, Kan.	Tulsa	9-17-17	8-30-21	342.30	228.20	114.10
Dan Voorhees, Walters, Okla.	Cotton	4-17-19	11-13-23	160.00	80.00	80.00
Dan Voorhees, Walters, Okla.	Cotton	4-17-19	11-13-23	320.00	160.00	160.00
Rowland Co., Bristow	Pawnee	8- 7-22	10-13-25	480.00	320.00	160.00
W. E. Ramsey, Okla. City	Oklahoma	9- 6-27	9-15-31	320.00	240.00	80.00
W. E. Ramsey, Okla. City	Oklahoma	9- 6-27	9-15-31	320.00	240.00	80.00
R. L. Kemp & L. G. Wheeler, Box 803, Cushing	Payne	9-25-28	9-29-31	480.00	320.00	160.00
R. L. Kemp & L. G. Wheeler, Box 803, Cushing	Payne	9-25-28	9-29-31	480.00	320.00	160.00
R. L. Kemp & L. G. Wheeler, Box 803, Cushing	Payne	9-25-28	9-29-31	480.00	320.00	160.00
E. S. Prowant, Tulsa	Payne	3-11-24	3-16-25	160.00	80.00	80.00
D. B. Richardson, Baltimore Bldg.	Comanche	9-30-19	2-20-23	480.00	320.00	160.00
Geo. C. Naden, 329 Amer. Nat'l.	Pawnee	4-12-20	7-17-24	320.00	240.00	80.00
E. J. Netherton, Box 448, Wichita, Kan.	Cotton	6- 4-23	6-28-27	640.00	480.00	160.00







GENERAL ORDER

SENATE CONCURRENT RESOLUTION No. 2, by Rorschach, et al., was taken up for consideration and read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 2—By RORSCHACH, JOHNSTON, BROADDUS, COMMONS, BUSHYHEAD and CURNUTT of the Senate, and BAILEY, JOHNSTON, MARTIN and REED of the House.

A RESOLUTION MEMORIALIZING HIS EXCELLENCY, HONORABLE FRANKLIN D. ROOSEVELT, PRESIDENT OF THE UNITED STATES OF AMERICA ON THE MATTER OF THE DEVELOPMENT AND CONSTRUCTION OF A CERTAIN DAM MORE GENERALLY KNOWN AS THE PENSACOLA DAM OF GRAND RIVER, LOCATED BETWEEN THE TOWNS OF PENSACOLA AND KETCHUM, IN NORTHEASTERN OKLAHOMA.

WHEREAS, The Congress of the United States recognizes the economic necessity for the comprehensive control of the Mississippi River and all of its tributaries as a means of prevention of destructive flood and of development of the Mississippi River system, and passed a law known as the Flood Control Act of 1928, and

WHEREAS, The Engineers of the Public Works Administration and the Engineers of the War Department of the United States of America have recently had occasion to make an extensive survey and investigation of a certain project located on the Grand River in northeastern Oklahoma between the towns of Pensacola and Ketchum, Oklahoma, and more particularly known as the Pensacola Dam, and as a result of such survey and investigation have classified such project as a No. A project, requiring an expenditure of approximately \$14,000,-000.00, and

WHEREAS, Said project has not only been classified as feasible and a practical project but as a project necessary for the proper flood control and one necessary and proper to prevent soil erosion and waste, and

WHEREAS, At the time the present agency of soil erosion alone is costing the land owners in the Grand River Valley Basin millions of dollars a year, and

WHEREAS, The building of this project would aid materially in the present National Recovery Program, and

WHEREAS, It has been determined by competent authority that said dam, when built, can be used in the manufacture of cheap electric energy for power and lighting purposes, and would also aid the National Administration Program materially to reduce the present cost of electrical energy for power and light.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The President of the United States of America, be,

and hereby is requested and urged to use his good influence to bring about the approval of said project by the Public Works Administration and the appropriation of the necessary funds to complete the construction of said project at the earliest possible moment.

BE IT FURTHER RESOLVED, That a copy of this Resolution be forwarded to His Excellency, Franklin D. Roosevelt, President of the United States of America, and Honorable Harold L. Ickes, Secretary of the Interior of the United States of America.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the United States Senators and Congressmen representing the State of Oklahoma.

Upon motion of Senator Rorschach, Senate Concurrent Resolution No. 2 was adopted and referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 1 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 1 and ordered it transmitted to the Honorable House for consideration.

The President announced matters were on his desk for the consideration of the Senate, in executive session.

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

\* \* \*

The Senate reassembled in open session, with the President presiding.

The President announced the Senate had, in executive session, and upon the motion of Senator Fischl, confirmed the executive nomination of:

LLOYD NOBLE, of Ardmore, Oklahoma, a vacation appointment, to succeed W. N. Barry, for a term of seven years, or until April 17, 1938.

Upon motion of Senator Chamberlin, the Senate adjourned, to meet under the rules.



THIRD LEGISLATIVE DAY

Thursday, January 10, 1935.

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Fidler,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Garvin,	Logan,	Rorschach,	Willis,
Burns,	George,	Lowrance,	Sowards,	Wright.
Bushyhead,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Hutchinson,	Paul,	Thomas,	
Curnutt,	Ivester,	Pugh,	Timmons,	
Duffy,	Johnston,	Ray,	Waldrep,	Total, 40.

EXCUSED:

Carlile,	Commons,	MacDonald,	Spencer.	Total, 4.
----------	----------	------------	----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The President announced the death of the mother of Senator Gerald Spencer.

The Journal for the previous legislative day was declared approved.

FIRST READING

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

SENATE RESOLUTION NO. 1—By RITZHAUPT—A Resolution authorizing and directing the Education Committee of the Senate to investigate the actions of the Oklahoma Textbook Commission in connection with their textbook adoptions, as provided for in House Bill No. 121, passed by the Fourteenth Legislature, to determine whether the law was followed in these adoptions, or favoritism shown, or the interest of the public not protected by the Commission in making the adoptions, and any other various and sundry matters pertaining to the Textbook adoptions; authorizing the subpoena of witnesses, providing for necessary expense and requiring said Committee to report its findings to the Senate of the State of Oklahoma for action thereon.

SENATE BILL NO. 21—By PUGH—An Act relating to the payment of fire, tornado or lightning insurance and declaring an emergency.

SENATE BILL NO. 22—By HOWSLEY, RINEHART, WRIGHT and IVESTER, of the Senate, HOWELL, PAULS and COX, of the House—An Act validating acknowledgments to instruments affecting real estate of record prior to January 1st, 1920, and declaring an emergency.

SENATE BILL NO. 23—By FISCHL—An Act amending Section 4830 and 4831, Oklahoma Statutes 1931, relating to the State Game and Fish Commission; its membership, appointment, tenure and compensation; repealing all laws in conflict and declaring an emergency.

SENATE BILL NO. 24—By CURNUTT—An Act reapportioning the Congressional Districts of the State of Oklahoma, dividing the State into nine Congressional Districts, numbering said Districts from one to nine inclusive, designating the counties to be composed in each of said Districts, repealing Section 3376, Oklahoma Statutes, 1931.

SENATE BILL NO. 25—By CURNUTT, of Senate, JOHNSON and HUNT, of the House—An Act amending Section 9 of House Bill No. 187, passed by the Fourteenth Legislature of the State of Oklahoma, and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5630, Oklahoma Statutes, 1931, relating to investment of public funds in farm mortgages, repealing all Acts and parts of Acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 26—By TIMMONS, BRIGGS and DUFFY—An Act creating an Industries Board, providing for the appointment of its members, defining their duties, and powers, fixing their salaries, providing for the appropriation of money to carry out provisions of this Act and declaring an emergency.

SENATE JOINT RESOLUTION NO. 3—By WILBANKS, MacDONALD, CHAMBERLIN and LOGAN—A Joint Resolution providing for the submission of a proposed amendment to the Constitution of Oklahoma, relating to Article 6, of said Constitution.

#### SECOND READING

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

SENATE BILL NO. 16—By LOGAN and ALBRIGHT—Referred to Committee on State and County Affairs.

SENATE BILL NO. 17—By RAY—Referred to Committee on Appropriations.

SENATE BILL NO. 18—By PUGH—Referred to Committee on Revenue and Taxation.



Third Day, Thursday, January 10, 1935

101

SENATE BILL NO. 19—By PUGH—Referred to Committee on State and County Affairs.

SENATE BILL NO. 20—By RINEHART—Referred to Judiciary Committee No. 1.

SENATE JOINT RESOLUTION NO. 2—By LOGAN—Referred to Committee on Constitution and Constitutional Amendments.

President Pro Tempore Briggs presiding.

### GENERAL ORDER

SENATE BILL NO. 3, by Chamberlin, Nichols, et al, was considered.

Sections 1, 2, 3, 4, and 5 were read and adopted, upon motions of Senator Chamberlin.

Senator Chamberlin asked unanimous consent, which was granted, to add the names of "Wilbanks, of the Senate, and Kiker, Reed and Phillips of Okfuskee, of the House," as joint authors of Senate Bill No. 3.

Upon motion of Senator Chamberlin, Senate Bill No. 3, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 3 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Ivester,	Pugh,	Timmons,
Briggs,	Fidler,	Johnston,	Ray,	Waldrep,
Broadus,	Fischl,	King,	Rinehart,	Whitaker,
Burns,	Garvin,	Logan,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	Nance,	Sowards,	Wright,
Chamberlin,	Howsley,	Nichols,	Stewart,	
Curnutt,	Hutchinson,	Paul,	Taylor,	Total, 38.

#### NOT VOTING:

Jones,	Thomas.	Total, 2.
--------	---------	-----------

#### EXCUSED:

Carlile,	Commons,	MacDonald,	Spencer.	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:

**AYE:**

Albright,	Duffy,	Ivester,	Pugh,	Timmons,
Briggs,	Fidler,	Johnston,	Ray,	Waldrep,
Broadus,	Fischl,	King,	Rinehart,	Whitaker,
Burns,	Garvin,	Logan,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	Nance,	Sowards,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Curnutt,	Hutchinson,	Paul,	Taylor,	Total, 38.

**NOT VOTING:**

Jones,	Thomas.	Total, 2.
--------	---------	-----------

**EXCUSED:**

Carlile,	Commons,	MacDonald,	Spencer.	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. 3 was ordered referred for engrossment.

**RESOLUTIONS**

Senator Garvin asked unanimous consent, which was granted, to submit the following Resolution, which, upon his motion, was adopted and referred for engrossment:

SENATE RESOLUTION NO. 2—By GARVIN, NANCE, PUGH, FISCHL, RAY and GEORGE.

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF MRS. CLAUD SPENCER, OF NORMAN, OKLAHOMA, MOTHER OF OUR BELOVED COLLEAGUE, GERALD SPENCER; EXTENDING THE SYMPATHY OF THE MEMBERS OF THE SENATE OF THE FIFTEENTH LEGISLATURE TO THE BEREAVED FAMILY; AUTHORIZING THE PRESIDENT OF THE SENATE TO APPOINT A COMMITTEE OF FIVE MEMBERS TO ATTEND THE FUNERAL, AND DIRECTING THE SECRETARY OF THE SENATE TO ARRANGE FOR A SUITABLE FLORAL OFFERING.

WHEREAS, information has been received that Mrs. Claud Spencer, mother of our beloved colleague, Gerald Spencer, has departed this life, and



WHEREAS, it is the desire of the members of the Senate of the Fifteenth Legislature of the State of Oklahoma, now in session, to do appropriate honor to the memory of Mrs. Spencer, mother of Gerald Spencer,

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE that they extend to our beloved colleague, Gerald Spencer, and other bereaved members of the family of Mrs. Spencer, the sympathy of its membership, and the President of the Senate is directed to appoint a committee of five members to attend the funeral of Mrs. Claud Spencer.

BE IT FURTHER RESOLVED, that a copy of these resolutions be forwarded to the family of the deceased.

BE IT FURTHER RESOLVED, that the Secretary of the Senate be directed to arrange for suitable floral offerings for the Senate.

The President Pro Tempore appointed as the committee under Senate Resolution No. 2, Senators Garvin, Nance, Pugh, Fischl and George.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 2 correctly engrossed.

WILLIS, Chairman.

Senator Nance moved that when the Senate adjourns, today, it adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

Senator Nance moved that the Presiding Officer be authorized to appoint a committee, to be known as the Inaugural Committee of the Senate, to participate and co-operate in the ceremonial arrangements, which motion prevailed, the President Pro Tempore appointing Senators Duffy, MacDonald, Wilbanks, Curnutt, Ritzhaupt, Whitaker and Chamberlin, as such committee.

#### GENERAL ORDER

SENATE BILL NO. 8, by Nichols, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 8 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 8 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

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:

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Timmons,
Broadbuss,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	George,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Rorschach,	Willbanks,
Carmack,	Howsley,	Nance,	Sowards,	Willis,
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Wright,
Curnutt,	Ivester,	Paul,	Taylor,	Total, 39.

## NOT VOTING:

Garvin. Total, 1.

## EXCUSED:

Carlile, Commons, MacDonald, Spencer. 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:

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Timmons,
Broadbuss,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	George,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Rorschach,	Willbanks,
Carmack,	Howsley,	Nance,	Sowards,	Willis,
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Wright,
Curnutt,	Ivester,	Paul,	Taylor,	Total, 39.

## NOT VOTING:

Garvin. Total, 1.

## EXCUSED:

Carlile, Commons, MacDonald, Spencer. 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. 8 was ordered referred for engrossment.



GENERAL ORDER

SENATE BILL NO. 9, by Nichols, Commons et al., was considered.

Senator Nichols asked unanimous consent, which was granted, to strike Senate Bill No. 9 from the calendar and refer it to the Committee on Education.

SENATE BILL NO. 13, by Logan, Nichols, Waldrep and Jones, was considered.

Section 1 was read.

Senator Logan submitted the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend Senate Bill No. 13, page 1, line 1, by inserting after the word and figure, "Section 1," the following: "Chapter 117, of the 1933 Session Laws, is hereby amended to read as follows."

LOGAN.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 13, line 6, page 1, by adding after the word, "Superior," and before the word, "and" after adding a comma after the word, "Superior," the following, "Courts of Common Pleas."

CHAMBERLIN.

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

Sections 2, 3 and 4 were read and adopted, upon motions of Senator Logan.

Senator Logan asked unanimous consent, which was granted, to add the words, "AND DECLARING AN EMERGENCY," at the end of the title of the bill.

Upon motion of Senator Logan, Senate Bill No. 13, as amended, was advanced to engrossment and third reading.

Senator Logan asked unanimous consent, which was granted, to consider Senate Bill No. 13, as amended, as engrossed and place the bill upon third reading and final passage.

THIRD READING

SENATE BILL NO. 13 was read for the third time at length.

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

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Timmons,
Briggs,	Fidler,	Jones,	Rinehart,	Waldrep,
Broadbudd,	Fischl,	King,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	George,	Lowrance,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Stewart,	Wright.
Chamberlin,	Howsley,	Nichols,	Taylor,	
Curnutt,	Ivester,	Paul,	Thomas,	Total, 38.

## NAY:

Hutchinson. Total, 1.

## NOT VOTING:

Ray. Total, 1.

## EXCUSED:

Carlile, Commons, MacDonald, Spencer. 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:

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Timmons,
Briggs,	Fidler,	Jones,	Rinehart,	Waldrep,
Broadbudd,	Fischl,	King,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	George,	Lowrance,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Stewart,	Wright.
Chamberlin,	Howsley,	Nichols,	Taylor,	
Curnutt,	Ivester,	Paul,	Thomas,	Total, 38.

## NAY:

Hutchinson. Total, 1.

## NOT VOTING:

Ray. Total, 1.

## EXCUSED:

Carlile, Commons, MacDonald, Spencer. 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. 13 was ordered referred for engrossment.



### COMMITTEE REPORT

Senator Whitaker submitted the following Committee Report:

Mr. President: We, your Committee on Committees beg leave to report that we have selected the following named Senators for the following Committee positions:

WHITAKER, Chairman.

### COMMITTEE ON AGRICULTURE

Sowards, Ch.,  
Taylor, V. Ch.,  
Carmack,  
Johnston,  
Garvin,  
Pugh,

George,  
Howsley,  
Ivester,  
Jones,  
Lowrance.

### COMMITTEE ON APPROPRIATIONS

Nichols, Ch.,  
Jones, V. Ch.,  
Briggs,  
Carlile,  
Carmack,  
Chamberlin,  
Commons,  
Fidler,  
MacDonald,  
Nance,  
Paul,  
Ray,  
Ritzhaupt,  
Thomas,

Waldrep,  
Wilbanks,  
Albright,  
Broaddus,  
Bushyhead,  
Duffy,  
George,  
Hill,  
Lowrance,  
Rorschach,  
Spencer,  
Wright,  
Hutchinson.

### COMMITTEE ON BANKS AND BANKING

Broaddus, Ch.,  
Willis, V. Ch.,  
Johnston,  
Chamberlin,  
Commons,  
Fidler,  
Pugh,

Ray,  
Sowards,  
George,  
Howsley,  
Timmons,  
Wright.

### COMMITTEE ON CODE REVISION

Wright, Ch.,  
Hutchinson, V. Ch.,  
Johnston,

Nichols,  
Bushyhead.

## COMMITTEE ON COMMERCE AND LABOR

Rinehart, Ch.,  
Waldrep, V. Ch.,  
Commons,  
Fidler,  
Johnston,

Logan,  
Sowards,  
Broadus,  
Bushyhead.

COMMITTEE ON CONGRESSIONAL AND LEGISLATIVE  
REDISTRICTING

Willis, Ch.,  
Thomas, V. Ch.,  
Chamberlin,  
Curnutt,  
Johnston,  
Pugh,

Ray,  
Taylor,  
Wilbanks,  
Burns,  
Rorschach.

COMMITTEE ON CONSTITUTION AND CONSTITUTIONAL  
AMENDMENTS

MacDonald, Ch.,  
Chamberlin, V. Ch.,  
Briggs,  
Curnutt,  
Fischl,  
Logan,  
Nance,  
Nichols,

Ritzhaupt,  
Stewart,  
Whitaker,  
Broadus,  
Duffy,  
Ivester,  
Rinehart,  
Wright.

## COMMITTEE ON EDUCATION

Ritzhaupt, Ch.,  
Albright, V. Ch.,  
Briggs,  
Carlille,  
Chamberlin,  
Commons,  
Curnutt,  
Fischl,  
Garvin,  
Johnston,  
Logan,  
Nance,  
Paul,

Stewart,  
Taylor,  
Thomas,  
Waldrep,  
Whitaker,  
Wilbanks,  
George,  
Howsley,  
Ivester,  
Jones,  
Spencer,  
Timmons.

## COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Willis, Ch.,  
Sowards, V. Ch.,  
Albright,

Burns,  
Spencer.



COMMITTEE ON FEES AND SALARIES

Pugh, Ch.,  
King, V. Ch.,  
Bushyhead,  
Howsley,

Jones,  
Lowrance,  
Willis.

COMMITTEE ON FEDERAL RELATIONS AND ACTIVITIES

Taylor, Ch.,  
Rorschach, V. Ch.,  
Garvin,  
Johnston,

MacDonald,  
Burns,  
Spencer,  
Timmons.

COMMITTEE ON FISH AND GAME

Fischl, Ch.,  
Ritzhaupt, V. Ch.,  
Paul,  
Ray,  
Stewart,  
Wilbanks,  
Broaddus,  
Burns,

King,  
Rinehart,  
Rorschach,  
Spencer,  
Timmons,  
Wright,  
Lowrance.

COMMITTEE ON HOSPITALS AND CHARITIES

Jones, Ch.,  
Fidler, V. Ch.,  
Whitaker,  
Briggs,  
Chamberlin,  
Garvin,

Ritzhaupt,  
Lowrance,  
Rorschach,  
Timmons,  
Albright,  
Wright.

COMMITTEE ON INDIAN AFFAIRS

Bushyhead, Ch.,  
Johnston, V. Ch.,  
Carlile,

Pugh,  
Lowrance,  
King.

COMMITTEE ON INSURANCE

Paul, Ch.,  
Carlile, V. Ch.,  
Carmack,  
Chamberlin,  
Commons,  
Fidler,  
Fischl,  
Garvin,  
Nance,

Pugh,  
Ray,  
Sowards,  
Stewart,  
Waldrep,  
Broaddus,  
Jones,  
Lowrance.

## COMMITTEE ON EROSION, FLOOD CONTROL AND DRAINAGE

Howsley, Ch.,	Albright,
Ivester, V. Ch.,	King,
Carmack,	Rinehart,
Johnston,	Rorschach.
Thomas,	

## COMMITTEE ON JUDICIAL REDISTRICTING

Ivester, Ch.,	Nichols,
Pugh, V. Ch.,	Ray,
Chamberlin,	Wilbanks.
Howsley,	

## COMMITTEE ON JUDICIARY NO. 1

Curnutt, Ch.,	Waldrep,
Wilbanks, V. Ch.,	Wright,
Carlile,	Rinehart,
Chamberlin,	Spencer,
Johnston,	Timmons.

## COMMITTEE ON JUDICIARY NO. 2

Duffy, Ch.,	Fischl,
Broadus, V. Ch.,	Hutchinson,
Bushyhead,	Rorschach,
Commons,	Ivester.
Whitaker,	

## COMMITTEE ON LEGAL ADVISORY

Hill, Ch.,	Commons,
Spencer, V. Ch.,	Nichols,
Chamberlin,	Howsley.

## COMMITTEE ON LIVESTOCK AND TENANT FARMING

Lowrance, Ch.,	Willis,
Albright, V. Ch.,	Burns,
Carmack,	King.
Thomas,	

## COMMITTEE ON MILITARY AFFAIRS

Hutchinson, Ch.,	Logan,
Wright, V. Ch.,	MacDonald,
Curnutt,	Whitaker,
Fischl,	Wilbanks.
Garvin,	



COMMITTEE ON MINES AND MINING

King, Ch.,	Hill,
Commons, V. Ch.,	MacDonald,
Briggs,	Ray.
Carlile,	

COMMITTEE ON PRIVILEGES AND ELECTIONS

Wilbanks, Ch.,	Broaddus,
George, V. Ch.,	Lowrance,
Garvin,	Rinehart.
Pugh,	

COMMITTEE ON PROHIBITION ENFORCEMENT

Waldrep, Ch.,	Taylor,
Nichols, V. Ch.,	Thomas,
Carmack,	Willis,
Garvin,	Hutchinson.
Johnston,	

COMMITTEE ON PUBLIC HEALTH AND WELFARE

Carlile, Ch.,	Nichols,
Paul, V. Ch.,	Ritzhaupt,
Commons,	Stewart,
Fischl,	Willis,
Logan,	Bushyhead,
Nance,	Ivester.

COMMITTEE ON PUBLIC BUILDING

Burns, Ch.,	King,
Garvin, V. Ch.,	Lowrance,
Thomas,	Hutchinson.

COMMITTEE ON PUBLIC PRINTING

Thomas, Ch.,	Pugh,
Nance, V. Ch.,	Stewart,
Carlile,	Waldrep,
Garvin,	Albright,
Nichols,	Spencer.
Paul,	

COMMITTEE ON PUBLIC SERVICE CORPORATIONS

Whitaker, Ch.,	Stewart,
Rinehart, V. Ch.,	Willis,
Fidler,	Howsley,
MacDonald,	Spencer,
Nichols,	Timmons,
Sowards,	Hutchinson.

## COMMITTEE ON RETRENCHMENT AND REFORM

Albright, Ch.,	Burns,
MacDonald, V. Ch.,	Bushyhead,
Taylor,	Hutchinson.
Thomas,	

## COMMITTEE ON REVENUE AND TAXATION

Commons, Ch.,	MacDonald,
Whitaker, V. Ch.,	Nance,
Briggs,	Nichols,
Carlile,	Paul,
Carmack,	Stewart,
Chamberlin,	Wilbanks,
Curnutt,	Willis,
Fidler,	Broadbudd,
Fischl,	Duffy,
Johnston,	Rinehart,
George,	Rorschach,
Hill,	Spencer,
Ivester,	Timmons.
Lowrance,	
Logan,	

## COMMITTEE ON STATE AND COUNTY AFFAIRS

Ray, Ch.,	Ritzhaupt,
Burns, V. Ch.,	Sowards,
Chamberlin,	Waldrep,
Fischl,	Wilbanks,
Logan,	Duffy,
Pugh,	Jones.

## COMMITTEE ON CRIMINAL JURISPRUDENCE

Spencer, Ch.,	Thomas,
Bushyhead, V. Ch.,	Waldrep,
Ritzhaupt,	Hill,
Taylor,	Hutchinson.

## COMMITTEE ON OLD AGE SECURITY AND PENSION

Johnston, Ch.,	Thomas,
Lowrance, V. Ch.,	Albright,
Carmack,	Burns,
Garvin,	Bushyhead,
Nance,	Hill,
Paul,	King,
Taylor,	Rinehart.



COMMITTEE ON MANUFACTURING AND INDUSTRY

Timmons, Ch.,	Briggs,
Hill, V. Ch.,	Curnutt,
Ritzhaupt,	Bushyhead,
Stewart,	King,
Waldrep,	Hutchinson.
Albright,	

COMMITTEE ON ROADS AND HIGHWAYS

Stewart, Ch.,	Sowards,
Ray, V. Ch.,	Whitaker,
Hill,	Wilbanks,
Briggs,	Willis,
Carlile,	Albright,
Carmack,	Broadus,
Chamberlin,	Burns,
Commons,	Duffy,
Curnutt,	George,
Fischl,	Howsley,
Garvin,	Ivester,
King,	King,
Nance,	Rinehart,
Nichols,	Wright,
Paul,	Logan.
Ritzhaupt,	

COMMITTEE ON SCHOOL LANDS

Carmack, Ch.,	Taylor,
Howsley, V. Ch.,	Willis,
Carlile,	Burns,
Johnston,	Rorschach,
Paul,	Wright.

COMMITTEE ON SENATE AND LEGISLATIVE AFFAIRS

Briggs, Ch.,	Nance,
Hill, V. Ch.,	Nichols,
Ritzhaupt,	Ivester,
Stewart,	Rinehart.
Duffy,	

COMMITTEE ON SOLDIER'S RELIEF

Chamberlin, Ch.,	Ray,
Duffy, V. Ch.,	Whitaker,
Commons,	Burns,
Curnutt,	George,
Logan,	Jones,
MacDonald,	Hutchinson.

## COMMITTEE ON MUNICIPAL CORPORATIONS

Rorschach, Ch.,	Hill,
Timmons, V. Ch.,	Johnston,
Broadus,	Jones,
Fidler,	Logan,
Garvin,	Pugh.
George,	

## COMMITTEE ON OIL AND GAS

Garvin, Ch.,	Ray,
Curnutt, V. Ch.,	Sowards,
Briggs,	Stewart,
Carlile,	Wilbanks,
Fidler,	George,
Fischl,	Ivester,
Logan,	Jones,
MacDonald,	Spencer,
Nichols,	Timmons,
Paul,	Bushyhead.
Pugh,	

## COMMITTEE ON PENAL INSTITUTIONS

George, Ch.,	Waldrep,
Lowrance, V. Ch.,	Willis,
Ray,	Albright,
Sowards,	Spencer.
Taylor,	

## COMMITTEE ON PRIVATE CORPORATIONS

Fidler, Ch.,	Hill,
Fischl, V. Ch.,	Rinehart,
Lowrance,	Hutchinson.
Broadus,	

## COMMITTEE ON RULES AND PROCEDURE

Nance, Ch.,	Broadus,
Duffy, V. Ch.,	Ivester,
Commons,	Rinehart.
Whitaker,	

By unanimous consent, the name of Senator Wilbanks was added as a member of the Committee on Constitution and Constitutional Amendments.

Upon motion of Senator Whitaker, the report of the Committee on Committees, as amended, was approved and confirmation of the committee selections declared by the Senate.

Senator Willis submitted the following Committee Report:



Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 5 and 8 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 3 and 8 and ordered each transmitted to the Honorable House for consideration.

Concerning the matter of telephone expense of the Senate, it was upon motion of Senator Stewart that the Senate authorized the charging of telephone calls, as a Senate expense, placed by its members from their residences.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 o'clock, a. m., Friday, January 11, 1935.

## FOURTH LEGISLATIVE DAY

FRIDAY, JANUARY 11, 1935

Pursuant to adjournment, the Senate met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Ray,	Timmons,
Briggs,	Fischl,	King,	Rinehart,	Whitaker,
Broadbudd,	Garvin,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Bushyhead,	Howlsley,	Nance,	Sowards,	Wright.
Carmack,	Hutchinson,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 37.

## ABSENT:

Waldrep. Total, 1.

## EXCUSED:

Carlile,	Fidler,	MacDonald,	
Commons,	Hill,	Spencer.	Total, 6.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## PETITIONS

Senator Jones submitted the following petition, the request in which was ordered granted, upon his motion:

To the Honorable President,  
and Members of the Senate:

H. W. Taber states that he is a resident of Sapulpa, Oklahoma, 408 S. Oak Street; that he is 51 years of age and that he is legislative Representative of the Brotherhood of Railway Trainmen; that he is paid the sum of \$11.00 per day 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 interests of the organization he represents.

(Signed): H. W. TABER.



SPECIAL COMMITTEE REPORT

Senator Duffy submitted the following Special Committee Report, which was received and ordered filed:

Mr. President: We, your Senate Inaugural Committee beg leave to submit the following report:

Your Committee met with the House Committee and with Adjutant General Barrett and is advised that a block of seats have been reserved in which the Senate will sit as a body at the ceremonies. Since the Senate convenes at 10 A. M. in order that we may receive full instructions as to the line of march from Senator Wilbanks, who will be the military officer in charge of us. The Senate will march in a column of twos, through the rotunda down the steps and into our seats, and will be followed by the members of the House of Representatives. The President and President Pro Tempore will head our column of twos, but there will be no seniority among the remaining Senators as to their place in the column of twos.

Your Committee also arranged for sufficient seats to accommodate the wives of the Senators who desire to attend the ceremonies, and will be seated in a group prior to the time the Senators march to their seats. The committee also arranged for sufficient additional seats for each Senator to be entitled to a reserved seat for one distinguished guest each. No Senator will be allowed more than one distinguished guest reserved seat, and no unmarried Senator, nor Senator whose wife does not wish a reserved seat, will be allowed an additional guest by reason of that fact. Each Senator is respectfully urged to adhere to this rule. The Sergeant-at-Arms has prepared a roster of the Senate and each Senator is requested to advise the Sergeant-at-Arms not later than 3 P. M. today as to whether he wishes a seat reserved for his wife, and also the name of the distinguished guest for whom he wishes a reserved seat. The Sergeant-At-Arms will furnish this list to Adjutant General Barrett today at 3 P. M. and will receive tickets for the reserved seats to be delivered to the members of the Senate between that time and Monday morning.

No one will be permitted to sit with the members of the Senate, except the Sergeant-at-Arms and Chief Clerk of the Senate.

All other Senate employees will be seated in the space reserved for Capitol Employees.

DUFFY, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 2 and Senate Bill No. 13 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 2 and ordered it referred for enrollment; signed Engrossed

Senate Bill No. 13, in open session, and ordered it transmitted to the Honorable House for consideration.

#### SECOND READING

The following Bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 21—By PUGH—Referred to Committee on Insurance.

SENATE BILL NO. 22—By HOWSLEY, RINEHART, WRIGHT and IVESTER, of the Senate, and HOWELL, PAULS and COX, of the House—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 23—By FISCHL—Referred to Committee on Fish and Game.

SENATE BILL NO. 24—By CURNUTT—Referred to Committee on Congressional and Legislative Redistricting.

SENATE BILL NO. 25—By CURNUTT, of the Senate, JOHNSON and HUNT, of the House—Referred to Committee on School Lands.

SENATE BILL NO. 26—By TIMMONS, BRIGGS and DUFFY—Referred to Committee on Manufacturing and Industry.

SENATE JOINT RESOLUTION NO. 3—By WILBANKS, MacDONALD, CHAMBERLIN and LOGAN—Referred to Committee on Constitution and Constitutional Amendments.

#### GENERAL ORDER

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

Senator Ritzhaupt asked that consideration of Senate Resolution No. 1 be deferred for this legislative day.

Senator Nance moved that further consideration of Senate Resolution No. 1 be indefinitely postponed.

Senator Ritzhaupt, as a substitute, moved that consideration of Senate Resolution No. 1 be deferred until some future legislative day.

Senator Briggs, in lieu of all pending motions, moved that Senate Resolution No. 1 be referred to the Committee on Education for consideration and recommendation.

Senator Fischl asked unanimous consent, to which Senate Taylor objected, to submit an amendment to Senate Resolution No. 1.

Senator Fischl moved that the rules of the Senate be suspended



for the purpose of submitting an amendment to Senate Resolution No. 1.

By unanimous consent, it was ordered that, in the event Senate Resolution No. 1 is referred to the Committee on Education, the Fischl amendment shall also be referred for consideration.

The vote occurring on the Briggs motion, it was declared adopted.

#### FIRST READING

By unanimous consent, the following Bills were introduced and read for the first time:

SENATE BILL NO. 27—By CHAMBERLIN, HOWSLEY, GARVIN, CARMACK, IVESTER, BURNS and NICHOLS, of the Senate, and COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA and JONES, of the House—An Act amending Section 12527, Oklahoma Statutes, 1931, and Section 12576, Oklahoma Statutes, 1931, relating to Motor Fuel or Gasoline Excise Tax, Agricultural Exemptions and Refunds.

SENATE BILL NO. 28—By PUGH, GARVIN, SOWARDS, IVESTER, RAY, BRIGGS, LOGAN, RINEHART, FISCHL, JONES, STEWART, BURNS, WALDREP, RITZHAUPT, THOMAS, SPENCER, LOWRANCE, RORSCHACH, FIDLER, BUSHYHEAD, JOHNSTON, BROADDUS, GEORGE AND KING—An Act directing the State Highway Commission on the first day of July, 1936, and each year thereafter, out of any monies available for use by it in the State Highway Construction and Maintenance Fund, to transfer to the Sinking Fund of each county of this State which has heretofore issued any county road bonds, the proceeds of which were turned to the State Highway Department for the construction of State highways, an amount sufficient to pay any accruals of principal or interest falling due on such county road bonds during the fiscal year in which such transfer is made; requiring State Highway Commission to set aside, monthly after June 30, 1935, out of said monies not less than 10% of the amount which will be required under this Act, to be so transferred; requiring any monies so transferred to said Sinking Funds under this Act to be used therein for the reduction of the Sinking Fund requirements of such county; and declaring an emergency.

SENATE BILL NO. 29—By LOGAN and LOWRANCE—An Act repealing Sections 610 to 664, inclusive, and Sections 894 to 916, inclusive, and Sections 1010 to 1012, inclusive, O. S. 1931, relating to garnishments, and declaring an emergency.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 o'clock, a. m., Monday, January 14th, 1935.

FIFTH LEGISLATIVE DAY  
MONDAY, JANUARY 14, 1935

---

Pursuant to adjournment, the Senate met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Ivester,	Ray,	Timmons,
Briggs,	Duffy,	Johnston,	Rinehart,	Waldrep,
Broadus,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	King,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Logan,	Sowards,	Willis,
Carlile,	George,	Lowrance,	Spencer,	Wright.
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Hutchinson,	Paul,	Thomas,	Total, 42.

ABSENT:

Pugh. Total, 1.

EXCUSED:

MacDonald. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Johnston asked unanimous consent, which was granted, to extend the privileges of the floor of the Senate to visitors.

The Senate Journal for the last legislative day was declared approved.

MESSAGES

The following Messages from the Governor were received, read and ordered filed:

To the Honorable, The Senate:

I herewith transmit the audit of the School Land Department as made by Sam M. Bounds, according to contract heretofore entered into for the audit beginning July 1, 1932 and ending June 30, 1934, which includes also therein an extra audit of the Oil and Gas Division since



1912 which is respectfully submitted by Mr. Bounds, the auditor, and the undersigned in obedience to the law.

Done on this fourteenth day of January, 1935.

BY THE GOVERNOR: WM. H. MURRAY.

To the Honorable, The Senate  
of the Fifteenth Legislature.

Gentlemen:

Herewith sundry papers and things to be considered:

1. Claim of the Adjutant General's Department for back salaries.
2. Explanation of the claims due Ed Andruss, and matters and things relating to the Feeble Minded Institute.
3. Letter from His Excellency, Franklin D. Roosevelt, President of the United States, together with certain papers relating to the Banking Laws, and my reply there, for your consideration.
4. Letter from a gentleman of Baltimore, Maryland, desiring to be appointed Commissioner of Deeds.

With reference to this matter, I have to say that a number of States have such a position, and Oklahoma, on account of her oil interests, should create such a position, to facilitate the transfer and the execution of oil leases, and the sale of real estate, where the owner lives in another State, or country.

Texas has an ideal law on this subject. I recall that a gentleman living in North Argentine wanted to execute a lease for oil on ten acres of land in Oklahoma. He came to me and I informed him that there was no way except to go to the American Consul who lives 1000 miles away, and it was not worth while for him to go to such expense to facilitate the lease, which was important both to him and the company in Oklahoma desiring to make the law.

You should draw the law along the lines of the law governing a Notary Public, but should allow them double the fee of that allowed a Notary Public in Oklahoma, and you should provide in the law for the appointment by the Governor instead of the ordinary way of appointing a Notary Public. Texas has fairly a good law on this subject, with slight modifications; in fact, I acted as Commissioner of Deeds when I practiced law in the Chickasaw Nation for those who owned lands and had moved to the Indian Territory.

Senator Henry S. Johnston will recall that I wrote him a letter about this when I lived in El Gran Chaco; and he submitted the same to the Legislature.

I am making this recommendation because it is of tremendous importance to facilitate the transfer of real estate, leases on oil lands,

and other real estate transactions, by persons who own Oklahoma real estate, and living in other States.

Respectfully submitted, on this the 14th day of January, A. D., 1935.

BY THE GOVERNOR: WM. H. MURRAY.

Senator Briggs moved that, when the Senate adjourns today, it adjourn to meet under the rules on Tuesday, January 15, 1935, which motion prevailed.

#### FIRST READING

The following Bills were introduced and read for the first time:

SENATE BILL NO. 30—By CHAMBERLIN, DUFFY, HUTCHINSON, MacDONALD, RAY, COMMONS, LOGAN, CURNUTT, BURNS, JONES, GEORGE, GARVIN and WHITAKER (Members of the Senate Committee on Soldiers Relief)—An Act making appropriations for operation of the Soldiers Relief Commission and appropriating monies for maintenance of destitute minor dependents of veterans.

SENATE BILL NO. 31—By HOWSLEY of the Senate, and HOWELL of the House—An Act declaring liens upon crops to be harvested later than 18 months after the execution of such lien to be unlawful and contrary to public policy and unenforceable in any court of this State, and declaring an emergency.

SENATE BILL NO. 32—By CURNUTT—An Act amending Section 9725, Oklahoma Statutes 1931, relating to the purpose for which private corporations are formed, repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

#### SECOND READING

The following Bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 27—By CHAMBERLIN, HOWSLEY, GARVIN, CARMACK, IVESTER, BURNS and NICHOLS of the Senate, and COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA and JONES of the House—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 28—By PUGH, GARVIN, SOWARDS, IVESTER, RAY, BRIGGS, LOGAN, RINEHART, FISCHL, JONES, STEWART, BURNS, WALDREP, RITZHAUPT, THOMAS, SPENCER, LOWRANCE, RORSCHACH, FIDLER, BUSHYHEAD, JOHNSTON, BROADDUS, GEORGE and KING—Referred to Committee on Revenue and Taxation.



SENATE BILL NO. 29—By LOGAN and LOWRANCE—Referred to Judiciary Committee No. 2.

Upon motion of Senator Nance, the Senate was declared at ease until 11:30 a. m.

The Senate reassembled at 11:30 a. m., with the President presiding.

Lieutenant Governor Burns, as retiring President, expressed his deep appreciation for the friendship and co-operation of the Senate during the past four years and bade the Senate good-bye.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

## SIXTH LEGISLATIVE DAY

TUESDAY, JANUARY 15, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by its President, Lieutenant Governor James E. Berry.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broadus,	Fidler,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	Lowrance,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Taylor,	Total, 43.

## EXCUSED:

MacDonald. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Lieutenant Governor James E. Berry, in assuming the duties of his office, said:

Gentlemen of the Senate:

May I say that it is with keen delight that I assume the duties as your Presiding Officer.

My hope is that I may succeed only as such. The Constitution prescribes, defines and limits the powers and prerogatives of the Lieutenant Governor.

It says in relation to the Senate that the Lieutenant Governor shall be the Presiding Officer of this Body. That, I hope to be in a fair, friendly but fearless fashion.

It does not say that as such the Lieutenant Governor shall throw his influence for or against any measure before this body.

It confers upon your Lieutenant Governor no legislative functions save and except in case of a tie vote. Then, and only then, should my voice be raised for or against legislation pending before you. When,



if ever, that time should come I shall speak my part in no uncertain terms. Then, and only then, do I desire to legislate. It shall never at any time be my purpose, my aim or my ambition to invade the sanctity of your senatorial prerogatives. You are the Senators—I am your Presiding Officer.

In conclusion, I want your friendship and help in order that I may make a presiding officer worthy of this Honorable Body.

I thank you!

The Journal for the previous legislative day was declared approved.

A Joint Committee from the Honorable House, composed of Representative Coe and others, was received, and announced that the Honorable House was ready to confer with a committee from the Senate, with reference to a Joint Session, which report was ordered received.

Senator Nance moved that a committee of 3 be appointed to confer with a like committee from the Honorable House, in arranging for a Joint Session, which motion prevailed, the President appointing as such Committee Senators Nance, Commons, and Waldrep.

Senator Timmons moved that the Sergeant-at-Arms of the Senate be instructed to make arrangements for the setting aside of a section in the House Chamber for the accommodation of out-of-town friends of members of the Senate and House of Representatives, which motion prevailed.

#### RESOLUTIONS AND NOTICES

Senator Jones submitted the following Resolution, which, by unanimous consent was read at length, as follows:

##### SENATE RESOLUTION NO. 3—By JONES.

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF GEORGE H. DAVIS, OF STILLWATER, OKLAHOMA, MEMBER OF THE HOUSE OF REPRESENTATIVES FROM PAYNE COUNTY; EXTENDING THE SYMPATHY OF THE MEMBERS OF THE SENATE OF THE FIFTEENTH LEGISLATURE TO THE BEREAVED FAMILY; AUTHORIZING THE PRESIDENT OF THE SENATE TO APPOINT A COMMITTEE OF FIVE MEMBERS TO ATTEND THE FUNERAL AND DIRECTING THE SECRETARY OF THE SENATE TO ARRANGE FOR A SUITABLE FLORAL OFFERING.

WHEREAS, information has been received that George H. Davis, Member of the House of Representatives of the Fifteenth Legislature, has departed this life, and,

WHEREAS, it is the desire of the members of the Senate of the Fifteenth Legislature of the State of Oklahoma, now in session, to do appropriate honor to the memory of George H. Davis.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE that they extend to the bereaved members of the family of George H. Davis, the sympathy of its membership, and the President of the Senate is directed to appoint a Committee of three members to attend the funeral of George H. Davis.

BE IT FURTHER RESOLVED, that a copy of these resolutions be forwarded to the family of the deceased.

BE IT FURTHER RESOLVED, that the Secretary of the Senate be directed to arrange for suitable floral offerings for the Senate.

Upon motion of Senator Jones, Senate Resolution No. 3 was adopted and referred for engrossment.

The President appointed as the Committee under Senate Resolution No. 3, Senators Jones, Ritzhaupt and Johnston, announcing that he, too, would attend the funeral of Representative George H. Davis.

Senator Jones moved that it be the order that the Senate would recess, on the next legislative day, from 2:00 until 2:30 o'clock, p. m., as a tribute of respect to Representative Davis, which motion prevailed.

#### PETITIONS

Senator Fidler submitted the following petition, which request, upon his motion, was granted:

To the Honorable President, and  
Members of the Senate:

S. S. Sherburne states that he is a resident of Oklahoma City, Baltimore Building, Oklahoma; that he is 34 years of age and that he is a Legislative Representative of the Oklahoma City Typographical Union No. 283; that he is paid the sum of \$8.00 per day 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.

S. S. SHERBURNE.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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



ENGROSSED SENATE CONCURRENT RESOLUTION NO. 1—  
By CARMACK of the Senate, and BYROM of the House,

A Concurrent Resolution expressing the profound regrets of the people and the Legislature of Oklahoma at the tragic death of one of Oklahoma's most useful and prominent citizens, Colonel Frank Harrison McGregor.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 2—By RORSCHACH, COMMONS, BUSHYHEAD, CURNUTT, JOHNSTON and BROADDUS of the Senate, and BAILEY, JOHNSON, MARTIN and REED of the House,

A Resolution memorializing his Excellency, Franklin D. Roosevelt, President of the United States of America, on the matter of the development and construction of a certain dam more generally known as the Pensacola Dam on Grand River, located between the towns of Pensacola and Ketchum, in northeastern Oklahoma,

and to advise you, and through you the Honorable Senate, that the same have been adopted by the House and signed by the Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Concurrent Resolutions Nos. 1 and 2, were ordered referred for enrollment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 2 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Enrolled Senate Resolution No. 2 and ordered it transmitted to the Secretary of State.

#### FIRST READING

The following Bills were introduced and read for the first time:

SENATE BILL NO. 33—By PAUL—An Act abolishing the office of the State Oil Inspector and his deputies, prescribing the duties of the Corporation Commission relative to inspection of oil, gas and petroleum products, repealing certain laws of the State of Oklahoma concerning the same, and declaring an emergency.

SENATE BILL NO. 34—By PAUL—An Act requiring the County Treasurers of the several counties of the State of Oklahoma to collect all automobile, truck and motor vehicle license tax, repealing all laws in conflict therewith, and declaring an emergency.

SENATE BILL NO. 35—By PAUL—An Act providing for bounty on hawks, crows and chaparrals, killed in the State of Oklahoma, prescribing the method of payments thereof, and making an appropriation therefor, and declaring an emergency.

SENATE BILL NO. 36—By BRIGGS—An Act repealing Chapter 159, Oklahoma Session Laws, 1933, being House Bill No. 682 of the Regular Session of the Oklahoma Legislature of 1933, relieving all lands of the burdens thereby established restoring the control thereof and liens thereon as the same existed prior to the passage of said Act and declaring an emergency.

SENATE BILL NO. 37—By BRIGGS—An Act fixing due date of warrants issued in payment of obligations by counties, townships, school districts, cities, towns, and other municipal corporations or subdivisions of the State of Oklahoma, fixing and prescribing the time within which actions thereon may be commenced in the Courts of this State, and declaring an emergency.

Senator Johnston moved that, when the Senate adjourns today, it adjourn to meet at 10:00 o'clock, a. m., Wednesday, January 16, 1935, which motion prevailed.

#### SECOND READING

The following Bills were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 30—By CHAMBERLIN, DUFFY, HUTCHINSON, MacDONALD, RAY, COMMONS, LOGAN, CURNUTT, BURNS, JONES, GEORGE, GARVIN and WHITAKER (Members of the Senate Committee on Soldiers Relief)—Referred to Committee on Appropriations.

SENATE BILL NO. 31—By HOWSLEY of the Senate, and HOWELL of the House—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 32—By CURNUTT—Referred to Committee on Private Corporations.

#### MESSAGE

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
Fifteenth Legislature.

Gentlemen:

I hereby nominate and request you to confirm the appointment of:

L. M. NICHOLS, of Bristow, Oklahoma,  
as a member and Chairman of the State Board of Public Affairs, for a



term of four (4) years, to succeed W. C. Hughes, whose term has expired.

Done, at Oklahoma City, Oklahoma, this the 15th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

President Pro Tempore Briggs presiding.

Upon motion of Senator Nance, the Senate closed its doors and went into executive session for the purpose of considering matters on the President's desk.

\* \* \* \* \*

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

The President Pro Tempore announced the Senate had, in executive session, and upon the motion of Senator Jones, confirmed the executive nomination of L. M. NICHOLS, of Bristow, as Member and Chairman of the State Board of Public Affairs, for a term of four (4) years, to succeed W. C. Hughes, whose term has expired.

Senator Nance, on behalf of the Special Committee, appointed to confer with a like committee from the Honorable House, on arranging for a joint session for the purpose of receiving and hearing the Message of the Governor, reported the duty performed and advised that the hour of 2:30 p. m., this date, had been agreed upon by the joint committee for such joint session, following which the report was ordered received and committee discharged.

Senator Stewart moved that a committee of 3 be appointed to confer with the Speaker of the Honorable House, in arranging for the proper seating of members of the Senate, when in joint session.

The Stewart motion prevailed, the President Pro Tempore appointing as such committee Senators Stewart, Garvin and Curnutt.

The hour of 2:30 p. m., having arrived, the President Pro Tempore directed the Senate to repair to the House Chamber for the purpose of a joint session.

#### JOINT SESSION

The Honorable House and Senate, in joint session, was called to order by the President of the Senate, Lieutenant Governor James E. Berry.

The roll of the Senate was ordered called, after which a quorum of the Senate was declared present.

The roll of the Honorable House was called, resulting in a quorum being declared present.

President Berry declared the joint session duly organized.

Senator Nance moved that a committee of 3 from the Senate and 3 from the Honorable House be appointed to notify the Governor that the Fifteenth Legislature is duly organized in joint session and ready to receive him and hear his message.

The motion prevailed, the President appointing as the committee on behalf of the Senate, Senators Duffy, Rinehart and Ivester, the Speaker appointing as the committee on behalf of the Honorable House, Representatives, Cox, Carleton and McCollom.

The Joint Session was declared at ease, pending the report of the Joint Committee.

The Joint Session was called to order by President Berry, who announced the arrival of the Governor.

President Berry presented to the Joint Session Governor E. W. Marland, who delivered the following Message:

✓ Mr. President, Mr. Speaker, Members of the Senate and the House of Representatives of the State of Oklahoma:

My first message to you will be brief and deal chiefly with emergency measures which I shall propose.

From time to time as your session of the Legislature progresses I shall consult you concerning other measures of importance to our State—and avail myself of frequent opportunity to make suggestions of needed legislation.

Last month I organized a number of Citizens Committees to make studies of the functioning and problems of administration of the various activities of government in Oklahoma.

- A Committee on
- (1) Education.
  - (2) Financial Administration.
  - (3) Public Welfare.
  - (4) Revenue and Taxation.
  - (5) Highways.
  - (6) Natural Resources.
  - (7) Conservation.
  - (8) Law Enforcement.

I have contracted with the Brookings Institution—an Institution for Governmental Research—to furnish technical advisers to each of these Committees and to furnish a complete report of the findings of these Committees.

This report will contain recommendations regarding each field of administration, designed to point out commendable features, to remove existing defects, to increase efficiency, and to reduce expenditure.

The full report is to be completed in written form by July 1, 1935.



One copy is to be delivered to the President of the Senate—one copy is to be delivered to the Speaker of the House—another copy is to be delivered to the Chairman of the Citizens Committee on Good Government.

This report will, I believe, recommend changes in our eleemosynary and penal institutions—our educational system—our administrative departments—our law enforcement agencies—and our financial administration. All looking toward economies in government.

No such survey has ever been made in Oklahoma and because of its complete character cannot be finished in time for use in our study of the needed appropriations for the next fiscal year (1935-1936), or the revenue measures needed to meet the appropriations.

For this reason, I propose to you that you consider revenue measures for one year only, or until the end of the next fiscal year, and appropriations for departments and institutions only to the end of the next fiscal year—and in addition to these such emergency appropriation measures as may be necessary.

\* \* \* \*

In just two weeks from today we must meet the emergency arising from the decision of the President to drop from the Federal Relief rolls all but the able-bodied destitute unemployed.

Federal aid in Oklahoma will be continued by furnishing public works employment to approximately 115,000 able-bodied family heads.

Approximately 35,000 cases of the 150,000 cases now on the relief rolls, will need the immediate care of the State. FERA authorities estimate for me that these cases represent approximately 150,000 individuals.

This will throw upon us the burden of supporting at least that number of our fellow citizens who, on account of their age or infirmities, are unable to maintain themselves.

I propose to you that in order to meet this emergency we pass a new general sales and service tax law, broadening its base and increasing the amount to three per cent—one per cent for schools as now; two per cent for relief of destitute unemployable persons.

The greatest task before our Nation and our State today is the permanent solution of our unemployment problem.

This administration stands pledged to the people of Oklahoma to co-operate to the fullest possible extent with the National administration in this undertaking.

The President in his message to Congress on January 4th said:

"This new program of emergency public employment should be governed by a number of practical principles.

"(1) All work undertaken should be useful—not for just a day, or a year, but useful in the sense that it affords permanent improvement in living conditions or that it creates future new wealth for the nation.

"(2) Compensation on emergency public projects should be in the form of security payments which should be larger than the amount now received as a relief dole, but at the same time not so large as to encourage the rejection of opportunities for private employment or the leaving of private employment to engage in government work.

"(3) Projects should be undertaken on which a large percentage of direct labor can be used.

"(4) Preference should be given to those projects which will be self-liquidating in the sense that there is a reasonable expectation that the government will get its money back at some future time.

"(5) The projects undertaken should be selected and planned so as to compete as little as possible with private enterprises. This suggests that if it were not for the necessity of giving useful work to the unemployed now on relief, these projects in most instances would not now be undertaken.

"(6) The planning of projects would seek to assure work during the coming fiscal year to the individuals now on relief, or until such time as private employment is available. In order to make adjustment to increasing private employment, work should be planned with a view to tapering it off in proportion to the speed with which the emergency workers are offered positions with private employers.

"(7) Efforts should be made to locate projects where they will serve the greatest unemployment needs as shown by present relief rolls, and the broad program of the national resources board should be freely used for guidance in selection. Our ultimate objective being the enrichment of human lives, the government has the primary duty to use its emergency expenditures as much as possible to serve those who cannot secure the advantages of private capital."

In order that we may be prepared to co-operate with the National administration and receive the full benefits of its public works program, and furnish the greatest amount of useful employment to our people,

I propose that you enact laws creating, establishing and financing certain State Boards:

ONE: *Oklahoma Planning Board, of fifteen members,*

With power and authority to establish and maintain a survey of the natural, agricultural, industrial and human resources of the State—and develop plans and programs for the conservation and better utilization of these resources.

Long-term co-ordinated planning and programming of Public Works should be its objective—with the general purpose of guiding



and accomplishing a co-ordinated, adjusted, efficient and economic development of the State, which will, in accordance with the present and future needs and resources, best promote the health, safety, comfort, convenience, prosperity and welfare of the people of the State of Oklahoma.

I suggest that you appropriate for the uses and purposes of this Board for the period ending June 30, 1936, the sum of \$500,000.00.

*TWO: Oklahoma Flood Control Board, of three members,*

With power and authority in connection with flood control, soil erosion, irrigation and reforestation—with authority to acquire, lease, hold and sell land—with the power of eminent domain—and with other powers necessary and incident to conservation of our natural resources of land and water.

With authority to co-operate with the National Government in its flood control program.

I suggest that you appropriate for the uses and purposes of this Board for the period ending June 30, 1936, the sum of \$1,000,000.00.

*THREE: Oklahoma Housing Board, of three members,*

With power and authority to acquire, buy, lease, hold and sell land—

To acquire, buy, build, own, maintain and sell houses, barns and outbuildings—

To create homesteads, farm and-or city, and sell the same on the installment plan—

To do and perform any and all acts necessary to promote home ownership and rural rehabilitation.

With power to borrow money, mortgage its assets, issue bonds and finance its operations.

I suggest you appropriate for the uses and purposes of this Board for the period ending June 30, 1936, the sum of \$2,500,000.00.

*FOUR: Oklahoma New Industries Board, of three members,*

With the power and authority to acquire, buy, lease, own, hold and sell land—

To erect, maintain, operate, lease and sell buildings, factories, mills and manufacturies.

With all necessary power incidental to the promotion of new industries in Oklahoma.

With power to mortgage its assets, issue bonds, borrow and loan money to aid in the building and operation of industries.

I suggest that you appropriate for the uses and purposes of this Board for the period ending June 30, 1936, the sum of \$1,000,000.00.

*FIVE: Oklahoma Highway Board, of three members,*

With all the power and authority vested by law in the present highway commission.

I suggest that you appropriate for the uses and purposes of this Board for the period ending June 30, 1936, the sum of \$2,500,000.00 out of general revenues of the State, for the purpose of matching the Federal appropriation available for our highway use.

I suggest that all members of the four last named boards shall be ex-officio members of the planning Board.

\* \* \* \*

In order that the operations of these new Boards shall be properly financed, I propose that you enact emergency revenue measures for the period ending Jun 30, 1936, imposing a severance tax of two cents per barrel on all crude petroleum produced in the State.

And two cents per thousand cubic feet on all natural gas produced in the State.

And an additional one cent per gallon on gasoline sold in the State.

The revenue derived from the new tax on crude oil and natural gas will, I believe, be more than sufficient to provide the amount needed for the Housing, Flood-Control, New Industries and Planning Boards.

The additional revenue from gasoline sales will, I believe, be sufficient to provide the amount needed for the use of the Highway Board.

Since oil and gas are irreplaceable natural resources of Oklahoma, it seems to be quite fitting that the revenues derived from such taxes can appropriately be used in the prevention of waste of another natural resource—our soil.

Flood-control and prevention of soil erosion are of paramount importance in all planning for the present and future generations of our State.

\* \* \* \*

Another emergency existing which must be met by special revenue measures is the depleted condition of our Treasury and the outstanding deficiency warrants.

I ask your authority to issue short time notes (not over four years) to retire these warrants.



I propose passage of emergency tax laws to raise revenues for the general revenue fund of the State from the following sources:

Incomes, insurance premiums, inheritances, cigarettes, salaries, and income from rents.

The income that can be derived from these sources will, I believe, be sufficient, with the other general revenues, to meet the ordinary expense of our government and retire outstanding warrants.

I suggest for your *immediate* consideration legislation to appropriate funds to be made available for the care of our unemployables beginning February 1st, and funds to meet the requirements of the Federal government of our participation in the work relief program.

I suggest the appropriation of the sum of \$5,000,000.00 for relief purposes.

A new general sales and service tax law of three per cent (3%)—one-third for schools, two-thirds for relief—will, I believe, raise the revenue necessary for this purpose.

Mr. President, Mr. Speaker, Gentlemen of the Senate and House of Representatives,

I urge, in the name of suffering humanity, prompt action on these emergency measures.

THE GOVERNOR OF OKLAHOMA: E. W. MARLAND.

Upon motion of Representative Shoemaker, the Message of the Governor was ordered printed in the Journals for the Honorable House and Senate.

Upon motion of Senator Nance, the Joint Session was dissolved.

\* \* \* \*

The Senate reassembled in the Senate Chamber, with the President presiding.

Senator Hill moved that the privileges of the floor of the Senate be extended to National Committeeman, the Honorable Scott Ferris, during the session of the Fifteenth Legislature.

Senator Garvin moved to amend the Hill motion, by including the Democratic State Chairman, Vice Chairman and National Committeewoman.

Senator Hutchinson moved to amend the Garvin amendment by including the Republican State Chairman.

Senator Fidler asked unanimous consent of the Senate that the privileges of the floor of the Senate be extended Mr. Ned Milligan, President of the Marland for Governor Club in Oklahoma County.

Senator Stewart, as a substitute for all pending motions, moved that the privileges of the floor of the Senate be extended to persons named in above motions for this day only.

The President announced receipt of the following Messages from the Governor:

To the Honorable,  
The State Senate  
15th Legislature:

Gentlemen:

I hereby nominate and request you confirm the appointment of:

HOWARD C. JOHNSON, of Ponca City, Oklahoma,  
as Banking Commissioner, for a term of four (4) years, to succeed  
W. J. Barnett, whose term has expired.

Done at Oklahoma City, Oklahoma, this the 15th day of January,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

Gentlemen:

I hereby nominate and request you to confirm the appointment of:

ED BASON, of Shawnee, Oklahoma,  
as a Member of the State Industrial Commission, for a term of six  
(6) years, to succeed Thomas H. Doyle, whose term has expired.

Done at Oklahoma City, Oklahoma, this the 15th day of January,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

President Pro Tempore Briggs presiding.

Referring further to the matter of extending the privileges of the floor of the Senate to certain persons, Senator Nance moved that the requests contained in the several motions, relating thereto, be referred to the Committee on Rules and Procedure for consideration.

Senator Hill moved to table the Nance motion, which motion failed of adoption, the roll call thereon being as follows:

Aye:

Burns,	Curnutt,	Hill,	Ray,	
Bushyhead,	Fidler,	Hutchinson,	Thomas,	
Carlile,	Garvin,	Lowrance,	Wilbanks.	Total, 12.



NAY:

Albright,	Fischl,	Logan,	Sowards,	Willis,
Briggs,	George,	Nance,	Spencer,	Wright.
Broaddus,	Howsley,	Nichols,	Stewart,	
Carmack,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Rinehart,	Timmons,	
Commons,	Jones,	Ritzhaupt,	Waldrep,	
Duffy,	King,	Rorschach,	Whitaker,	Total, 30.

NOT VOTING:

Pugh. Total, 1.

EXCUSED:

MacDonald. Total, 1.

The vote occurring on the Nance motion, it was declared adopted.

Upon motion of Senator Nance, 500 copies of the Governor's Message, delivered in Joint Session today, were ordered printed.

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

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

\* \* \* \*

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

MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 3—By CHAMBERLIN, NICHOLS, IVESTER, COMMONS, BROADDUS and WILBANKS of the Senate, and COE, KIKER, REED and PHILLIPS of Okfuskee, of the House, entitled:

An Act fixing the time and manner for convening the District Court in the various Counties of this State; providing for two regular terms in each County each year; defining and fixing the means, manner and procedure for convening and adjournment thereof; providing for jury sessions and motion, equity or non-jury sessions of the District Court; making special provision for the January term, 1935; providing for causes the trial of which have been commenced but not completed when this Act becomes effective; repealing Section

2 of House Bill 220 of the Fourteenth Legislature, being Section 2 of Chapter 96 of the Oklahoma Session Laws, 1933, and all other Acts and parts of Acts in conflict herewith, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 3 was ordered referred for enrollment.

Upon motion of Senator Nance and in conformity with a previous motion adopted, the Senate adjourned to meet at 10:00 o'clock, a. m., Wednesday, January 16, 1935.



SEVENTH LEGISLATIVE DAY

WEDNESDAY, JANUARY 16, 1935

Pursuant to adjournment, the Senate met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Rinehart,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broaddus,	Fidler,	Logan,	Rorschach,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis,
Bushyhead,	Garvin,	Nance,	Spencer,	Wright.
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Howsley,	Pugh,	Thomas,	
Commons,	Ivester,	Ray,	Timmons,	Total, 41.

EXCUSED:

Hutchinson,	Jones,	MacDonald.	Total, 3.
-------------	--------	------------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

FIRST READING

The following Bills were introduced and read for the first time:

SENATE BILL NO. 38—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS—An Act providing for the officers and employees of the Oklahoma Historical Society and fixing their compensation and further providing that appropriations may be made for extra help, repairs, markers and tablets, expense of travel, transportation, printing, binding, including the binding of copied manuscripts, magazines and newspapers and re-binding books, office supplies, stationery, telephone, telegraph, stamps and postage, and other necessary communications, and copied material and equipment including books, cases, stacks, not exceeding \$12,500.00 per annum, and declaring an emergency.

SENATE BILL NO. 39—By BROADDUS, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS—An Act entitled: An Act relating to the Oklahoma Historical Society, its

powers, duties, its Board of Directors, officers, and employees, and their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and records in its custody, charges therefor, and declaring an emergency.

SENATE BILL NO. 40—By PUGH—An Act creating a Department of Highways under the supervision and control of a Commissioner to be known and designated as a State Highway Commissioner of the State of Oklahoma, to be composed of one member, prescribing the manner and method of appointment, fixing tenure of office and salary of the Commissioner thereof; providing for the appointment and employment of a chief engineer, prescribing his duties and power, providing for and authorizing employment by said Commissioner, its secretary and engineer, of clerical help, laborers and other employees, and for the payment of salaries and wages therefor and the method and manner of payment of same, providing for the transportation expense and motor vehicles for use and travel of member, agents, servants and employees and fixing the maximum price to be paid therefor, repealing Sections 1, 2, 3, 4, 5, 6, 7 of Chapter Twelve (12) of Session Laws of 1933, and declaring an emergency.

SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act amending Section 3483, Oklahoma Statutes, 1931, relating to salaries in the Governor's office and making an appropriation for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 33—By PAUL—Referred to Committee on Oil and Gas.

SENATE BILL NO. 34—By PAUL—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 35—By PAUL—Referred to Committee on Fish and Game.

SENATE BILL NO. 36—By BRIGGS—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 37—By BRIGGS—Referred to Judiciary Committee No. 2.

Senator Chamberlin presiding.

Senator Burns submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 3 correctly enrolled.

BURNS, Vice-Chairman.



Senate Bill No. 3 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.

President Berry presiding.

Senator Nance moved that 200 copies, each, be ordered printed of Senate Bill No. 26, by Timmons, and the Oklahoma Flood Control Bill, to be introduced, which motion prevailed.

Senator Fischl moved that the Secretary be instructed to have mimeographed and furnish each member of the Senate with a copy of each and every bill as and when the same become laws.

Senator Nance moved to amend the Fischl motion, by striking the word, "mimeographed," and insert the word, "printed."

Senator Nance moved, as a substitute for all pending motions, that the President appoint a Committee of 3, to work with a like Committee from the Honorable House, to arrange for the printing of bills, as they become laws, the expense to be borne proportionately by the two branches of the Legislature.

The Nance motion prevailed, the President appointing as such committee, Senators Chamberlin, Stewart and Nance.

#### COMMITTEE REPORT

Senator Wright submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, the Committee on Employment, beg leave to report that we have chosen and employed the following employees for the following positions:

Assistant Enrolling and Engrossing Clerk—Mildred Starkweather, Eva Moore instead of Marjorie DeBard.

Doorkeeper—H. R. Shoemake, instead of Jack Shields.

Messenger—Jess Doyle.

Chief Janitor—Martin Taylor (instead of Loomis).

Assistant Janitor—Mike Smith.

Clerk of Appropriations Committee—Ann Howe.

Stenographers—Carmen Freeman, Dorothy Colville and Glynn Gardner.

We recommend that the employees above named be paid the salary provided by statute.

Respectfully submitted,

WRIGHT, Chairman.

Senator Nance moved that the Sergeant-at-Arms and his three assistants be required to appear and serve the Senate in uniform and doorkeepers to be required to wear a proper designation, in order that they might be easily distinguished, which motion prevailed.

Senator Logan moved that a committee of three be appointed, that the Honorable House be requested to appoint a like committee, the joint committee to confer with the Adjutant General, relative to the reservation of automobile parking space at the Capitol for members of the Legislature, which motion prevailed, the President appointing as such committee, Senators Logan, Taylor and George.

The Senate was declared at ease.

The Senate was called to order by the President.

#### MESSAGES

The following messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 8—By NICHOLS, entitled:

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 8 was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 3—By HOGG, entitled:

A Concurrent Resolution memorializing the President and Congress



of the United States, to establish a National Memorial Park on the site of the battle of the Washita, near Cheyenne, in Roger Mills County, and to advise you, and through you the Honorable Senate, that the same has been adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Concurrent Resolution No. 3 was ordered printed and placed upon the Calendar.

Upon motion of Senator Nance, the Committee on Senate and Legislative Affairs was instructed to repair or install locks to desks of the members of the Senate.

The following Messages from the Governor were received and ordered referred to the Senate, in executive session:

To The Honorable,  
The State Senate.  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

AL W. HORTON, of Oklahoma City, Oklahoma,  
as a Member of the Board of Affairs, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 16th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate.  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

EDWARD MILLIGAN, of Oklahoma City, Oklahoma,  
as a Member and Secretary of the Board of Pharmacy, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 16th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

GENTLEMEN:

I hereby nominate and request you to confirm the appointment of:

PAUL COLVERT, of Oklahoma City, Oklahoma,  
as the Minority Member of the Board of Affairs, for a term of four  
(4) years.

Done, at Oklahoma City, Oklahoma, this the 16th day of January,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

H. L. McCracken, of Ponca City, Oklahoma,  
as Member and Chairman of the Tax Commission, for a term of four  
(4) years.

Done, at Oklahoma City, Oklahoma, this the 16th day of January,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

Upon motion of Senator Nance, the Senate resolved itself into  
executive session.

\* \* \*

The Senate reassembled, in open session, with Senator Chamberlin  
presiding.

President Berry, in order to attend the funeral of Representative  
George H. Davis, in Stillwater, designated Senator Chamberlin to  
preside over the Senate during the remainder of this legislative day.

Upon motion of Senator Nance, the Senate recessed to meet at  
1:30 p. m.

#### AFTERNOON SESSION

The Senate, at 1:30 p. m., was called to order by Senator Cham-  
berlin.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills  
begs leave to report Senate Bill No. 3 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 8 was read for the fourth time, the enrolled copy  
signed, in open session, by the Presiding Officer and ordered trans-  
mitted to the Honorable House for the signature of the Speaker.



Senator Chamberlin asked unanimous consent of the Senate, which was granted, to resign as a member of the Special Committee appointed to confer with a like committee to be appointed by the Honorable House, in arranging for the printing of bills and resolutions, which become laws, and appoint in his stead Senator Fischl.

The Democratic Women's Club of Oklahoma County, through Senator Thomas, presented to the Senate a floral offering and it was, upon motion of Senator Nance that a committee, composed of Senators Stewart, Thomas and Nichols, was appointed to convey the appreciation of the Senate to the donors.

#### COMMITTEE REPORT

Senator Whitaker submitted the following Committee Report:

To the President of the Senate:

We, the Committee on Committees, respectfully recommend that Senator Pugh be added to the Committee on Revenue and Taxation, that Senator Timmons be added to the Committee on Roads and Highways; and that Senator Whitaker be added to the Committee on Appropriations.

WHITAKER, Chairman.

Upon motion of Senator Hill, the report of the Committee on Committees was amended by adding Senator Garvin as a member of the Committee on Appropriations.

Upon motion of Senator Whitaker, the report of the Committee on Committees, as amended, was adopted.

Senator Logan, on behalf of the Senate Committee, appointed to confer, along with a like Committee from the Honorable House, with the Adjutant General, relative to automobile parking space at the Capitol for the members of the Fifteenth Legislature, reported the duty performed and advised that a Concurrent Resolution would be introduced in the Honorable House concerning the purpose for which the Joint Committee was appointed.

The report of the special committee was ordered received and the committee discharged.

The Presiding Officer announced the hour, set aside for the recess of the Senate out of respect of Representative George H. Davis, deceased, had arrived.

Senator Nance asked unanimous consent, which was granted, to delay the hour of recess until such time as the Senate could finish some routine business and, at that time, adjourn for the remainder of the day out of respect to Representative George H. Davis.

Senator Nance moved that sufficient number of Courtesy Cards, be provided, for the purpose of issuing one, each, to the wives of the members of the Senate, which motion prevailed.

## MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 3—By CHAMBERLIN, NICHOLS, IVESTER, COMMONS, BROADDUS and WILBANKS of the Senate, and COE, KIKER, REED and PHILLIPS of Okfuskee of the House,

An Act fixing the time and manner for convening the District Court in the various Counties of this State; providing for two regular terms in each County each year; defining and fixing the means, manner and procedure for convening and adjournment thereof; providing for jury sessions and motion, equity or non-jury sessions of the District Court; making special provisions for the January term, 1935; providing for causes the trial of which have been commenced but not completed when this Act becomes effective; repealing Section 2 of House Bill 220 of the Fourteenth Legislature, being Section 2 of Chapter 96 of the Oklahoma Session Laws, 1933, and all other Acts and parts of Acts in conflict herewith, and declaring an emergency.

ENROLLED SENATE BILL NO. 8—By NICHOLS,

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth 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 have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 3 and 8 were, each, ordered transmitted to the Governor for his consideration.

Senator Nance moved that the Senate adjourn, to meet under the rules, out of respect for Honorable George H. Davis, Member of the House of Representatives from Payne County, who departed this life on January 15, 1935, which motion prevailed.



EIGHTH LEGISLATIVE DAY  
THURSDAY, JANUARY 17, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Ray,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broaddus,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Willis,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	Total, 42.

EXCUSED:

Hutchinson, MacDonald. Total, 2.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE

The following Message from the Governor was received and read:

To the President and Members of  
The Honorable Senate:  
Gentlemen:

I desire to inform you that I have this day approved and signed:

ENROLLED SENATE BILL NO. 3—By CHAMBERLIN, NICHOLS, IVESTER, COMMONS, BROADDUS and WILBANKS of the Senate, and COE, KIKER, REED and PHILLIPS of Okfuskee, of the House, entitled:

An Act fixing the time and manner for convening the District Court in various counties of this State, providing for two regular terms in each County each year, defining and fixing the means, manner and procedure for convening and adjournment thereof; providing for jury sessions and motion, equity or non-jury sessions of the District

Court; making special provision for the January term, 1935; providing for causes the trial of which have been commenced but not completed when this Act becomes effective; repealing Section 2 of House Bill 220 of the Fourteenth Legislature, being Section 2 of Chapter 96 of the Oklahoma Session Laws, 1933, and all other Acts and parts of Act in conflict herewith, and declaring an emergency.

ENROLLED SENATE BILL NO. 8—By NICHOLS,

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth Legislature, salaries of officers and employees and contingent expenses; and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND.

Governor of the State of Oklahoma.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolutions Nos. 1 and 2 correctly enrolled.

WILLIS, Chairman.

Senator Carmack presiding.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 1 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senator Rorschach presiding.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 2 and ordered it transmitted to the Honorable House for the signature of the Speaker.

President Berry presiding.

MESSAGES

The following Messages from the Governor were received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

RAYMOND D. THOMAS, of Stillwater, Oklahoma,  
as Member of the Tax Commission, for a term of four (4) years.



Done, at Oklahoma City, Oklahoma, this the 17th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

C. H. MULLENDORE, of Miami, Oklahoma,

as a Member of the State Board of Agriculture, for a term of five (5) years.

Done, at Oklahoma City, Oklahoma, this the 17th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

L. E. WALDREP, of Manitou, Oklahoma,

as a Member of the State Board of Agriculture, for a term of five (5) years.

Done, at Oklahoma City, Oklahoma, this the 17th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

O. M. SAVAGE, of Ponca City, Oklahoma,

as a Member of the State Board of Agriculture, for a term of five (5) years.

Done, at Oklahoma City, Oklahoma, this the 17th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

Z. H. LAWTER, of Oklahoma City, Oklahoma,

as a Member of the State Board of Agriculture, for a term of five (5) years.

Done, at Oklahoma City, Oklahoma, this the 17th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \* \*

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

#### FIRST READING

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

SENATE BILL NO. 42—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act making an emergency appropriation to be used by the State Crippled Childrens' Hospital for the fiscal year ending June 30, 1935; and declaring an emergency.

SENATE BILL NO. 43—By TAYLOR—A Bill in relation to athletic exhibitions, creating a Commission, prescribing its powers and duties, providing penalties for violation of the provisions thereof and repealing all sections that conflict therewith.

SENATE BILL NO. 44—By STEWART—An Act making it unlawful for members of the State Board of Equalization to employ certain relatives of another member of the State Board of Equalization, providing a penalty for violation thereof, and declaring an emergency.

SENATE BILL NO. 45—By PUGH—An Act amending Section One of Chapter 187 of the Session Laws of 1933, relative to loaning of school land monies, and declaring an emergency.

SENATE BILL NO. 46—By GEORGE of the Senate, and HUEY of the House—An Act amending Section 5440 of the Oklahoma Statutes for 1931 relating to the revolving fund of the University of Oklahoma, creating a contingent fund for the said University of Oklahoma, providing for the expenditure thereof and declaring an emergency.



SENATE BILL NO. 47—By HOWSLEY, BRIGGS, NANCE, CARMACK, RINEHART, TIMMONS, ALBRIGHT, WRIGHT, IVESTER, THOMAS, JOHNSTON, RORSCHACH, KING and JONES—An Act conferring additional duties, powers and limitations upon the Conservation Commission of the State of Oklahoma, as created by the laws of Oklahoma, Article 5, Chapter 70, Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive; providing for the appointment of the Commissions; declaring the conservation of waters within the State in every manner and the means therefor, as public necessity and public utility; authorizing, encouraging and enforcing the building and conservation of reservoirs, terracing and contour cultivation of lands, non-erodible planting and forestation; authorizing the exercise of the power of eminent domain, and of contract, of Consummation of same, vesting the construction and control of conservation works in the Conservation Commission; conferring additional, specific powers on the Conservation Commission, including the right to acquire and alienate property, employ and discharge assistants, to borrow money and accept grants from the Government of the United States of America and issue bonds therefor; to transfer the duties and records of the State Engineer and of the State Highway Engineer pertaining to water conservation to the Conservation Commission, and fixing the salaries of the members of the Conservation Commission, prohibiting profit by members of the Commission from contracts and works of the Commission and fixing penalties therefor; empowering the Commission to establish and collect rates and charges for services supplied; authorizing the impounding of waters by saturation; declaring all works of the Commission to be public utilities; fixing the right to appropriate and conserve waters and fixing the method of determining compensation therefor; authorizing the Commission to appropriate and avail any public or private structure in the State in the conservation of water; and declaring an emergency.

SENATE BILL NO. 48—By GEORGE of the Senate, and HUEY of the House—An Act making an appropriation for the purpose of purchasing and developing a tract of land consisting of approximately forty-one acres adjacent to the campus of the University of Oklahoma, and authorizing the State Board of Public Affairs to expend said moneys and declaring an emergency.

SENATE BILL NO. 49—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled An Act making an emergency appropriation to be used by the State University Hospital for the fiscal year ending June 30, 1935, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 4—By CHAMBERLIN and others of the Senate—A Joint Resolution providing for the submission of a proposed amendment of the Constitution of the State of Oklahoma, amending Section 32 of Article 6 of said Constitution, relating to the Commissioners of the Land Office.

SENATE JOINT RESOLUTION NO. 5—By RITZHAUPT—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection at the next regular election held in the State of Oklahoma, a proposed amendment to Section 1, of Article 16, of the Constitution of the State of Oklahoma.

## SECOND READING

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

SENATE BILL NO. 38—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS—Referred to Committee on State and County Affairs.

SENATE BILL NO. 39—By BROADDUS, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS—Referred to Committee on State and County Affairs.

SENATE BILL NO. 40—By PUGH—Referred to Committee on Roads and Highways.

SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS—Senator Nichols asked unanimous consent, which was granted, to have Senate Bill No. 41 placed upon the Calendar, without reference to a Committee.

## GENERAL ORDER

HOUSE CONCURRENT RESOLUTION NO. 3, by Hogg, was taken up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 3—By HOGG.

A CONCURRENT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES, TO ESTABLISH A NATIONAL MEMORIAL PARK ON THE SITE OF THE BATTLE OF THE WASHITA, NEAR CHEYENNE, IN ROGER MILLS COUNTY.

WHEREAS, the United States Public Works Administration, under the direction of the Department of the Interior, is at the present time engaged in the acquisition of a site for, and the construction of, a dam on the Washita River for flood control and irrigation purposes, and,

WHEREAS, adjacent to the site of said proposed dam lies the site of the battle of the Washita, fought in 1868 between the Seventh United States Cavalry, under the command of General George A. Custer, and members of the Arapaho, Kiowa, Comanche and Apache Indians, under the lead of Chiefs Black Kettle, Little Rock, Little Raven, Roman Nose, Lone Wolf, Santanta, and other prominent Chiefs of these tribes, and

WHEREAS, the outcome of said battle had the effect of making safe the frontier of Western Oklahoma for white settlement and the advancement of civilization, and

WHEREAS, the indomitable spirit, courage and fortitude of both the American pioneers and the Indian natives is typified by the noble stand made by each of them, and



WHEREAS, the site of said battle is at the present time undergoing settlement, and

WHEREAS, this battle should be commemorated as an occasion of great historical interest, both to the people of Oklahoma and of the United States.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the President and Congress of the United States be memorialized by the people and Legislature of Oklahoma, to complete as soon as possible the acquisition of the site for and the construction of the irrigation and flood control dam on the Washita River and, to establish, maintain and improve a National Memorial park on the site of the historical battle of the Washita, fought between the Seventh United States Cavalry, under the command of General George A. Custer, and members of the Arapaho, Kiowa, Comanche and Apache Indians, under the lead of Chiefs Black Kettle, Little Rock, Little Raven, Roman Nose, Lone Wolf, Santanta, and other prominent Chiefs of these tribes.

BE IT FURTHER RESOLVED: That copies of this Resolution be mailed by the Secretary of State to the President of the United States, and to the Chief Clerk of both the House of Representatives and the Senate of the United States; to each member of the Oklahoma delegation in Congress; to the Secretary of the Department of the Interior; to the Chief Administrator of the Public Works Administration; to the Director of National Parks, Building and Reservations, and to the Chief of the Historical Division of the Department of the Interior.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Concurrent Resolution No. 3, page 2, by adding after the words, "bers of the," and before the word, "Arapaho," the word, "Cheyenne."

IVESTER.

Upon motion of Senator Ivester, House Concurrent Resolution No. 3, as amended, was adopted and ordered referred for engrossment.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 o'clock, Friday, January 17, 1935.

## NINTH LEGISLATIVE DAY

FRIDAY, JANUARY 18, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by the President, who announced the Senate at ease, for the purpose of Senate committee work.

The Senate reassembled, with the President presiding.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Ray,	Timmons,
Briggs,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 42.

## EXCUSED:

Broadbuss, Hutchinson. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Chamberlin, an appropriate floral offering was ordered sent to Senator Hutchinson, who is ill at the University Hospital.

Senator Stewart presiding.

## COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Concurrent Resolution No. 3 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendment to and Engrossed House Concurrent Resolution No. 3, as amended, and ordered it returned to the Honorable House.



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 Bill No. 1, by Chamberlin, Nance and Ritzhaupt, entitled:

An Act creating the State Relief Commission and providing for the members thereof; defining the purposes of this Act and the duties of the Commission; authorizing the Commission to make rules and regulations necessary to carry out the provisions hereof; 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.

JONES, Vice Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 11 by Fischl, et al, entitled:

An Act providing for the waiving and releasing of interest, penalties and costs of delinquent ad valorem taxes on real and personal property due the state, county, school district, etc., upon payment of the principal amount on or before July 1, 1935; authorizing and directing county treasurers to accept such principal amounts without interest, 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 pass

COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 18 by Pugh, entitled:

An Act providing for the waiving and releasing of the interest, penalties and cost of delinquent ad valorem taxes on real and personal property due state upon payment of the principal amount on or before December 1st, 1935, authorizing and directing county treasurers to accept such principal amounts,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

#### FIRST READING

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

SENATE BILL NO. 50—By STEWART—An Act making it unlawful for any firm, person, co-partnership, corporation or other business enterprise to employ certain relatives of the State Board of Equalization; providing a penalty for the violation thereof and declaring an emergency.

SENATE BILL NO. 51—By COMMONS—An Act relating to the purity of the waters of the State; amending Sections 2 and 9 of Chapter 166 of the 1917 Session Laws of Oklahoma, same being Sections 8974 and 8981, respectively, of the 1931 Compiled Oklahoma Statutes, to provide for analyses of water supplies and repealing all Acts and parts of Acts in conflict therewith and declaring an emergency.

SENATE BILL NO. 52—By TIMMONS, IVESTER, et al.—An Act relating to County Officers, first the length of terms of the office of County Judge, County Attorney, Court Clerk, County Clerk, County Surveyor, County Superintendent of Public Instruction, County Sheriff, County Treasurer, County Public Weigher, County Assessor, and three County Commissioners in every county in the State of Oklahoma; and providing for election of such officers at the General Election in November of 1936, and every four years thereafter and repealing Section 5735, Compiled Oklahoma Statutes of 1921, and Chapter 121, Session Laws 1923-24 and Chapter 5, Session Laws of 1927 and Chapter 35, Article 5, Session Laws of 1931, and all Acts or parts of Acts in conflict herewith.

SENATE BILL NO. 53—By RITZHAUPT—An Act precluding more than two members of a family from being employed by any state officer, department, commission, bureau, or institution of the State of Oklahoma; providing a penalty for the violation of this Act; and declaring an emergency.

SENATE BILL NO. 54—By RITZHAUPT—An Act requiring members of the District School Boards to give fidelity bonds; providing for the removal of such person for failure to give such bond; and declaring an emergency.

SENATE BILL NO. 55—By RITZHAUPT, TAYLOR, RORSCHACH, IVESTER, WHITAKER, and BUSHYHEAD—An Act amending Section 3211 of the Oklahoma Statutes, 1931, relating to the criminal insane, to provide that persons proceeded against in criminal actions and acquitted on the ground of insanity shall be committed to a state hospital for insane, there to be held and kept as a patient until legally discharged; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 6—By LOGAN—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 1 of Article 23, of the Constitution of the State of Oklahoma, stating the number of hours which shall constitute a day's work.

## SECOND READING

The following bills and resolutions were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 42—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE BILL NO. 43—By TAYLOR—Senator Taylor asked unan-



imous consent, to which objections were voiced, to have Senate Bill No. 43 placed upon the Calendar, without reference to a Committee.

Senate Bill No. 43 was ordered referred to the Committee on Education.

SENATE BILL NO. 44—By STEWART—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 45—By PUGH—Referred to Committee on School Lands.

SENATE BILL NO. 46—By GEORGE of the Senate, and HUEY of the House—Referred to Committee on Education.

SENATE BILL NO. 47—By HOWSLEY, BRIGGS, NANCE, CARMACK, RINEHART, TIMMONS, ALBRIGHT, WRIGHT, IVESTER, THOMAS, JOHNSTON, RORSCHACH, KING and JONES—Referred to Committee on Irrigation and Flood Control.

SENATE BILL NO. 48—By GEORGE of the Senate, and HUEY of the House—Referred to Committee on Appropriations.

SENATE BILL NO. 49—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE JOINT RESOLUTION NO 4—By CHAMBERLIN et al.—Referred to Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 5—By RITZHAUPT—Referred to Committee on Constitution and Constitutional Amendments.

President Berry presiding.

Senator Lowrance moved that the Senate place at the disposal of the Attorney General the services of a stenographer, during the session of this legislature, in the preparation of matters to be introduced in the Senate, which motion, by unanimous consent, he withdrew.

#### PETITIONS

By unanimous consent, the following petition was submitted and, upon the motion of Senator Sowards the request contained therein was ordered granted:

TO THE PRESIDENT AND MEMBERS  
OF THE SENATE:

Tom W. Cheek, states that he is a resident of the State of Oklahoma and Oklahoma City; that he is 56 years of age and that he is Legislative Representative of the Farmers' Education and Co-operative Union of America-Oklahoma Division; that he is paid a salary per month for his services as President of said organization; 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 interests of the organization he represents.

(Signed) TOM W. CHEEK.

By unanimous consent, the Senate was declared at ease until 11:15 a. m.

The Senate reassembled, with the President presiding.

Upon motion of Senator Nance, the Senate resolved itself into executive session, for the purpose of consideration of matters on the President's desk, of a confidential nature.

\* \* \* \* \*

The Senate, in open session, was called to order by President Pro Tempore Briggs.

Senator Curnutt moved that the rules of the Senate be amended to provide that any member of the public press or any representative of any newspaper of the state, who prints any matter relative to the proceedings of the Senate, in executive session, be denied the courtesy of the Senate press table.

Senator Nance advised the Senate that he would prepare and present to the Senate an amendment to the rules, covering the subject matter of the Curnutt motion.

By unanimous consent, the Curnutt motion was withdrawn.

Senator Wright asked unanimous consent, which was granted to introduce a Resolution.

#### RESOLUTION

SENATE RESOLUTION NO. 4, by Committee on Military Affairs, was introduced and, by unanimous consent, taken up for consideration and read at length as follows:

#### SENATE RESOLUTION NO. 4—BY COMMITTEE ON MILITARY AFFAIRS.

A RESOLUTION AUTHORIZING AND DIRECTING THE COMMITTEE ON MILITARY AFFAIRS TO MAKE A STUDY AND INVESTIGATION OF ALL MATTERS NECESSARY IN THE PREPARATION AND WRITING OF A MILITARY CODE FOR THE STATE OF OKLAHOMA, TO HOLD HEARINGS AND TO EMPLOY A COMMITTEE SECRETARY IN CONNECTION THEREOF.

WHEREAS, the laws of the State of Oklahoma relating to the Military Department thereof have not been revised for many years, and have never been codified, and;

WHEREAS, such existing laws are incomplete and inadequate and are scattered throughout the Statutes, and those responsible for the



interpretation, application and enforcement of same are greatly handicapped, particularly in situations requiring the use of troops in conjunction with civil officers, and;

WHEREAS, the Oklahoma National Guard, by reason of the character of its commissioned and enlisted personnel, and the state of its equipment and training, has achieved a high rating among the military organizations of the United States, and in addition thereto is of real financial value to the people of the State of Oklahoma, by reason of bringing into the State for wide-spread distribution among the citizens thereof approximately eight dollars of Federal Funds for every dollar appropriated by the Legislature for the Military Department, and;

WHEREAS, the enactment of a complete military code for the State of Oklahoma will increase the efficiency with which the administration of the affairs of the Military Department are handled and may on occasion result in the saving of both lives and property in emergencies;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, THAT

SECTION 1. The Senate Committee on Military Affairs is hereby authorized, empowered and directed to make a study or studies and to conduct hearings and investigations essential to the preparation of a complete, adequate and proper code of laws relating to the Military Department of the State of Oklahoma, its powers, duties and functions.

SECTION 2. The said Senate Committee on Military Affairs is hereby authorized to employ a Secretary for such committee to assist in handling its records, and correspondence and in the preparation of said code, which secretary shall be available to the members of the Senate for routine stenographic work at such times as her services are not required by the Committee on Military Affairs, and such secretary shall be paid from the contingent funds appropriated.

Upon motion of Senator Wright, Senate Resolution No. 4 was adopted, and ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 41, by Committee on Appropriations, was considered.

Section 1 was read and, upon motion of Senator Nichols, adopted.

Section 2 was read.

Senator Hill submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 41, line 13, page 2, by striking the figures, "\$5,000.00," and inserting the figures, "\$12,000.00."

HILL.

Upon motion of Senator Nichols, Section 2, as amended, was adopted.

Section 3 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 41, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 41, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Briggs,	Fischl,	Logan,	Rorschach,	Willis,
Burns,	George,	MacDonald,	Sowards,	Wright.
Bushyhead,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Timmons,	
Curnutt,	Johnston,	Ray,	Waldrep,	
Duffy,	Jones,	Rinehart,	Whitaker,	Total, 35.

#### NOT VOTING:

Carlile,	Garvin,	Pugh,	Thomas.
Commons,	Lowrance,	Stewart,	Total, 7.

#### EXCUSED:

Broadus,	Hutchinson.	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:

#### AYE:

Albright,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Briggs,	Fischl,	Logan,	Rorschach,	Willis,
Burns,	George,	MacDonald,	Sowards,	Wright.
Bushyhead,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Timmons,	
Curnutt,	Johnston,	Ray,	Waldrep,	
Duffy,	Jones,	Rinehart,	Whitaker,	Total, 35.



NOT VOTING:

Carlile,	Garvin,	Pugh,	Thomas.
Commons,	Lowrance,	Stewart,	Total, 7.

EXCUSED:

Broadus,	Hutchinson.	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.

Senate Bill No. 41, as amended, was ordered referred for engrossment.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules, Monday, January 21, 1935.

## TENTH LEGISLATIVE DAY

MONDAY, JANUARY 21, 1935

Pursuant to adjournment, the Senate convened at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Ray,	Timmons,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broadus,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	MacDonald,	Sowards,	Willis,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 42.

## EXCUSED:

Hutchinson,	Ivester.	Total, 2.
-------------	----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

A note from Senator George A. Hutchinson, ill at the University Hospital, was read, conveying thanks to the Senate for flowers sent to him.

## FIRST READING

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

SENATE BILL NO. 56—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act making an appropriation to repair and refurbish and equip the Governor's Mansion; and declaring an emergency.

SENATE BILL NO. 57—By LOWRANCE and FISCHL of the Senate and SADLER of the House—An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931, the same being an Act relating to the leasing of lakes, ponds, and streams by cities, towns, and villages in the State of Oklahoma.



SECOND READING

The following bills and resolution were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 50--By STEWART--Referred to Judiciary Committee No. 1.

SENATE BILL NO. 51--By COMMONS--Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 52--By TIMMONS, IVESTER, et al--Referred to Committee on State and County Affairs.

SENATE BILL NO. 53--By RITZHAUPT--Referred to Committee on State and County Affairs.

SENATE BILL NO. 54--By RITZHAUPT--Referred to Committee on Education.

SENATE BILL NO. 55--By RITZHAUPT, TAYLOR, RORSCHACH, IVESTER, WHITAKER, and BUSYHEAD--Referred to Committee on Criminal Jurisprudence.

SENATE JOINT RESOLUTION NO. 6--By LOGAN--Referred to Committee on Constitution and Constitutional Amendments.

Senator Briggs asked unanimous consent of the Senate, which was granted, to direct the Secretary of the Senate to have sent to the son of Senator MacDonald, who is ill at McBride's Hospital, a suitable floral offering.

President Pro Tempore Briggs presiding.

Senator Nance moved that the President Pro Tempore be authorized to approve claims covering the expense incident to the purchase of uniforms for the Sergeant-at-Arms and his assistants, which motion prevailed.

MESSAGES

The following messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2--By the Committee of: WELCH, STANDRIDGE, ALLEN, ARMSTRONG, ABERNETHY of Harmon, BAILEY, BARNETT, BREWER, BREW-

STER, CAREY, DAVIS, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER, JOHNSON, KERR, LONG, O'NEILL, PHILLIPS of Okfuskee, ROBERTS, RONE, SINGLETON, THORNTON and WHITT.

A Resolution requesting the Congress of the United States to enact legislation giving aid to the World War veterans of Oklahoma,

and to advise you and through you, the Honorable Senate, that the same has been adopted by the House, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Concurrent Resolution No. 2 was ordered printed and placed upon the calendar.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 3—By HOGG.

A Concurrent Resolution memorializing the President and Congress of the United States to establish a national memorial park on the site of the battle of the Washita, near Cheyenne, in Roger Mills County,

and that the same has been adopted by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5—By HOLLIMAN,

A Resolution empowering and directing the Adjutant General to provide parking space adjoining the Capitol for the members of the Fifteenth Legislature and State Elective officials.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 8—By



TWIDWELL, WILLIAMS, FRAZIER and CAMPBELL of the House, and RITZHAUPT of the Senate,

A Concurrent Resolution pledging the Legislature of the State of Oklahoma to make adequate provisions for the financing of the common schools of the State for the school year 1935-1936,

and to advise 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,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Concurrent Resolutions Nos. 5 and 8 were, each, ordered printed and placed upon the calendar.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 1—By SULLIVAN, CAMPBELL, FRAZIER, TWIDWELL, SPEAR, COOK, ALLEN, PUGH, KING, BOGGS, HOWELL, HUNT of Pittsburg, TRAW, STANDRIDGE, O'BRIEN, and BREWER,

An Act appropriating the sum of seventy-nine hundred dollars for the purpose of repairing the library building of the Southeastern State Teachers' College, to be used and expended by the Board of Control of said college, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 12—By CHAMBERS,

An Act authorizing banks, savings banks, trust companies, life insurance companies, fire insurance companies, mutual casualty insurance companies, and other insurance companies and investment companies, building and loan associations, trustees, guardians, executors, administrators, and other fiduciaries, the state of Oklahoma and cities, villages and other political subdivisions, and all other corporations, associations and persons, subject to the laws of this state, to make mortgage loans which are insured pursuant to the National Housing Act, and to invest in such mortgages and in obligations of national mortgage associations; 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bills Nos. 1 and 12.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 36—By MUNSON and JOHNSON of Comanche,

An Act authorizing the construction and equipment of dormitories on the campus of the Cameron State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Cameron State agricultural College dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 59—By COX and STOKES,

An Act authorizing the Board of County Commissioners in each county having a population of less than ten thousand to appoint a cattle brand inspector; defining his powers and duties; making it unlawful to drive to, or ship from any such county any cattle until same have been inspected by said brand inspector, evidenced by proper certificate; prescribing a compensation of said inspector and declaring it 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 36 and 59.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 1—By CARMACK of the Senate and BYROM of the House,



A Concurrent Resolution expressing the profound regrets of the people and the Legislature of Oklahoma at the tragic death of one of Oklahoma's most useful and prominent citizens, Colonel Frank Harrison McGregor.

ENROLLED SENATE CONCURRENT RESOLUTION NO. 2—By RORSCHACH, COMMONS, BUSHYHEAD, CURNUTT, JOHNSTON, and BROADDUS of the Senate, and BAILEY, JOHNSON, MARTIN, and REED of the House,

A Resolution memorializing his Excellency, Franklin D. Roosevelt, President of the United States of America on the matter of the development and construction of a certain dam more generally known as the Pensacola Dam on Grand River, located between the towns of Pensacola and Ketchum, in northeastern Oklahoma,

and to advise you and through you the Honorable Senate that the same have been signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Concurrent Resolutions Nos. 1 and 2 were each ordered transmitted to the Secretary of State.

#### GENERAL ORDER

SENATE BILL NO. 1, by Chamberlin, Nance and Ritzhaupt, was taken up for consideration.

Section 1 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 3, page 2, by adding after the word, "Affairs," and before the word "and," the words, "The State Treasurer, State Commissioner of Health."

RITZHAUPT.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Wilbanks:

Mr. President: I move to amend Senate Bill No. 1, line 2, page 2, by inserting after the word, "composed," and before the word, "of," the following, "one member to be appointed by the Governor; one member to be appointed by the State Senate and one member appointed by the House of Representatives," and strike from the word "Governor," line 2, page 2, down to and including the word, "services," line 6, page 2.

STEWART.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 5, page 2, by striking the word, "additional," at the end of line 5.

FISCHL.

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

Section 2 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 14, page 2, by adding after the word, "of," the following: "purchasing materials and supplies and for leasing or purchasing equipment for public works, or improvements to be constructed under direction of the commission, in connection with which the United States Government or any agency thereof shall participate therein with reference to the furnishing of the cost of labor, material or other item thereof and/or for"

CHAMBERLIN.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 3, page 3, by striking after the word, "state," all the italicized words and inserting the words, "who are and for a period of one year prior to the passage of this Act have been bona fide citizens and actual residents of good faith in this State."

JOHNSTON.

Senator Bushyhead submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 1, page 3, by adding after the word, "shelter," and before the word, "and," the words, "medical and surgical necessities"

BUSHYHEAD.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 2, page 3, by striking after the word, "destitute," the words, "and suffering."

JOHNSTON.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Duffy:

Mr. President: I move to amend Senate Bill No. 1, line 4, page 3, by striking after the word, "act," and before the word, "infirmity," and inserting in lieu thereof the following: "who having reached the age of 60 years and by reason thereof or on account of other."

CURNUTT.



Upon motion of Senator Chamberlin, Section 2, as amended, was adopted.

Sections 3 and 4 were read and adopted, upon motions of Senator Chamberlin.

Section 5 was read.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 15, page 4, by adding after the word, "installments," and before the word, "likewise," the words, "provided, however, that the Federal Emergency Relief Administrator shall not be eligible to draw any salary for services rendered the State, if he, in the discretion of the State Relief Commission, shall be appointed to serve as State Relief Director."

NANCE.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 14, page 4, by striking the words and figures, "Thirty-six Hundred (\$3600.00) Dollars," and inserting the words and figures, "Two Thousand (\$2000.00) Dollars."

FISCHL.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 7, page 4, by adding after the word, "person," and before the word, "as," a comma and the following words, "by and with the advice and consent of the State Senate of the State of Oklahoma."

COMMONS.

Senator Wilbanks moved that the vote be reconsidered by which the Commons amendment was adopted, which motion was ruled out of order, on a point of order raised by Senator Stewart, who stated motion to reconsider could not be disposed of on this legislative day.

Senator Wilbanks moved that the rules of the Senate be suspended and that the vote be reconsidered by which the Commons amendment was adopted, which motion failed of adoption.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 1, line 15, page 4, by adding after the word, "likewise," the following, "with the advice and consent of the Senate of the State of Oklahoma."

STEWART.

Senators Fidler and Rinehart, as a substitute, submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 1, line 18, page 4, by adding after the word, "act," the following, "provided no such employees shall receive more than One Hundred (\$100.00) Dollars per month."

FIDLER,  
RINEHART.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 18, page 4, by adding after the word, "act," the following: "Provided that no one shall be employed who has an income from any other source of as much as One Hundred (\$100.00) Dollars per month."

CURNUTT.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 1, by adding, following the Curnutt amendment, the words, "and provided further in no case shall more than one member of any family be employed under the provisions of this Act."

STEWART.

Senator Paul submitted the following amendment, which was adopted:

Mr. President: I move to amend the Stewart amendment, by adding, "nor any one who has as much as Two Hundred and Fifty (\$250.00) Dollars."

PAUL.

The vote occurring on the Stewart amendment, as amended, it was declared adopted.

Senator MacDonald submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 18, page 4 by adding after the Stewart amendment, the words, "and provided further all such employees, covered by this Act, shall execute an affidavit to the effect that all provisions of this Act have been complied with."

MacDONALD.

Senator Stewart asked unanimous consent, which was granted, to amend his previous amendment to the Curnutt amendment by adding after the words, "one member of any family," the words, "or relative of any employee or state official."

Senator Taylor submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 1, by adding after the Paul amendment, the words, "in cash or other means of support."

TAYLOR.



Upon motion of Senator Chamberlin, Section 5, as amended, was adopted.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment to Section 2:

Mr. President: I move to amend Senate Bill No. 1, by adding at the end of Section 2, the following: "Provided however that no person who is receiving work relief from the Federal Government shall be entitled to relief under this act."

CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to strike from his amendment, the words, "or other."

Senator Chamberlin moved to table the Curnutt amendment, which motion failed of adoption.

The vote occurring on the Curnutt amendment, it was declared adopted.

Section 6 was read and adopted, upon motion of Senator Chamberlin.

Section 7 was read.

Senator Garvin submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 1, line 15, page 5, by striking all of line 15 and inserting the following, "to each county in the State per capita as to registered unemployables."

GARVIN.

Upon motion of Senator Chamberlin, Section 7 was adopted.

Section 8 was read.

Senator Nance asked unanimous consent, which was granted, to strike from line 8, page 6, the figure, "7," and insert the figure, "6."

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 8, page 6, by adding at the end of the section the following: "And provided further that any such employee shall not receive salary from both the Federal Emergency Relief Administration and State Relief Commission."

WHITAKER.

Upon motion of Senator Chamberlin, Section 8, as amended, was adopted.

Section 9 was read.

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 10, page 6, by striking the words and figure, "Five (5%) per cent," and inserting the words and figure, "Four (4%) per cent."

STEWART.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 12, page 6, by inserting after the word, "herein," and before the word, "and," line 13, the following, "including the organization and employment force for each and all county units and subdivisions throughout the State."

JOHNSTON.

Upon motion of Senator Chamberlin, Section 9, as amended, was adopted.

Section 10 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 3, page 7, by changing the period, after the word, "law," to a semicolon and adding the following: "Provided that nothing herein contained shall be construed to prevent the Commission from ordering payments to be made in installments from time to time to the Director upon claim filed by the Director, in the manner provided above in this section, to be expended and paid out by him to the person and for the purposes set forth in this act and under rules and regulations prescribed by the Commission."

CHAMBERLIN.

Senators Carmack and Whitaker submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 1, line 13, page 6, by striking the words, "and to pay all" and inserting in lieu thereof the words, "including the payment of all."

CARMACK,  
WHITAKER.

Senator Rinehart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 1, line 4, page 7, after the Chamberlin amendment, by adding the following: "Funds paid out by the Director or other officer shall not be subject to assignment, garnishment or other mesne or final process."

RINEHART.

Senator Nance asked unanimous consent, which was granted, to insert after the word, "assignment," and before the word, "garnishment," the words, "for discount."

The vote occurring on the Rinehart amendment, as amended, it was declared adopted.



Upon motion of Senator Chamberlin, Section 10, as amended, was adopted.

Section 11 was read and adopted, upon motion of Senator Chamberlin.

Section 12 was read.

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, line 4, page 8, by striking the words and figures, "One Million (\$1,000,000.00) Dollars," and inserting the words and figures, "One Million Five Hundred Thousand (\$1,500,000.00) Dollars."

STEWART.

Upon motion of Senator Chamberlin, Section 12, as amended, was adopted.

Section 13 was read.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 1, by inserting between lines 12 and 13, page 8, the following, "The words, 'Federal Emergency Relief Administration' means the Federal Emergency Relief Administration set up by the United States Government or any department thereof or any successor thereof having the allocation to the several states of the funds provided by Congress for relief purposes."

FISCHL.

Upon motion of Senator Chamberlin, Section 13, as amended, was adopted.

Upon motion of Senator Chamberlin, the title to Senate Bill No. 1 was ordered amended to conform to the bill, as amended.

By unanimous consent, the following were added as joint authors of Senate Bill No. 1: Senators Burns, Bushyhead, Carlile, Carmack, Duffy, Fidler, George, Hill, Johnston, Jones, King, MacDonald, Paul, Ray, Rinehart, Sowards and Thomas.

Upon motion of Senator Chamberlin, Senate Bill No. 1, as amended, was advanced to engrossed and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 1, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 1 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadbudd,	Fidler,	Logan,	Rorschach,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis,
Bushyhead,	Garvin,	MacDonald,	Spencer,	Wright,
Carlile,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Johnston,	Ray,	Timmons,	Total, 41.

## NAY:

Pugh. Total, 1.

## EXCUSED:

Hutchinson, Ivester. 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:

## AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadbudd,	Fidler,	Logan,	Rorschach,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis,
Bushyhead,	Garvin,	MacDonald,	Spencer,	Wright,
Carlile,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Johnston,	Ray,	Timmons,	Total, 41.

## NAY:

Pugh. Total, 1.

## EXCUSED:

Hutchinson, Ivester. 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.

Senate Bill No. 1, as amended, was ordered referred for engrossment.

Senator Hill presiding.

## GENERAL ORDER

SENATE BILL NO. 11, by Fischl, et al., was taken up for consideration.



Section 1 was read.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 11, by striking all of Section 1 and inserting in lieu thereof the following:

"Section 1. All interest, penalties and costs, accrued on ad valorem taxes on real and personal property, due the State, any county, township, school district or any other subdivision of the State, levied and assessed for the year, 1934, and all prior years, are hereby waived and released, provided said taxes are paid in the manner and by the time following, to-wit:

"Taxes levied for 1930 and all prior years on or before December 1, 1935.

"Taxes levied for the year 1931 on or before October 1, 1935.

"Taxes levied for the year 1932 on or before August 1, 1935.

"Taxes levied for the year 1933 on or before May 1, 1935.

"Taxes levied for the year 1934 on or before March 1, 1935.

"Provided, however, that provisions of this Act shall not affect existing valid tax sale certificates held by bona fide purchasers."

FISCHL.

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

Mr. President: I move to amend Senate Bill No. 11, by striking all of Section 1 and inserting in lieu thereof the following:

"Section 1. All interest, penalties and costs accrued on ad valorem and special assessment taxes on real and personal property taxes due the State, any county, township, school district or any municipal corporation of the State, levied and assessed for the year 1934 and all prior years, are hereby waived and released, provided said taxes are paid in the manner and by the time following, to-wit:

"Ad valorem and special assessment taxes levied for the year 1933 and all prior years on or before December 1, 1935.

"Ad valorem and special assessment taxes levied for the year 1934 on or before March 1, 1935.

"Provided, however, that the provisions of this Act shall not effect existing valid tax sale certificates held by bona fide purchasers."

FISCHL.

Senator Briggs moved that Senate Bill No. 11 be referred to a special committee of 5, headed by the author of the bill, for purpose

of redrafting the bill, committee report thereon to be made on the next legislative day, the Bill to retain its place on the Calendar.

The Briggs motion prevailed, the presiding officer appointing as the committee thereunder, Senators Fischl, Johnston, Briggs, Nance and Timmons.

President Pro Tempore Briggs presiding.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 4 and Senate Bill No. 41, each, correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Resolution No. 4 and ordered it referred for enrollment; signed, in open session Engrossed Senate Bill No. 41 and ordered it transmitted to the Honorable House, for consideration.

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

\* \* \* \*

The Senate reassembled in open session, with the President Pro Tempore presiding, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Fidler, advised and consented to the confirmation of the executive nomination of AL. W. HORTON, Oklahoma City, as a Member of the Board of Affairs, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Fidler, advised and consented to the confirmation of the executive nomination of EDWARD MILLIGAN, of Oklahoma City, as a Member and Secretary of the Board of Pharmacy, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Duffy, advised and consented to the confirmation of the executive nomination of H. L. McCracken, of Ponca City, as Member and Chairman of the Tax Commission, for a term of four (4) year.

Upon motion of Senator Nance, the Senate adjourned, to meet as provided under the rules.



ELEVENTH LEGISLATIVE DAY

TUESDAY, JANUARY 22, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadbudd,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

EXCUSED:

Hutchinson. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 3—By  
HOGG,

A Concurrent Resolution memorializing the President and Congress of the United States to establish a national memorial park on the

site of the battle of the Washita, near Cheyenne, in Roger Mills County,

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

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President, in open session, signed Enrolled House Concurrent Resolution No. 3 and ordered it returned to the Honorable House.

#### PETITIONS

The following petition was submitted and, upon motion of Senator Briggs, the request was ordered granted:

To the President and  
Members of the Senate,  
State of Oklahoma.

Ray Sanford states that he is a resident of the State of Oklahoma and Heavener; that he is 49 years of age and that he is Legislative Representative of the Brotherhood of Locomotive Engineers; that he is paid the sum of thirteen dollars per day 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 interests of the organization he represents.

RAY SANFORD.

#### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 3 and Senate Bill No. 1, each, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 3 and ordered it referred for enrollment; signed, in open session, Engrossed Senate Bill No. 1 and ordered it transmitted to the Honorable House for consideration.

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 Bill No. 5, by MacDonald, entitled:

A Bill to be entitled An Act making an appropriation to supplement the maintenance fund of the Southeastern State Teachers College, Durant, Oklahoma, to repair damage to the building and replace books damaged by fire and water, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on School Lands, to whom was referred Senate Bill No. 25 by Curnutt of the Senate; and Johnson and Hunt of the House, entitled:

An Act amending Section 9 of House Bill No. 187, passed by the Fourteenth Legislature of the State of Oklahoma, and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5630, Oklahoma Statutes, 1931, relating to investment of public funds in farm mortgages, 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.

CARMACK, Chairman.

#### SPECIAL COMMITTEE REPORT

Senator Fischl submitted the following Special Committee Report, which, upon his motion was adopted:

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 11, for redrafting,

beg leave to report that we have had the matter under consideration and herewith return the same with the recommendation that Committee substitute for Senate Bill No. 11 do pass.

FISCHL, Chairman.

#### FIRST READING

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

SENATE BILL NO. 58—By NANCE, BRIGGS, BURNS, IVESTER, CARMACK and HILL—An Act, defining and declaring a designated public policy of the State of Oklahoma creating an Oklahoma Public Housing Commission and defining its powers and duties, providing for the appointment of the members thereof, making appropriations to purchase the capital stock of said Commission and for the salaries and expenses of the members and employees thereof, and for other purposes, and declaring an emergency.

SENATE BILL NO. 59—By NICHOLS—A Bill to be entitled an Act amending Chapter 20, Article 9, of the Session Laws, 1931, making an appropriation, and declaring an emergency.

SENATE BILL NO. 60—By NICHOLS—An Act reappropriating any balance remaining in the appropriation for the fiscal year ending June

30, 1933, made by Section 7, Chapter 199 Oklahoma Session Laws, 1933, for paying the expenses of primary and general elections held in this State during said fiscal year, to be used during the remainder of said year for the purpose of paying expenses of special elections called by the Governor, the per diem and mileage of the members of the State Election Board, and in hiring emergency clerical help for the office of the Secretary of said Board, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 56—By COMMITTEE ON APPROPRIATIONS—Senator Nichols asked unanimous consent, which was granted, to have Senate Bill No. 56 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 57—By LOWRANCE and FISCHL of the Senate, and SADLER of the House—Referred to Committee on Fish and Game.

ENGROSSED HOUSE BILL NO. 1—By SULLIVAN, CAMPBELL, FRAZIER, TWIDWELL, SPEAR, COOK, ALLEN, PUGH, KING, BOGGS, HOWELL, HUNT of Pittsburg, TRAW, STANDRIDGE, O'BRIEN and BREWER—Senator Nichols asked unanimous consent, to which Senator Ivester objected, to place Engrossed House Bill No. 1 upon the Calendar, without reference to a Committee.

Engrossed House Bill No. 1 was ordered referred to the Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 12—By CHAMBERS—Referred to Committee on Banks and Banking.

ENGROSSED HOUSE BILL NO. 36—By MUNSON and JOHN-SON of Comanche—Senator Nance asked unanimous consent, to which Senator Ivester objected, to place Engrossed House Bill No. 36 upon the Calendar, without reference to a Committee.

Senator Nance moved that the rules of the Senate be suspended and House Bill No. 36 be placed upon the Calendar, without reference to a Committee, which motion prevailed.

ENGROSSED HOUSE BILL NO. 59—By COX and STOKES—Referred to a Committee on Livestock and Tenant Farming.

## GENERAL ORDER

SENATE BILL NO. 11, by Fischl, et al, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Nichols.



Senator Curnutt moved that the rules of the Senate be suspended for the purpose of submitting an amendment, to Section 1, which motion prevailed.

Senator Curnutt submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Committee substitute for Senate Bill No. 11, page 1, by striking the words: "on or before August 1st, 1935; 32 taxes."

CURNUTT.

Section 2 was read.

Senator Rorschach submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 11, line 5, page 2, by adding after the word, "made," the words, "such demand to be given by registered mail to the taxpayer."

RORSCHACH.

Due to an error in the preparation of Committee substitute for Senate Bill No. 11, upon motion of Senator Logan, seconded by Senator Rorschach, Section 2 was ordered amended to read as follows:

"Section 2. All interest, penalties, and costs that have accrued on any income, inheritance or gross production tax for any time prior to January 1, 1934, shall be and the same are hereby waived and released, provided said tax or taxes are paid in full on or before July 1, 1935. Provided further that, upon any such delinquent income, inheritance or gross production taxes, hereinafter discovered by the Oklahoma Tax Commission, such interest and penalties may be waived if payment is made within 30 days after written notice of such tax due the Oklahoma Tax Commission, such notice to be given by registered mail to the taxpayer."

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend the Logan amendment to committee substitute for Senate Bill No. 11, by striking all the remainder of the amendment after the figures, "1935."

CHAMBERLIN.

Upon motion of Senator Fischl, Section 2, as amended, was adopted.

Section 3 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend committee substitute for Senate Bill No. 11, by striking after the word, "and," and before the word, "taxes," the word, "excise," line 4 of Section 3.

COMMONS.

Upon motion of Senator Fischl, Section 3, as amended, was adopted.

Sections 4 and 5 were read and adopted, upon motions of Senator Fischl.

Upon motion of Senator Fischl, Senate Bill No. 11, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended and Senate Bill No. 11, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 11 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadbuss,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	Nance,	Sowards,	Willis,
Chamberlin,	Howsley,	Nichols,	Spencer,	Wright.
Commons,	Ivester,	Paul,	Taylor,	Total, 39.

#### NOT VOTING:

Carlile,	Garvin,	MacDonald,	Stewart.	Total, 4.
----------	---------	------------	----------	-----------

#### EXCUSED:

Hutchinson.	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:

#### AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadbuss,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	Nance,	Sowards,	Willis,
Chamberlin,	Howsley,	Nichols,	Spencer,	Wright.
Commons,	Ivester,	Paul,	Taylor,	Total, 39.



NOT VOTING:

Carlile, Garvin, MacDonald, Stewart, Total, 4.

EXCUSED:

Hutchinson. 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. 11, as amended, was ordered referred for engrossment.

GENERAL ORDER

Upon motion of Senator Pugh, SENATE BILL NO. 18, by Pugh, was ordered stricken from the Calendar.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs to report Senate Resolutions Nos. 3 and 4 correctly enrolled.

WILLIS, Chairman.

Senator Jones presiding.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 3 and ordered it referred to the Secretary of State.

President Pro Tempore Briggs presiding.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 4 and ordered it referred to the Secretary of State.

MESSAGE

The following message from the Governor was received:

TO THE HONORABLE,  
THE STATE SENATE,  
15TH LEGISLATURE:

I hereby nominate and request you to confirm the appointment of:  
CHAS. F. BARRETT, of Oklahoma City, Oklahoma,  
as Adjutant General, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 21st day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate, in open session, was called to order by President Pro Tempore Briggs, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Fidler, seconded by Senators Wilbanks, Johnston and Rinehart, advised and consented to the confirmation of the executive nomination of PAUL COLVERT, of Oklahoma City, as the Minority Member of the Board of Affairs, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Fidler, seconded by Senator Burns, advised and consented to the confirmation of the executive nomination of Z. H. LAWTER, of Oklahoma City, as a Member of the State Board of Agriculture, for a term of five (5) years.

The Senate, in executive session, and upon the motion of Senator Duffy, advised and consented to the confirmation of the executive nomination of HOWARD C. JOHNSON, of Ponca City, as Banking Commissioner, for a term of four (4) years, to succeed W. J. Barnett, whose term has expired.

Upon motion of Senator Fischl, 200 copies of SENATE BILL NO. 11, as passed by the Senate, were ordered printed.

Upon motion of Senator Paul, the Secretary was directed to ascertain the composer of the music of the song, "Oklahoma," words having been composed by Harriett Parker Camden, and any other pertinent information.

#### GENERAL ORDER

By unanimous consent, HOUSE CONCURRENT RESOLUTION NO. 2, by Committee on Soldiers' Relief, was taken up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2—  
By THE COMMITTEE ON SOLDIERS' RELIEF COMPOSED OF: WELCH, STANDRIDGE, ALLEN, ARMSTRONG, ABERNATHY, of Harmon, BAILEY, BARNETT, BREWER, BREWSTER, CAREY, DAVIS, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER, JOHNSON, KERR, LONG, O'NEILL, PHILLIPS of Okfuskee, ROBERTS, RONE, SINGLETON, THORNTON and WHITT.

A RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION GIVING AID TO THE WORLD WAR VETERANS OF OKLAHOMA.

WHEREAS, the immediate cash payment of the adjusted service certificates will increase tremendously the purchasing power of millions of the consuming public, distributed uniformly throughout the



nation; and will provide relief for the holders thereof who are in dire need and distress because of the present unfortunate economic conditions; and will lighten immeasurably the burden which cities, counties and states are now required to carry relief; and

WHEREAS, the payment of said certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the Government; and

WHEREAS, the Government of the United States is now definitely committed to the policy of spending additional sum of money for the purpose of hastening recovery from the present economic crisis, the American Legion recommends the immediate cash payment at face value of the Adjusted Service Certificates with cancellation of interest accrued and refund of interest paid, as a most effective means to that end.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF OKLAHOMA, THE SENATE OF THE STATE OF OKLAHOMA CONCURRING THEREIN:

That the Congress of the United States be and is requested to enact laws and appropriate funds for the immediate payment of the Adjusted Service Certificates to veterans of the World War; and

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to each member of the Oklahoma Delegation in Congress and to the President of the United States.

Upon motion of Senator Chamberlin, House Concurrent Resolution No. 2 was adopted, the roll call thereon being as follows:

AYE:

Albright,	Curnutt,	King,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	Lowrance,	Rorschach,	Willis,
Broadus,	Fidler,	Nance,	Sowards,	Wright.
Burns,	Fischl,	Nichols,	Spencer,	
Bushyhead,	George,	Paul,	Taylor,	
Carmack,	Hill,	Pugh,	Thomas,	
Chamberlin,	Johnston,	Ray,	Waldrep,	
Commons,	Jones,	Rinehart,	Whitaker,	Total, 35.

NOT VOTING:

Carlile,	Howsley,	Logan,	Stewart,	
Garvin,	Ivester,	MacDonald,	Timmons.	Total, 8.

EXCUSED:

Hutchinson. Total, 1.

The Presiding Officer, in open session, signed Engrossed House Concurrent Resolution No. 2 and ordered it returned to the Honorable House.

Upon motion of Senator Nance, the Senate adjourned, to meet as provided by the rules.

## TWELFTH LEGISLATIVE DAY

WEDNESDAY, JANUARY 23, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Ray,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broadus,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Willis,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	Total, 42.

## EXCUSED:

Hutchinson, MacDonald. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## GENERAL ORDER

Senator Ritzhaupt asked unanimous consent, which was granted, to take up for consideration, HOUSE CONCURRENT RESOLUTION NO. 8, by Twidwell, et al., of the House, and Ritzhaupt of the Senate, the resolution being read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 8—By TWIDWELL, WILLIAMS, FRAZIER and CAMPBELL of the House, and RITZHAUPT of the Senate.

A CONCURRENT RESOLUTION PLEDGING THE LEGISLATURE OF THE STATE OF OKLAHOMA TO MAKE ADEQUATE PROVISIONS FOR THE FINANCING OF THE COMMON SCHOOLS OF THE STATE FOR THE SCHOOL YEAR 1935-1936.

WHEREAS, Approximately 2,200 of Oklahoma's 4,816 School Districts will not have adequate funds to operate a normal term this year, and



WHEREAS, In said School Districts unable to operate a normal term 55% of the elementary school children and 60% of High School pupils of the State are enrolled, and 42% of the Public School teachers of the State are employed, and

WHEREAS, Data on file in the office of the State Superintendent of Public Instruction and the United States Commissioner of Education of the Department of the Interior indicated that an additional sum of approximately \$2,000,000.00 will be required to operate said schools on the basis of their present curtailment program, and after all local funds and funds available in the Oklahoma Common School Equalization Fund have been expended, and

WHEREAS, A large number of said distressed school districts are at the present time in the process of closing, and the remainder of said school districts will be forced to close for lack of funds to continue operations in the next few days, and

WHEREAS, The Governor of the State of Oklahoma, on January 16, 1935, made proper request to the Federal Relief Administration for a grant of the sum of \$1,600,000.00 to be used for the operation of said financially distressed public school districts in Oklahoma for the remainder of the school year 1934-1935, and

WHEREAS, The Federal Relief Administration has required an expression on the part of the Legislature as to whether or not it will make adequate provision for the financing of the common schools of the State for the school year 1935-1936.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the people of the State of Oklahoma, through their Representatives in the Legislature assembled, and the Legislature of the State of Oklahoma hereby pledge themselves to make adequate provision for the financing of the common schools of this State for the school year 1935-1936.

BE IT FURTHER RESOLVED:

That certified copies of this Resolution be mailed to any persons to whom the Governor shall direct.

Upon motion of Senator Ritzhaupt, House Concurrent Resolution No. 8 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 8 and ordered it returned to the Honorable House.

#### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 11 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 11 and ordered it transmitted to the Honorable House for signature.

The following Committee Report was submitted, the bill ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Fish and Game, to whom was referred Senate Bill No. 57 by Lowrance and Fischl of the Senate and Sadler of the House, entitled:

An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931, the same being an Act relating to the leasing of lakes, ponds and streams by cities, towns and villages, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FISCHL, Chairman.

#### FIRST READING

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

SENATE BILL NO. 61—By BRIGGS of the Senate, and COLEMAN and TRAW of the House—An Act providing for vacancies in the office of the County Commissioner and for the filling of said vacancies by appointment, and declaring an emergency.

SENATE BILL NO. 62—By BRIGGS and RITZHAUPT—An Act providing for and creating and establishing a lien upon claims or rights of action and money to secure the payment of hospital and medical care and expenses in certain cases, and declaring an emergency.

SENATE BILL NO. 63—By WRIGHT, HOWSLEY and RITZHAUPT, et al—An Act amending Section 5684 Oklahoma Statutes of 1931 relating to qualifications of persons to serve on county and precinct election boards or as counters of elections and declaring an emergency.

SENATE BILL NO. 64—By COMMITTEE ON MANUFACTURING AND INDUSTRY—An Act creating a State Planning and Coordinating Board, providing for the appointment of its members, determining its duties and powers, fixing their salaries, providing for the appropriation of money to carry out provisions of this Act, and declaring an emergency.



SECOND READING

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

SENATE BILL NO. 58—By NANCE, BRIGGS, BURNS, IVESTER, CARMACK and HILL—Referred to Committee on Appropriations.

SENATE BILL NO. 59—By NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 60—By NICHOLS—Referred to Committee on Appropriations.

GENERAL ORDER

HOUSE CONCURRENT RESOLUTION NO. 5, by Holliman, was taken up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5—By HOLLIMAN.

A RESOLUTION EMPOWERING AND DIRECTING THE ADJUTANT GENERAL TO PROVIDE PARKING SPACE ADJOINING THE CAPITOL FOR THE MEMBERS OF THE FIFTEENTH LEGISLATURE AND STATE ELECTIVE OFFICIALS.

WHEREAS, It is necessary for the members of the Legislature and State election officials to be able to reach their posts of duty without unnecessary delay, and

WHEREAS, The members of the Legislature and the State elective officials have been occasioned undue delay in reaching their posts of duty on account of not being able to find parking places for their cars close to the State Capitol Building.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE STATE SENATE CONCURRING THEREIN:

That the circular drive on the east side of the State Capitol Building be reserved for the exclusive parking privileges of the members of the House of Representatives of the Fifteenth Legislature.

That the circular drive on the north side of the State Capitol Building be reserved for the exclusive parking privileges of the members of the State Senate of the Fifteenth Legislature and the elective State officials.

That the Adjutant General is hereby authorized and directed by the Legislature to enforce the requests of this Resolution.

Upon motion of Senator Logan, House Concurrent Resolution No. 5 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 5 and ordered it returned to the Honorable House.

Senator Stewart moved that the President Pro Tempore be instructed to have steel automobile tags made for the use of the members of the Senate.

Senator Pugh moved to amend the Stewart motion, by adding the words, "each Senator to pay the expense of his tag, if he desires the use of one," which amendment was accepted by unanimous consent.

Senator Nance, as a substitute, moved that the Secretary of the Senate be directed to procure a stamp, bearing the words and mark, "State of Oklahoma, Official Seal, State Senator," to be placed on the cars of members of the Senate, which motion prevailed.

#### GENERAL ORDER

Upon request of Senator Nichols, consideration of SENATE BILL NO. 5, by MacDonald, was deferred for this legislative day, the bill to retain its place on the Calendar.

SENATE BILL NO. 56, by Committee on Appropriations, was considered.

President Pro Tempore Briggs presiding.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 56 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 56 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 56 was read for the third time at length.

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

##### AYE:

Briggs,	Duffy,	Johnston,	Pugh,	Waldrep,
Broaddus,	Fidler,	Jones,	Ray,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Willis,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Wright,
Carmack,	George,	Lowrance,	Rorschach,	
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Ivester,	Paul,	Thomas,	Total, 36.

##### NOT VOTING:

Albright,	Sowards,	Timmons,	
Bushyhead,	Stewart,	Wilbanks,	Total, 6.



## EXCUSED:

Hutchinson, MacDonald. 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:

## AYE:

Briggs,	Duffy,	Johnston,	Pugh,	Waldrep,
Broadus,	Fidler,	Jones,	Ray,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Willis,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carmack,	George,	Lowrance,	Rorschach,	
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Ivester,	Paul,	Thomas,	Total, 36.

## NOT VOTING:

Albright,	Sowards,	Timmons,	
Bushyhead,	Stewart,	Wilbanks.	Total, 6.

## EXCUSED:

Hutchinson, MacDonald. 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.

Senate Bill No. 56 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 25, by Curnutt, of the Senate, and Johnson and Hunt of the House, was considered.

Section 1 was read.

By unanimous consent, further consideration of Senate Bill No. 25 was deferred.

Senator Nance moved that the Senate recess for 10 minutes, which motion prevailed.

The Senate was called to order by the President Pro Tempore.

## COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, adopted upon motion of Senator Broadus, and the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Banks and Banking, to whom was referred House Bill No. 12 by Chambers, entitled:

An Act authorizing banks, savings banks, trust companies, life insurance companies, fire insurance companies, mutual casualty insurance companies, and other insurance companies and investment companies, building and loan associations, trustees, guardians, executors, administrators, and other fiduciaries, the State of Oklahoma and cities, villages and other political subdivisions, and all other corporations, associations and persons, subject to the laws of this State to make mortgage loans which are insured pursuant to the National Housing Act, and to invest, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BROADDUS, Chairman.

#### GENERAL ORDER

HOUSE BILL NO. 36, by Munson and Johnson of Comanche was called up for consideration.

Section 1 was read.

Senator Duffy moved that House Bill No. 36 be referred to an appropriate committee for further consideration.

Senator Paul raised a point of order against the Duffy motion, which was sustained, stating the motion followed discussion.

Senator Nance asked unanimous consent, which was granted, to defer further consideration of House Bill No. 36, the bill to retain its place on the Calendar.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 56 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 56 and ordered it transmitted to the Honorable House for consideration.

Senator Nance called up for consideration the matter of the confirmation of the executive nomination of HONORABLE CHAS. F. BARRETT, for the office of Adjutant General, submitted by the Governor on the last legislative day.

Senator Wright submitted the following Committee Report, which, upon his motion was declared adopted:

Mr. President: We, your Committee on Military Affairs to whom was referred nomination of General Charles F. Barrett for Adjutant General,

beg leave to report that we had the same under consideration and



herewith return the same with the recommendation that he be approved and confirmed by the Senate.

WRIGHT, Vice-Chairman,  
LOGAN,  
WILBANKS,  
CURNUTT,  
FISCHL,  
GARVIN,  
WHITAKER.

Upon motion of Senator Rinehart, seconded by Senators Whitaker, Johnston and Pugh, the Senate advised and consented to the confirmation of the executive nomination of CHAS. F. BARRETT, of Oklahoma City, Oklahoma, as Adjutant General, for a term of four (4) years.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and the Secretary of the Senate was directed to immediately notify the Governor of the confirmation of Honorable Chas. F. Barrett, as Adjutant General, for a term of four (4) years.

#### MESSAGE

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

SCOTT FERRIS, of Nowata, Oklahoma,

as a Member of the Highway Commission, to succeed L. V. Orton, resigned.

Done, at Oklahoma City, Oklahoma, this 23rd day of January, 1935.

BY THE GOVERNOR OF THE STATE

OF OKLAHOMA: E. W. MARLAND.

Upon motion of Senator Nance, the Senate closed its doors and went into executive session, for the purpose of considering matters of confidential nature now on the President's desk.

\* \* \*

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Bushyhead, seconded by Senators Rinehart and Howsley, advised and consented to the confirmation of the executive nomination of SCOTT

FERRIS, of Nowata, as a Member of the Highway Commission, to succeed and for the remainder of the unexpired term of L. V. Orton, resigned.

The Senate, in executive session, and upon the motion of Senator Jones, advised and consented to the confirmation of RAYMOND D. THOMAS, of Stillwater, as a Member of The Oklahoma Tax Commission, for a term of four (4) years.

Upon motion of Senator Chamberlin, the Senate adjourned, to meet as provided by the rules.



THIRTEENTH LEGISLATIVE DAY

THURSDAY, JANUARY, 24, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President Pro Tempore.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Ray,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broadbuss,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Willis,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	Total, 42.

EXCUSED:

Hutchinson, MacDonald. Total, 2.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Fischl, an invitation was extended Mrs. Maud Ballington Booth (internationally known celebrity), founder of the "Volunteers Prison League," to address the Senate at any hour convenient to her on the day of February 8th, 1935.

A wire from the Honorable Scott Ferris was read expressing appreciation for his confirmation by the Senate as Highway Commissioner.

PETITION

The following petition was submitted and, upon motion of Senator Rinehart, the request was granted:

To the President and

Members of the Senate:

State of Oklahoma:

J. F. Nighswander states that he is a resident of the State of Oklahoma and of El Reno, Canadian County; that he is 56 years of age; that he is the legislative Representative of the Fraternal Order of

Eagles; that he is paid his actual and necessary expenses 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 interests of the legislation that the organization he represents is sponsoring or seeking.

(Signed) J. F. NIGHSWANDER.

#### 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 Health and Welfare, to whom was referred Senate Bill No. 51, by Commons, entitled:

An Act relating to the purity of the waters of the State; amending Sections 2 and 9 of Chapter 166 of the 1917 Session Laws of Oklahoma, same being Sections 8974 and 8981, respectively, of the 1931 Compiled Oklahoma Statutes, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLILE, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 60, by Nichols, entitled:

An Act reappropriating any balance remaining in the appropriation for the fiscal year ending June 30, 1935, made by Section 7, Chapter 199, Oklahoma Session Laws, 1933, for paying the expenses of primary and general elections held in this State during said fiscal year, to be used during the remainder of said year, for the purpose of paying expenses of special elections called by the Governor, the per diem and mileage of the members of the State Election Board, and in hiring emergency clerical help for the office of the secretary of said Board, 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.

NICHOLS, Chairman.

#### FIRST READING

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

SENATE BILL NO. 65—By HILL and BRIGGS—A Bill to be entitled an Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each, for groceries and foodstuffs furnished to the destitute in Pittsburg County, Oklahoma, in December, 1934, and declaring an emergency.

SENATE BILL NO. 66—By RORSCHACH—An Act amending Sec-



tion 3192, Oklahoma Statutes, 1931, relating to appeals in criminal cases, and declaring an emergency.

SENATE BILL NO. 67—By WILLIS—An Act relating to the office of County Attorney, and amending Section 7620 of the Oklahoma Statutes of 1931, as to all counties of the State having a population of not to exceed 25,000, according to the last Federal Decennial Census, and declaring an emergency.

SENATE BILL NO. 68—By BROADDUS, RORSCHACH, BUSHY-HEAD, WHITAKER and CARLILE of the Senate, and SHOEMAKE, BRANAN, THORNTON, COE and JOHNSON of Osage of the House—An Act creating Old Fort Gibson Stockade Commission; prescribing the manner and method of appointment of members thereof; fixing their tenure of office; prescribing the powers and duties of said Commission; providing for the appointment of a custodian of the building and grounds of said Old Fort Gibson Stockade; fixing said custodian's salary and tenure of office; making appropriations to purchase materials needed to reconstruct said Stockade, and declaring an emergency.

SENATE BILL NO. 69—By NICHOLS of the Senate, and CHAMBERS of the House—An Act providing that the sale of oil and gas mining leasehold estates, or any interest therein, when sold under execution or other judicial process, shall be sold in the manner provided by law for the sale of real estate and shall bring two-thirds of its appraised value; and providing that parties to instruments may waive appraisalment and provide the manner of sale, and declaring an emergency.

SENATE BILL NO. 70—By NICHOLS and GARVIN of the Senate, and ELLIS of the House—An Act amending Sections 1, 4, 6, 28 and 29, Chapter 131, Oklahoma Session Laws, 1933, which is an Act defining and prohibiting waste of crude petroleum and natural gas and providing for the ratable taking thereof from common sources of supply, to be enforced by the Corporation Commission and the courts of the State; providing for potentials to be taken on open flow tests and based on use of uniform equipment; vesting jurisdiction in the Corporation Commission, the Supreme Court and the proper District Court of the State; providing for the repeal, amendment, modification or supplementing of any order of the Commission; providing for motions for new trial, rehearing, reconsideration, etc.; providing for hearing and appeals; providing practice and procedure; defining the powers and duties of the Corporation Commission including its powers and duties in regard to ratable taking and making adjustments in regard thereto; defining the duty of the Umpire, his assistants or subordinates and the proration Attorney; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 71—By BROADDUS and HUTCHINSON—An Act appropriating \$2,900.00 for the remainder of the fiscal year ending June 30, 1935, for the payment of wages for the months of February, March, April, May and June, 1935, to student nurses in training in the Oklahoma University Hospital and the Oklahoma Crippled Children's Hospital, Oklahoma City; prescribing the amounts and manner of making such payments, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 7—By LOGAN—A Joint Resolution authorizing Eileen Denoya Collins to file suit against the State of Oklahoma.

#### SECOND READING

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

SENATE BILL NO. 61—By BRIGGS of the Senate, and COLEMAN and TRAW of the House—By unanimous consent, Senate Bill No. 61 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 62—By BRIGGS and RITZHAUPT—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 63—By WRIGHT, HOWSLEY and RITZHAUPT, ET AL.—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 64—By COMMITTEE ON MANUFACTURING AND INDUSTRY—Referred to Committee on Manufacturing and Industry.

#### GENERAL ORDER

By unanimous consent, consideration of SENATE BILL NO. 5, by MacDonald, was deferred.

SENATE BILL NO. 25, by Curnutt of the Senate, and Johnson and Hunt of the House was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Curnutt.

Upon motion of Senator Curnutt, Senate Bill No. 25 was advanced to engrossment and third reading.

Upon motion of Senator Curnutt, the rules of the Senate were suspended and Senate Bill No. 25 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 25 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Taylor,
Briggs,	Duffy,	Johnston,	Ray,	Thomas,
Broadbuss,	Fidler,	King,	Rinehart,	Timmons,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	George,	Nance,	Sowards,	Willis,
Chamberlin,	Hill,	Nichols,	Spencer,	Wright.
Commons,	Howsley,	Paul,	Stewart,	Total, 39.



NOT VOTING:

Bushyhead, Jones, Waldrep. Total, 3.

EXCUSED:

Hutchinson, MacDonald. 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:

AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Taylor,
Briggs,	Duffy,	Johnston,	Ray,	Thomas,
Broaddus,	Fidler,	King,	Rinehart,	Timmmons,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	George,	Nance,	Sowards,	Willis,
Chamberlin,	Hill,	Nichols,	Spencer,	Wright.
Commons,	Howsley,	Paul,	Stewart,	Total, 39.

NOT VOTING:

Bushyhead, Jones, Waldrep. Total, 3.

EXCUSED:

Hutchinson, MacDonald. 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.

Senate Bill No. 25 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 57, by Lowrance and Fischl of the Senate, and Sadler of the House was considered.

Section 1 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 57, line 3, page 2, by adding the words, "subject to rules and regulations as provided by the governing body of said city, town or village."

RITZHAUPT.

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

Section 2 was read.

Senator Lowrance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 57, line 10, page 2, by striking after the word, "for," the word, "Commission," and inserting the word, "commercial."

LOWRANCE.

Upon motion of Senator Lowrance, Section 2, as amended, was adopted.

Upon motion of Senator Lowrance, Senate Bill No. 57 was advanced to engrossment and third reading.

Upon motion of Senator Lowrance, the rules of the Senate were suspended and Senate Bill No. 57, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 57 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Ivester,	Pugh,	Timmons,
Briggs,	Curnutt,	Johnston,	Ray,	Waldrep,
Broadus,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Rorschach,	Willis.
Carlile,	George,	Lowrance,	Spencer,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	Total, 37.

#### NOT VOTING:

Garvin,	Sowards,	Wright.
Paul,	Thomas,	Total, 5.

#### EXCUSED:

Hutchinson,	MacDonald.	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:



AYE:

Albright,	Commons,	Ivester,	Pugh,	Timmons,
Briggs,	Curnutt,	Johnston,	Ray,	Waldrep,
Broadus,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Rorschach,	Willis,
Carlile,	George,	Lowrance,	Spencer,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	Total, 37.

NOT VOTING:

Garvin,	Sowards,	Wright.
Paul,	Thomas,	Total, 5.

EXCUSED:

Hutchinson,	MacDonald.	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.

Senate Bill No. 57 was ordered referred for engrossment.

GENERAL ORDER

HOUSE BILL NO. 36, by Munson and Johnson of Comanche was considered.

Senator Curnutt presiding.

Sections 1 and 2 were read and adopted, upon motions of Senator Nance.

Section 3 was read.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 36, lines 11, 12 and 13, page 4, by striking the words, "providing, however, such bonds so executed shall not be or become an obligation of the State of Oklahoma."

NANCE.

Upon motion of Senator Nance, Section 3, as amended, was adopted.

Sections 4, 5, 6 and 7 were read and adopted by unanimous consent.

Section 8 was read.

Senator Nance submitted the following amendment:

Mr. President: I move to amend House Bill No. 36, line 17, page 7, by inserting between the word, "act," and the word, "The," the words, "the officers having charge of any sinking fund of the State or

of any county, city, town, township or school district in bonds issued under provisions of this Act. Said bonds shall be approved as collateral security for the deposit of any public funds and for the investment of trust funds. Said bonds shall be non-taxable for any purpose."

NANCE.

Senator Pugh moved to amend the Nance amendment by striking all reference to the investment of sinking funds, which motion was tabled, upon motion of Senator Paul.

The vote occurring on the Nance amendment, it was declared adopted.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 36, line 18, page 7, by striking the word, "required," and inserting the word, "authorized."

NANCE.

Upon motion of Senator Nance, Section 8, as amended, was adopted.

Section 9 was read and adopted, upon motion of Senator Nance.

By unanimous consent, the title of the bill was ordered amended to conform with the bill, as amended.

By unanimous consent, the following were added as joint authors of House Bill No. 36: Senators Nance, Chamberlin, Garvin, Carmack, Carlile, Pugh, Taylor, George and Spencer.

Upon motion of Senator Nance, House Bill No. 36, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 36, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 36 was read for the third time at length.

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

#### AYE:

Briggs,	Commons,	Johnston,	Pugh,	Taylor,
Broadus,	Duffy,	Jones,	Ray,	Whitaker,
Burns,	Garvin,	King,	Rinehart,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis.
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Ivester,	Paul,	Stewart,	Total, 32.



NAY:  
Curnutt. Total, 1.

NOT VOTING:  
Albright, Fischl, Ritzhaupt, Timmons, Wright.  
Fidler, Logan, Thomas, Waldrep, Total, 9.

EXCUSED:  
Hutchinson, MacDonald. 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:

AYE:  
Briggs, Commons, Johnston, Pugh, Taylor,  
Broaddus, Duffy, Jones, Ray, Whitaker,  
Burns, Garvin, King, Rinehart, Wilbanks,  
Bushyhead, George, Lowrance, Rorschach, Willis.  
Carlile, Hill, Nance, Sowards,  
Carmack, Howsley, Nichols, Spencer,  
Chamberlin, Ivester, Paul, Stewart, Total, 32.

NAY:  
Curnutt. Total, 1.

NOT VOTING:  
Albright, Fischl, Ritzhaupt, Timmons, Wright.  
Fidler, Logan, Thomas, Waldrep, Total, 9.

EXCUSED:  
Hutchinson, MacDonald. 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. 36, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 12, by Chambers, was considered.

Section 1 was read.

Senator Broaddus submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 12, line 6, page 2, by striking the period and placing a comma in lieu thereof.

BROADDUS.

Senator Broaddus submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 12, line 11, page 2, by striking the period and inserting a comma and, thereafter, the word, "and."

BROADDUS.

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

Sections 2 and 3 were read and adopted, upon motions of Senator Broaddus.

Upon motion of Senator Broaddus, House Bill No. 12, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, the rules of the Senate were suspended and House Bill No. 12, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 12 was read for the third time at length.

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

#### AYE:

Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broaddus,	Fischl,	King,	Rinehart,	Whitaker,
Carlile,	Garvin,	Lowrance,	Ritzhaupt,	Willis.
Carmack,	George,	Nance,	Rorschach,	
Chamberlin,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	Total, 31.

#### NOT VOTING:

Albright,	Fidler,	Sowards,	Wilbanks,
Burns,	Jones,	Thomas,	Wright.
Bushyhead,	Logan,	Waldrep,	Total, 11.

#### EXCUSED:

Hutchinson,	MacDonald.	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:



AYE:

Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broadus,	Fischl,	King,	Rinehart,	Whitaker,
Carille,	Garvin,	Lowrance,	Ritzhaupt,	Willis.
Carmack,	George,	Nance,	Rorschach,	
Chamberlin,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	Total, 31.

NOT VOTING:

Albright,	Fidler,	Sowards,	Wilbanks,
Burns,	Jones,	Thomas,	Wright.
Bushyhead,	Logan,	Waldrep,	Total, 11.

EXCUSED:

Hutchinson,	MacDonald.	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. 12, as amended, was referred for engrossment.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 9—By CORSON of the House, and THOMAS and BURNS of the Senate,

A Resolution authorizing the Board of County Commissioners of Kiowa County, Oklahoma, to transfer certain money, now in the hands of the Sheriff of said County of Kiowa, Oklahoma, said money being in the amount of \$3,274.50, this amount of balance being of an undetermined source of collected revenue of the said Kiowa County, and to transfer said money or any part thereof necessary for the maintenance of township roads and bridges in Kiowa County, until June 30, 1935, 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 has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Joint Resolution No. 9.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 73—By FREEMAN and GOODWIN,

An Act repealing Sections 4021 to 4029, inclusive, of the Oklahoma Statutes, 1931, abolishing all County Court Districts in Garvin County, Oklahoma, providing for one district and terms of County Court therein, requiring all books and records of County Court Districts to be delivered to the Court Clerk of said County, providing for the future disposal of all cases now pending in said district, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 15—By PHILLIPS of Okfuskee, REED, HUNT of Osage, COOK, BEAMAN, COX, WINGO, MUNGER, HUEY, SADLER and others,

An Act relating to the waiver, releasing and rebating of penalties, interest and costs on certain ad valorem taxes on real and personal property in this State; prescribing the duties of the County Treasurers of this State relating thereto; providing, that if any section or portion thereof of this Act shall be held to be unconstitutional, same will not affect, impair or invalidate other provisions thereof, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bills Nos. 15 and 73.

Senator Ivester asked unanimous consent, which was granted, to be "excused" from Senate attendance for the remainder of this and the next legislative day.

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

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcements:



The Senate, in executive session, and upon motion of Senator Commons, advised and consented to the confirmation of the executive nomination of C. H. MULLENDORE, of Miami, as a Member of the State Board of Agriculture, for a term of five (5) years.

The Senate, in executive session, and upon motion of Senator Chamberlin, advised and consented to the confirmation of the executive nomination of L. E. WALDROP, of Manitou, as a Member of the State Board of Agriculture, for a term of five (5) years.

The Senate, in executive session, and upon motion of Senator Duffy, advised and consented to the confirmation of the executive nomination of O. M. SAVAGE, of Ponca City, as a Member of the State Board of Agriculture, for a term of five (5) years.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted:

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bills Nos. 38 and 39, by Broadus, Chamberlin, Rorschach, Paul, Whitaker, Bushyhead, King and Briggs, entitled:

An Act relating to the Oklahoma Historical Society, its powers, duties, its board of directors, officers and employees, their duties, acquirement of property and holding and management thereof, its building and matters incident thereof, and certification of papers, etc.,

begs leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Upon motion of Senator Nance, it was ordered that when the Senate adjourns today it adjourn to meet at 11:30 a. m., tomorrow.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 25, 57, House Bills Nos. 12 and 36, each, correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 25 and 57 and ordered each transmitted to the Honorable House for consideration.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 12 and 36 and ordered each, as amended, returned to the Honorable House.

Upon motion of Senator Nance, the Senate adjourned, to meet at 11:30 a. m., Friday, January 25, 1935.

## FOURTEENTH LEGISLATIVE DAY

FRIDAY, JANUARY 25, 1935

Pursuant to adjournment, the Senate met at 11:30 a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Logan,	Rorschach,	Willis,
Briggs,	Fidler,	Lowrance,	Sowards,	Wright
Broaddus,	Fischl,	MacDonald,	Spencer,	
Burns,	Garvin,	Nance,	Stewart,	
Bushyhead,	George,	Nichols,	Taylor,	
Carlile,	Hill,	Paul,	Thomas,	
Carmack,	Howesley,	Pugh,	Timmons,	
Chamberlin,	Johnston,	Ray,	Waldrep,	
Commons,	Jones,	Rinehart,	Whitaker,	
Curnutt,	King,	Ritzhaupt,	Wilbanks,	Total, 42.

## EXCUSED:

Hutchinson,	Ivester,	Total, 2.
-------------	----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## FIRST READING

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

SENATE BILL NO. 72—By COMMONS—An Act authorizing the construction and equipment of dormitories on the campus of the Northeast Oklahoma Junior College of the State of Oklahoma; providing for the issuance and payment of Northeast Oklahoma Junior College bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency.

SENATE BILL NO. 73—By COMMONS—An Act abrogating the common law doctrine of assumption of risk, and declaring acts and provisions of law in conflict herewith are hereby repealed, and declaring an emergency.

SENATE BILL NO. 74—By SPENCER—An Act requiring the de-



fense in a criminal case where plea is alibi or insanity to notify prosecution in writing of same, providing that in event of failure to notify prosecution, court may exclude such testimony, repealing all Acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 75—By SPENCER—An Act amending Section 2250, Oklahoma Statutes 1931, relating to kidnapping for reward, providing punishment therefor by death; making it a felony to participate receive or possess ransom money, property or thing of value received from a kidnapping, providing punishment therefor, declaring a prima facie evidence rule relating thereto, repealing all laws in conflict therewith, and declaring an emergency.

SENATE BILL NO. 76—By WILBANKS, GARVIN and PAUL—An Act fixing certain penal liabilities which shall be invoked against insurance companies, bonding and surety companies and all other burial benefit or sick benefit associations or corporations, and providing when such damages may be assessed against such persons or corporations in addition to such liability as may be found to exist against them on certificates or policies issued by them; to repeal any and all statutory law in conflict with this Act, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 65—By HILL and BRIGGS—Referred to Committee on Appropriations.

SENATE BILL NO. 66—By RORSCHACH—Referred to Judiciary Committee No. 2.

SENATE BILL NO. 67—By WILLIS—Referred to Judiciary Committee No. 2.

SENATE BILL NO. 68—By BROADDUS, RORSCHACH, BUSHY-HEAD, WHITAKER and CARLILE of the Senate, and SHOEMAKE, BRANAN, THORNTON, COE and JOHNSON of Osage, of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 69—By NICHOLS of the Senate, and CHAMBERS of the House—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 70—By NICHOLS and GARVIN of the Senate, and ELLIS of the House—Referred to Committee on Oil and Gas.

SENATE BILL NO. 71—By BROADDUS and HUTCHINSON—Referred to Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 7—By LOGAN—Referred to Judiciary Committee No. 2.

ENGROSSED HOUSE BILL NO. 15—By PHILLIPS of Okfuskee,

REED, HUNT of Osage, BEAMAN, COX, WINGO, MUNGER, HUEY, SADLER and others—There being no objections voiced, the President ordered House Bill No. 15 referred to the Calendar without reference to a Committee.

Senator Whitaker requested that House Bill No. 15 be referred to the Committee on Revenue and Taxation.

Senator Commons moved that House Bill No. 15 be referred to the Special Committee, composed of Senators Fischl, Johnston, Briggs, Nance and Timmons, which considered a similar bill, which motion prevailed.

ENGROSSED HOUSE BILL NO. 73—By FREEMAN and GOODWIN—By unanimous consent, House Bill No. 73 was ordered placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE JOINT RESOLUTION NO. 9—By CORSON of the House, and THOMAS and BURNS of the Senate—By unanimous consent, House Joint Resolution No. 9 was ordered placed upon the Calendar without reference to a Committee.

#### GENERAL ORDER

SENATE BILL NO. 61, by Briggs of the Senate, and Coleman and Traw of the House, was considered.

Section 1 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 61, line 5, page 1, by inserting after the word, "office," and before the word, "by," the following: "for the remainder of the term to which such officer was elected."

BRIGGS.

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

Section 2 was read.

Senator King submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 61, line 16, page 2, by striking the word, "likely," after the word, "will."

KING.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 61, line 1, page 3, by striking after the word, "accordingly," and before the word, "decreeing," the word, "and," and inserting a comma.

BRIGGS.



Senator Rinehart submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 61, line 2, page 3, by inserting after the word, "final," and before the word "and," the following: "unless appeal therefrom shall be filed in the Supreme Court within 30 days and which appeal shall be determined by the Supreme Court within 30 days after appeal is lodged in said Court."

RINEHART.

Upon motion of Senator Briggs, Section 2, as amended, was adopted.

Upon motion of Senator Briggs, Senate Bill No. 61 was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Bill No. 61 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 61 was read for the third time at length.

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

#### AYE:

Briggs,	Duffy,	King,	Rinehart,	Wilbanks,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Willis,
Burns,	George,	MacDonald,	Rorschach,	Wright.
Bushyhead,	Hill,	Nichols,	Stewart,	
Carnack,	Howsley,	Paul,	Timmons,	
Chamberlin,	Johnston,	Pugh,	Waldrep,	
Curnutt,	Jones,	Ray,	Whitaker,	Total, 31.

#### NAY:

Commons, Total, 1.

#### NOT VOTING:

Albright,	Garvin,	Sowards,	Thomas,
Carlile,	Lowrance,	Spencer,	
Fidler,	Nance,	Taylor,	Total, 10.

#### EXCUSED:

Hutchinson, Ivester, 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:

## AYE:

Briggs,	Duffy,	King,	Rinehart,	Wilbanks,
Broaddus,	Fischl,	Logan,	Ritzhaupt,	Willis,
Burns,	George,	MacDonald,	Rorschach,	Wright.
Bushyhead,	Hill,	Nichols,	Stewart,	
Carmack,	Howsley,	Paul,	Timmons,	
Chamberlin,	Johnston,	Pugh,	Waldrep,	
Curnutt,	Jones,	Ray,	Whitaker,	Total, 31.

## NAY:

Commons. Total, 1.

## NOT VOTING:

Albright,	Garvin,	Sowards,	Thomas.
Carlile,	Lowrance,	Spencer,	
Fidler,	Nance,	Taylor,	Total, 10.

## EXCUSED:

Hutchinson, Ivester. 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.

Senate Bill No. 61 was ordered referred for engrossment.

## GENERAL ORDER

Senator Commons asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 51, by Commons, the bill to retain its place on the Calendar.

Senator MacDonald asked unanimous consent which was granted, to defer consideration of SENATE BILL NO. 5, by MacDonald, the Bill to retain its place on the Calendar.

SENATE BILL NO. 60, by Nichols, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 60 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 60 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

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:



AYE:

Briggs,	Commons,	Johnston,	Ray,	Whitaker,
Broadus,	Curnutt,	Jones,	Rinehart,	Wilbanks,
Burns,	Duffy,	King,	Rorschach,	Willis,
Bushyhead,	Fidler,	Lowrance,	Stewart,	Wright,
Carlile,	Fischl,	Nichols,	Taylor,	
Carmack,	George,	Paul,	Timmons,	
Chamberlin,	Howsley,	Pugh,	Waldrep,	Total, 32.

NOT VOTING:

Albright,	Logan,	Ritzhaupt,	Thomas,
Garvin,	MacDonald,	Sowards,	
Hill,	Nance,	Spencer,	Total, 10.

EXCUSED:

Hutchinson,	Ivester.	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:

AYE:

Briggs,	Commons,	Johnston,	Ray,	Whitaker,
Broadus,	Curnutt,	Jones,	Rinehart,	Wilbanks,
Burns,	Duffy,	King,	Rorschach,	Willis,
Bushyhead,	Fidler,	Lowrance,	Stewart,	Wright,
Carlile,	Fischl,	Nichols,	Taylor,	
Carmack,	George,	Paul,	Timmons,	
Chamberlin,	Howsley,	Pugh,	Waldrep,	Total, 32.

NOT VOTING:

Albright,	Logan,	Ritzhaupt,	Thomas,
Garvin,	MacDonald,	Sowards,	
Hill,	Nance,	Spencer,	Total, 10.

EXCUSED:

Hutchinson,	Ivester.	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.

Senate Bill No. 60 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 38, by Broadus, et al., was considered.

Section 1 was read and adopted, upon motion of Senator Broadus.

Senator Stewart presiding.

Upon motion of Senator Rorschach, the vote was reconsidered by which Section 1 was adopted.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 38, line 3, page 3, by adding after the word, "bier," and before the word, "or," the following: "preferably and, if no such is available, then".

RORSCHACH.

Senator Pugh submitted the following amendment, which was tabled upon motion of Senator Ritzhaupt.

Mr. President: I move to amend Senate Bill No. 38, by striking after the word, "annum," line 1, page 2, down to and including the word, "annum," line 4, page 2.

PUGH.

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

Upon motion of Senator Broaddus, Senate Bill No. 38 was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, the rules of the Senate were suspended and Senate Bill No. 38 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 38 was read for the third time at length.

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

#### AYE:

Broaddus,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Willis,
Carmack,	George,	Nance,	Spencer,	Wright.
Chamberlin,	Hill,	Paul,	Stewart,	
Commons,	Howsley,	Pugh,	Taylor,	
Curnutt,	Johnston,	Ray,	Timmons,	
Duffy,	Jones,	Rinehart,	Whitaker,	Total, 31.

#### NOT VOTING:

Albright,	Carlile,	MacDonald,	Thomas,
Briggs,	Fidler,	Nichols,	Waldrep.
Burns,	Logan,	Sowards,	Total, 11.

#### EXCUSED:

Hutchinson,	Ivester.	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:

AYE:

Broadbuss,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Willis,
Carmack,	George,	Nance,	Spencer,	Wright,
Chamberlin,	Hill,	Paul,	Stewart,	
Commons,	Howsley,	Pugh,	Taylor,	
Curnutt,	Johnston,	Ray,	Timmons,	
Duffy,	Jones,	Rinehart,	Whitaker,	Total, 31.

NOT VOTING:

Albright,	Carlile,	MacDonald,	Thomas,
Briggs,	Fidler,	Nichols,	Waldrep.
Burns,	Logan,	Sowards,	Total, 11.

EXCUSED:

Hutchinson,	Ivester.	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.

Senate Bill No. 38 was ordered referred for engrossment.

Senator Nance moved that when the Senate adjourns today it adjourn to meet at 10:00 o'clock, a. m., tomorrow, which motion failed of adoption.

Senator Nance moved that when the Senate adjourns today it adjourn to meet at 9:30 o'clock, a. m., tomorrow, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Briggs,	George,	Lowrance,	Pugh,	
Carmack,	Hill,	MacDonald,	Rinehart,	
Curnutt,	Howsley,	Nance,	Rorschach,	
Duffy,	Johnston,	Paul,	Wilbanks,	Total, 16.

NAY:

Albright,	Commons,	Logan,	Spencer,	Whitaker,
Broadbuss,	Fischl,	Nichols,	Stewart,	Willis,
Burns,	Garvin,	Ray,	Taylor,	Wright.
Bushyhead,	Jones,	Ritzhaupt,	Timmons,	
Chamberlin,	King,	Sowards,	Waldrep,	Total, 23.

NOT VOTING:

Carlile,	Fidler,	Thomas.	Total, 3.
----------	---------	---------	-----------

EXCUSED:

Hutchinson,	Ivester.	Total, 2.
-------------	----------	-----------

Upon motion of Senator Nance, the Senate recessed for a period of one hour.

The Senate reassembled, with the President Pro Tempore presiding.

#### MESSAGES

The following messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

#### ENGROSSED HOUSE BILL NO. 76—By SHOEMAKE,

An Act authorizing the State Board of Affairs to transfer unused property from one department or institution to another and declaring an emergency.

#### ENGROSSED HOUSE BILL NO. 46—By HUEY, MORSE, MORROW, BAILEY, SCHWOERKE, HOGG, SADLER, FREEMAN, GOODWIN, WINGO, BECK, ABERNATHY and WYLY,

An Act providing for the reporting of treatment of wounds caused by firearms, by hospitals, sanitariums, physicians and other persons in charge of such institutions, and providing the penalty 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bills Nos. 46 and 76.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 2—By THE COMMITTEE ON SOLDIERS' RELIEF COMPOSED OF: WELCH, STANDRIDGE, ALLEN, ARMSTRONG and others.



A Resolution requesting the Congress of the United States to enact legislation giving aid to the World War veterans of Oklahoma.

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 5—By HOLLIMAN,

A Resolution empowering and directing the Adjutant General to provide parking space adjoining the capitol for the members of the Fifteenth Legislature and State elective officials.

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 8—By TWIDWELL, WILLIAMS, FRAZIER and CAMPBELL of the House, and RITZHAUPT of the Senate,

A Concurrent Resolution pledging the Legislature of the State of Oklahoma to make adequate provisions for the financing of the common schools of the State for the school year 1935-1936,

and to inform you, and through you the Honorable Senate, that the same have been signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Wright presiding.

The Presiding Officer, in open session, signed Enrolled House Concurrent Resolution No. 2 and ordered it returned to the Honorable House.

President Pro Tempore Briggs presiding.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolutions Nos. 5 and 8 and ordered each returned to the Honorable House.

The following message from the Governor was received:

To the Honorable,  
The State Senate,  
Fifteenth Legislature:

I hereby nominate and request you to confirm the appointment of:

E. L. RICHARDSON, of Lawton, Oklahoma,

as Member of the Tax Commission, for a term of four (4) years, replacing and succeeding W. D. Humphrey, whose term has expired.

Done, at Oklahoma City, Oklahoma, this the 25th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcement:

The Senate, in executive session, and upon motion of Senator Nance, seconded by Senators Garvin and Timmons, advised and consented to the confirmation of the executive nomination of E. L. RICHARDSON, of Lawton, as Member of the Tax Commission, for a term of four (4) years, replacing and succeeding W. D. Humphrey, whose term has expired.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 60 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 60 and ordered it transmitted to the Honorable House for consideration.

#### MESSAGES

The following messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 2—By COOK, COE and WELCH,

An Act authorizing the Governor or his representative to meet with representatives of Governors of other oil producing states and of the United States, for the purpose of agreeing upon an interstate compact for the purpose of (1) making findings and determinations as to the demands for production, withdrawal from storage and importation of petroleum and the portion thereof allowable to each of such states, (2) voluntary regulations of production in each of such states by its own laws, and (3) formulations and recommendation of uniform conservation and tax laws to each state, and providing further that such compact shall bind the State of Oklahoma only upon certain specified conditions, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 2.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 12—By CHAMBERS,

An Act authorizing banks, savings banks, trust companies, life insurance companies, fire insurance companies, mutual casualty insurance companies, and other insurance companies and investment companies, building and loan associations, trustees, guardians, executors, administrators, and other fiduciaries, the State of Oklahoma and cities, villages and other political subdivisions, and all other corporations, associations and persons, subject to the laws of this State, to make mortgage loans which are insured pursuant to the National Housing Act, and to invest in such mortgages and in obligations of national mortgage associations; and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

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

ENROLLED HOUSE BILL NO. 12—By CHAMBERS,

An Act authorizing banks, savings banks, trust companies, life insurance companies, fire insurance companies, mutual casualty insurance companies, and other insurance companies and investment companies, building and loan associations, trustees, guardians, executors, administrators, and other fiduciaries, the State of Oklahoma and cities, villages and other political subdivisions, and all other corporations, associations, and persons, subject to the laws of this State, to make mortgage loans which are insured pursuant to the National Housing

Act, and to invest in such mortgages and in obligations of national mortgage associations, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 12 was read for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

Upon motion of Senator Stewart, the Senate adjourned to meet on Monday, January 28, 1935, as provided under the rules.



FIFTEENTH LEGISLATIVE DAY

MONDAY, JANUARY 28, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadbudd,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

EXCUSED:

Hutchinson. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 38 and 61 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 38 and 61 and ordered each 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. 77—By COMMITTEE ON APPROPRIATIONS

—A Bill to be entitled an Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State Departments and State Institutions herein named and for the purposes specified, and transferring funds from one item to another, and declaring an emergency.

**SENATE BILL NO. 78**—By NICHOLS of the Senate, and LONG, KIKER, CHASE and WOOTEN of the House—An Act creating the office of delinquent personal tax collector, in Oklahoma, prescribing his term, duties and compensation, amending Sections 9725, 9727 and 9728, Compiled Oklahoma Statutes, 1921, 12727, 12730, 12731, Compiled Oklahoma Statutes, 1931, providing for the collection of delinquent taxes on personal property, Oklahoma, repealing Section 9726, Compiled Oklahoma Statutes, 1921, and Section 12729, Compiled Oklahoma Statutes, 1931, and all other Acts in conflict herewith, and declaring an emergency.

**SENATE BILL NO. 79**—By CHAMBERLIN, GARVIN and NANCE of the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House—An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma Orphan or destitute minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, and declaring an emergency.

**SENATE BILL NO. 80**—By CHAMBERLIN—An Act relating to civil procedure; providing that a party to a suit may call the opposite party as a witness, or the manager, superintendent, agent or other party in control, if such opposite party be a corporation; prescribing and defining the conditions and effect thereof; repealing all Acts and parts of Acts that conflict herewith, and declaring an emergency.

**SENATE BILL NO. 81**—By CHAMBERLIN—An Act amending Section 1419, Oklahoma Statutes, 1931, regarding the appointment of guardians for minors; providing the notice to be given, and declaring an emergency.

**SENATE BILL NO. 82**—By CHAMBERLIN—An Act amending Section 3196, Oklahoma Statutes, 1931, relating to appeal bonds in criminal cases, and declaring an emergency.

**SENATE BILL NO. 83**—By RORSCHACH—An Act governing aeronautics over land and water, and to punish unlawful acts of aeronautics or passengers, and declaring an emergency.

**SENATE BILL NO. 84**—By PAUL—An Act abrogating the common law doctrine of fellow servant, repealing Section 13621, Revised Statutes of 1931, and declaring an emergency.

**SENATE JOINT RESOLUTION NO. 8**—By LOGAN—A Joint Resolution directing the Secretary of State to refer to the people for



their approval or rejection, a proposed amendment to Article 13, of the Constitution of the State of Oklahoma, relating to the University Board of Regents.

SENATE JOINT RESOLUTION NO. 9—By LOGAN—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 5 of Article 13, of the Constitution of the State of Oklahoma, relating to the State Board of Education.

SENATE JOINT RESOLUTION NO. 10—By LOGAN—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 7 of Article 7, of the Constitution of the State of Oklahoma, relating to the office of Clerk of the Supreme Court.

SENATE JOINT RESOLUTION NO. 11—By LOGAN—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 31, of Article 6, of the Constitution of the State of Oklahoma, relating to the State Board of Agriculture.

SENATE JOINT RESOLUTION NO. 12—By NICHOLS—A Joint Resolution authorizing H. A. Sarber and Esther Sarber, his wife, to bring suit against the State of Oklahoma for damages sustained by them by reason of an automobile collision on the 2nd day of August, 1933, between a Ford coupe in which they were riding and which was owned by the said H. A. Sarber, and a Chevrolet truck owned by the State Highway Department, and at the time driven by one W. S. Clark working out of the Seminole division of the State Highway Department, and declaring an emergency.

#### RESOLUTION

SENATE CONCURRENT RESOLUTION NO. 3—By NANCE—A Concurrent Resolution requesting the Supreme Court of the State of Oklahoma to render an advisory opinion on certain constitutional questions concerning the interpretation of Section 58 of Article 5 of the Constitution of the State of Oklahoma.

Senator Nance asked unanimous consent of the Senate, which was granted, to take up for immediate consideration SENATE CONCURRENT RESOLUTION NO. 3, by Nance, which was read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 3—By NANCE.

A CONCURRENT RESOLUTION REQUESTING THE SUPREME COURT OF THE STATE OF OKLAHOMA TO RENDER AN ADVISORY OPINION ON CERTAIN CONSTITUTIONAL QUESTIONS CONCERNING THE INTERPRETATION OF SECTION 58 OF ARTICLE 5 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

WHEREAS, The Governor of the State of Oklahoma in his first message to the Legislature has recommended certain legislation for the

immediate relief of the unemployed and for the relief of those who do not own their homes and for the cooperation of the State Government with the Federal Government and the utilization of the benefits of the immense sums of money appropriated by the Federal Government for the benefit of the unemployed and homeless citizens of our State, and

WHEREAS, Certain bills have been introduced in the Legislature more particularly Senate Bill No. 47, Senate Bill No. 26, and Senate Bill No. 58, the provisions of which authorize the creation of certain boards and State owned corporations and giving said boards and State owned corporations authority to buy and sell real estate and to sell homestead projects to home owners on a long time amortization plan retaining a lien thereon as security therefor and declaring an emergency, and

WHEREAS, Certain constitutional questions have been raised namely whether or not certain legislation with an emergency clause is in violation of Article 5, Section 58 of the Constitution of the State of Oklahoma, and

WHEREAS, A great emergency exists in the State of Oklahoma and it is of the utmost importance that the Legislature be able to determine said Constitutional questions before same has been acted upon by it in order that it may determine what course to pursue in its relief legislation, so that it may accept the full benefits of Federal appropriations.

THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Honorable Supreme Court of the State of Oklahoma be respectfully requested, if in its discretion said Court deem it appropriate and wise to comply with this request, to render an advisory opinion on such constitutional questions more particularly as follows:

1. Does the creation, by an emergency measure, of a State owned corporation with powers to buy, sell and incumber property and with the power of eminent domain violate that portion of said constitutional provision contained in Article 5, Section 58 of the Constitution prohibiting the granting of franchises and licenses to a corporation or individual for a longer term than one year?
2. Does an emergency measure giving to a board the authority to purchase land for the State or sell land belonging to the State and under the control of such board and giving such board the power of eminent domain or giving such powers to a State owned corporation violate Article 5, Section 58 of the Constitution of the State of Oklahoma?
3. Does an emergency measure giving to such board or State owned corporation the power to rent land owned by it or by the State, to a citizen of the State or to sell such land to a citizen of the State on long time payments, reserving a lien thereon, violate Article 5, Section 58 of the Constitution of Oklahoma?



Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Concurrent Resolution No. 3, by adding the following interrogation:

"4. Does the Legislature have authority to empower such corporations to issue bonds and pledge the credit of such corporations for the payment of the same."

CHAMBERLIN.

Upon motion of Senator Nance, Senate Concurrent Resolution No. 3, as amended, 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. 72—By COMMONS—Referred to Committee on Banks and Banking.

SENATE BILL NO. 73—By COMMONS—Referred to Judiciary Committee No. 2.

SENATE BILL NO. 74—By SPENCER—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 75—By SPENCER—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 76—By WILBANKS, GARVIN and PAUL—Referred to Committee on Insurance.

ENGROSSED HOUSE BILL NO. 46—By HUEY, MORSE, MORROW, BAILEY, SCHWOERKE, HOGG, SADLER, FREEMAN, GOODWIN, WINGO, BECK, ABERNATHY and WYLY—Referred to Judiciary Committee No. 2.

ENGROSSED HOUSE BILL NO. 76—By SHOEMAKE—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 2—By COOK, COE and WELCH—Senator Nance asked unanimous consent, to which Senator Garvin objected, that House Bill No. 2 be placed upon the Calendar without reference to a Committee.

Senator Commons moved that rules of the Senate be suspended and House Bill No. 2 be ordered placed upon the Calendar, without reference to a Committee, the Committees on Oil and Gas and Legal Advisory to be instructed to meet at 10:30 a. m., tomorrow, to consider and make recommendations concerning the bill and report by 2:00 o'clock p. m., of said day, which motion prevailed.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

**ENGROSSED HOUSE BILL NO. 33**—By HUEY, MORSE, MARTIN and MUNSON,

An Act amending Section 2250, Oklahoma Statutes, 1931, relating to kidnaping for reward, providing punishment by death; making it a felony to participate, receive or possess ransom moneys or value received from kidnaping, providing severing clause, repealing all laws in conflict, and declaring an emergency.

**ENGROSSED HOUSE BILL NO. 49**—By EASON,

An Act amending Section 6389 of the Compiled Oklahoma Statutes, 1931, relating to the licensing of photographers, photographers' agents and solicitors,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 33 and 49.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has refused to concur in Senate Amendments to:

**ENGROSSED HOUSE BILL NO. 36**—By MUNSON and JOHNSON of Comanche,

An Act authorizing the construction and equipment of dormitories on the campus of the Cameron State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Cameron State Agricultural College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital



and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency,

and respectfully ask your Honorable Body for a conference thereon.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House, for a conference on Engrossed House Bill No. 36, was ordered granted, the President appointing as Senate Conferees, Senators Nance, Chamberlin and Howsley.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 109—By COMMITTEE ON AP-  
PROPRIATIONS,

A Bill to be entitled an Act making supplemental appropriations for the Hospital for Negro Insane at Taft, for the fiscal year ending June 30, 1935, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 109.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 13—By LOGAN, NICHOLS,  
WALDREP and JONES,

An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 13 was ordered referred for enrollment.

Senator Nance presiding.

#### GENERAL ORDER

Senator MacDonald asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 5, by MacDonald, the bill to retain its place on the Calendar.

SENATE BILL NO. 51, by Commons, was considered.

Section 1 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 51, line 6, page 3, by adding after the word, "be," and before the word, "for," the word, "used."

#### COMMONS.

Upon motion of Senator Commons, Senate Bill No. 51 was ordered re-referred to the Committee on Public Health and Welfare, for further consideration.

Senator Broadus asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 39, the bill to retain its place on the Calendar.

HOUSE BILL NO. 73, by Freeman and Goodwin, was taken up for consideration and, upon request of Senator Paul, ordered referred to Judiciary Committee No. 1 for consideration and redrafting.

Upon request of Senator Burns, HOUSE JOINT RESOLUTION NO. 9, by Corson of the House and Thomas and Burns of the Senate, was ordered referred to the Committee on Legal Advisory for further consideration.

Senator Stewart was recognized on a question of personal privilege and made the following remarks:

Gentlemen of the Senate:

Going back to the aged worn pages of the patriarchs of the past who gave birth to our present form of government upon the powers that the Senate of the United States should have, upon "advice and consent of the Senate," it is my humble opinion from the discussion which I shall relate, that it is a mutual duty and authority.



In reading from the words of the great givers of the laws down through the ages, we often read of what the various legislative bodies had in mind in the passing of a statute. In this case, the original arguments have been preserved in the Libraries of Congress, excerpts from which I shall submit to you merely as a research of my perusal since the major portion of our assent and advice in the matter of appointments for the next four years has been given, feeling that my few remarks upon this subject will not be entirely a bore.

I wish to quote from the remarks of our forefathers whom we so proudly revere for their most excellent capacity in their vision of forming the greatest government known to mankind.

Birth was given to the phrase "advice and consent of the Senate" from a triangular contention. One group proposed that all appointments be made by the Senate. Another group sponsored the appointments by the Chief Executive, by and with the advice and consent of the Senate, and the third group proposed to appoint an Executive Council, of which the President would be a member, consisting of a small number in making appointments. The final result was the adoption of the clause, "Advice and consent" which was handed down to us and which was believed by the members to be a mutual duty imposed upon the Chief Executive and upper Legislative branch of government. Alexander Hamilton, the father of the Republican Party, was a proponent of the words written in the Constitution of the United States in this respect.

In the Constitutional Convention of 1787, held for the purpose of revising the federal system of government, Delegate Charles Pinckney, of South Carolina, laid before the Convention a draft of a federal government which he had prepared to be agreed upon between the Free and Independent States of America. Article 8 of this draft after reciting the various duties of the President, etc., provided, "He shall commission all the officers of the United States and, except as to Ambassadors, Ministers and Judges of the Supreme Court, he shall nominate, and with the consent of the Senate, appoint all other officers of the United States.

On Monday, July 18, 1787, Mr. Hamilton, in addressing himself to amendments of Mr. Randolph, of Virginia, offered a paper or sketch as a proposition to the Committee to give a more correct view of his ideas, to suggest amendments that he should probably offer to the plan of Mr. Randolph. From his sketch, I quote, "Section 4. The authority and function of the Executive to be as follows: To have a negative on all laws about to be passed and the execution of laws passed, to have the direction of War when authorized and begun, to have, with the advice and approbation of the Senate, the power of making all treaties, to have the sole appointment of the heads or chief officers of the Departments of Finance, War and Foreign Affairs, to have the nomination of all other officers (ambassadors to foreign nations included) subject to the approbation or rejection of the Senate." Quoting further from Section 5 of said sketch "The Senate to have the sole power of declaring war, the power of advising and approving all treaties, the power of approving or rejecting of all officers except the heads or chief of the Departments of Finance, War and Foreign Affairs."

On July 18, 1787, in Convention, in discussing the national judiciary and the clause regarding the appointment of the Judges by the Second Branch of the National Legislature, Mr. Nathaniel Garham, of Massachusetts, suggested that the Judges be appointed by the Executive, with the advice and consent of the Second Branch as prescribed by the Constitution of Massachusetts, in which State this mode had been long in practice and found to answer perfectly well. In carrying the discussion further, Mr. Rogers Sherman, of Connecticut added, *"That the Judges ought to be diffused, which would more likely to be attended to by the Second Branch than by the Executive."* Further discussing this subject, Mr. George Mason, of Virginia, suggested that the Executive would insensibly form local and personal attachments within localities that would deprive equal merit elsewhere of an equal chance of promotion. Quoting Mr. Garham further as to the responsibilities of the Executive, he said, "At least he will be careful to look through all the States for proper characters." Mr. James Madison, of Virginia, carrying the discussion further on this subject, said, "The Judges might be appointed by the Executive with the concurrence of one-third of the Second Branch. This would unite the advantage of responsibility in the Executive with the security afforded in the Second Branch against any incautious or corrupt nomination by the Executive." Mr. Sherman, of Connecticut, was clearly for confirmation by the Senate, saying, "It would be composed by men nearly equal to the Executive and would, of course, on the whole, have more wisdom. They would bring into their deliberations a more diffusive knowledge of character. It would be less easy for candidates to intrigue with them than with the Executive Magistrate." For these reasons he thought it would be a better security for the proper choice in the Senate than in the Executive. Mr. Pinckney, in supporting this idea, further advanced the placing of the appointments in the Second Branch of the Legislature exclusively, saying, *"The Executive will possess neither the requisite knowledge of character nor confidence of the people for so high a trust."* Mr. Gunning Redford, Jr., of Delaware thought there were solid reasons against leaving the appointments to the Executive, saying, "He must trust more to information than the Senate. It would put it in his power to gain over the larger centers by gratifying them with a preference of their citizens." Saying, "The Executive could not be punished for mistakes in these appointments. In quoting Mr. Garham further, he said, "The Executive would be answerable under no other penalty than that of public censure."

On September 7, 1787, on the subject of the mode of constituting the Executive and the clause pertaining to nominations and appointments, Mr. Gouveneur Morris, of Pennsylvania, said, "That if the President was to nominate, there would be responsibility, and if the Senate was to concur, there would be security."

You can see, gentlemen, that from all these proceedings and arguments, that it was the consensus of opinion that all appointments should be vested solely with the Second Branch of the Legislature, but after due consideration and deliberations, it was agreed that such appointments should be made by the Chief Executive, by and with the consent of the Senate.

The older members of this Body will agree that even though we



have not dictated any appointments, our confirmation has had a powerful, yet silent operation. Using the words of Mr. Hamilton, I say, "it would be an excellent check upon a spirit of favoritism in the Executive, and would tend greatly to prevent the appointment of *unfit characters from State prejudice, from family connection, from personal attachment, or from a view to popularity.*" In addition to this, it would be an efficacious source of stability in the administration. It will readily be comprehended, that a man who had himself the sole disposition of offices, would be governed much more by his private inclinations and interests, than when he was bound to submit the propriety of his choice to the discussion and determination of a different and independent body; and that body an entire branch of the Legislature. The possibility of rejection would be a strong motive to care in proposing. The danger to his own reputation, and, in this case, his political existence, from betraying a spirit of favoritism, or an unbecoming pursuit of popularity, to the observation of a body whose opinion would have great weight in forming that of the public, could not fail to operate as a barrier to the one and to the other.

Then, gentlemen, it is easy to see through all these deliberations by the founders that their main purpose was to have and preserve representative government by guarding against the concentration of appointments and authority to local or more populated centers. I do not wish to now particularly question the ability and integrity of any men that we have confirmed, but I do say that inasmuch as we are held responsible for the success of the administration to a large degree, we should forever retain the right to pass on all appointments in an administrative capacity. There are others what we might call major appointments under the Chief Executive that do not require the confirmation of the Senate, but I think these should be included. It is quite evident that a parallel situation has developed in this session of the Legislature which the founders were so studiously trying to avoid when they adopted the principle that appointments should be made by and with the consent of the Senate.

All this is said, gentlemen, in my humble way, for the purpose of bringing before you the fact that it is our duty to protect the interest of this State from the possibility of unnecessary further burdens. It is, of course, argued that the unfortunate and needy of this State must be cared for. This we shall and must do but I warn you, gentlemen, that this is as far as this Legislature would be justified in going in the creation of new burdens on the people of this State at this time. After we have created these new burdens on the people for the purpose of relief, do you not think it our duty to see that this money which has been taken from the already over-burdened people should be properly used and distributed to those who need it most and as intended by the Legislature. I would have you know, gentlemen, that any new additional burdens in the way of taxes placed upon the people of my section of the State will be as if you were extracting from their veins the life blood itself. The only way that we can guard and protect this money and the people for whom it is intended is to insist and demand that we advise and consent to the appointment of the administrators who are to distribute the same.

It is my desire, gentlemen, as I am sure it is yours, to represent the

best interest of the people of the State of Oklahoma, but if we should depart so far from the course of good government by enslaving our people with unnecessary extra burdens, then what will your answer be when you know the citizenship of this State is asking and demanding relief from the actions of this Legislature. Therefore, I declare to you that I think it is our duty to protect the interest of the citizenship of this State FIRST. and I, like the fathers of old, believe this can best be done by requiring that all major appointments and authority not be concentrated but be widely distributed and this can best be had by and with the consent of the Senate. I know the needs of my people and I believe I know what they want, and, gentlemen, it is this knowledge that prompts me to take the stand I am taking here today. I want it to be said of men when I return to my distressed constituents that I, for one, stood up for their interest in this Body.

I assure you, gentlemen, that this is the earnest desire of my heart.

I thank you.

The following Messages from the Governor were received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. S. KEY, of Wewoka, Oklahoma,

as Warden of the State Penitentiary at McAlester, Oklahoma, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 28th day of January, 1935.

BY THE GOVERNOR OF THE STATE

OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

WILLIAM C. THEIMER, of Erick, Oklahoma,

as State Fire Marshal, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 28th day of January, 1935.

BY THE GOVERNOR OF THE STATE

OKLAHOMA: E. W. MARLAND.



To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

GEORGE D. HAND, of Clinton, Oklahoma,

as Member of the Board of Education, for a term expiring June 30, 1937, to fill the recess appointment of Niel B. Gardner.

Done, at Oklahoma City, Oklahoma, this the 28th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of.

MRS. KATE GALT ZANEIS, of Ardmore, Oklahoma,

as Member of the Board of Education, for a term expiring June 30, 1935, to fill the recess appointment of E. H. Bingham.

Done, at Oklahoma City, Oklahoma, this the 28th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

MRS. DILLARD H. CLARK, JR., of Ponca City, Oklahoma,

as Member of the Board of Education, for a term expiring June 30, 1937, to fill the recess appointment of Jack B. Boyer.

Done, at Oklahoma City, Oklahoma, this the 28th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. C. KITE, of Oklahoma City, Oklahoma,

as Member of the Board of Education, for a term expiring June 30, 1939, to fill the recess appointment of J. F. Hatcher.

Done, at Oklahoma City, Oklahoma, this the 28th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \*

The Senate reassembled, in open session, with Senator Nance presiding, who made the following announcement:

The Senate, in executive session, and upon the motion of Senator Nichols, seconded by Senator Hill, et al., advised and consented to the confirmation of the executive nomination of W. S. Key, of Wewoka, Oklahoma, as Warden of the State Penitentiary at McAlester, Oklahoma, for a term of four (4) years.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 3 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 3 and ordered it transmitted to the Honorable House, for consideration.

By unanimous consent, the Senate recessed to meet at 4:00 p. m.

At 4:00 o'clock, p. m., the Senate reassembled, with Senator Nance presiding.

Upon motion of Senator Commons, the Senate adjourned, to meet as provided under the rules.



# SIXTEENTH LEGISLATIVE DAY

TUESDAY, JANUARY 29, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broaddus,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

## EXCUSED:

Hutchinson, Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain. .

The Journal for the previous legislative day was declared approved.

## 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 Engrossed House Bill No. 1, by Sullivan, Campbell, Frazier, Twidwell, Spear, Cook, Allen, Pugh, King, Boggs, Howell, Hunt of Pittsburg, Traw, Standridge, O'Brien and Brewer, entitled:

An Act appropriating the sum of twenty thousand dollars for the purpose of repairing the library building of the Southeastern State Teachers College, to be used and expended by the Board of Control of 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Engrossed House Bill No. 2, by Cook, Coe and Welch, entitled:

An Act authorizing the Governor or his representative to meet with representatives of Governors of other oil producing states and of the United States, for the purpose of agreeing upon an interstate compact for the purpose of (1) making findings and determinations as to the demands for production, withdrawal from storage and importation of petroleum and the portion thereof allowable to each of such states, (2) voluntary regulations of production in each of such states by its own laws, and (3) formulations and recommendation of uniform conservation and tax laws to each state, and providing further that such compact shall bind the State of Oklahoma only upon certain specified conditions, 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.

GARVIN, Chairman.

Mr. President: We, your Committee on Legal Advisory, to whom was referred House Bill No. 2, by Cook and others, entitled:

An Act providing for an oil compact,

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 Appropriations, to whom was referred Senate Bill No. 12, by Logan, entitled:

An Act creating a legislative reference service for the State of Oklahoma; providing for its operation and maintenance and for the appointment of a director and other employees thereof; prescribing their powers and duties; making an appropriation to defray expenses incurred under the provisions 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 be referred to the Committee on State and County Affairs, with the request that the Bill be re-referred to the Committee on Appropriations.

NICHOLS, Chairman.

Senate Bill No. 12 was ordered referred to the Committee on State and County Affairs.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 42, by Committee on Appropriations, entitled:

A Bill to be entitled an Act making an emergency appropriation



to be used by the State Crippled Children's Hospital for the fiscal year ending June 30, 1935, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 49, by Committee on Appropriations, entitled:

A Bill to be entitled an Act making an emergency appropriation to be used by the State University Hospital for the fiscal year ending June 30, 1935, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 59, by Nichols, entitled:

A Bill to be entitled an Act amending Chapter 20, Article 9, of the Session Laws 1931, making an appropriation 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 65, by Hill and Briggs, entitled:

A Bill to be entitled an Act making an appropriation from the general revenue fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each, for the destitute, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

#### FIRST READING

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

SENATE BILL NO. 85—By CURNUTT—An Act providing for the payment of a filing fee in cash by all candidates for any party nomination for the United States Senate, United States Congress, all State, District and County offices, prior to the filing for any of said offices; prohibiting the acceptance by any Election Board of the

application of a candidate for any office set forth herein prior to the payment of the fee provided herein; providing that the fee provided herein shall not be considered a part of the amount which candidates are authorized to expend to procure any party nomination as provided by the laws of this state; repealing all Acts or parts of Acts in conflict herein, and declaring an emergency.

SENATE BILL NO. 86—By RINEHART and CURNUTT—An Act authorizing administrators, executors and guardians to lease lands and mineral interests in lands for oil and gas mining purposes prescribing the procedure therefor and declaring an emergency.

SENATE BILL NO. 87—By RITZHAUPT, WHITAKER, WALDREP, COMMONS, TAYLOR, CARLILE, CHAMBERLIN, FISCHL, IVESTER, JONES, NANCE, PAUL, RINEHART, STEWART, RAY, WRIGHT, NICHOLS, of the Senate, and ALLEN, HUEY, MUNGER of the House—An Act creating a department of State Police; providing for the appointment of a Director thereof; and prescribing his qualifications and compensation; prescribing the duties and powers and authority of said department and the Director thereof; providing for the payment of members and employees thereof to carry out the provisions of this Act; prescribing their salaries and qualifications and the manner of appointment thereof; providing for the purchase, leasing or acquiring of property, materials, supplies and equipment for said department; creating a state police fund; creating a petty cash account and prescribing the manner of use thereof; appropriating for the expense thereof; providing for the assumption by the department of all duties, powers, funds, equipment and records of the State Bureau of Criminal Identification and the State Fire Marshal; abolishing said department and the office of Fire Marshal; directing the Attorney General to represent the department or any member thereof for the State in any case whether either is interested as a party; repealing all conflicting laws and declaring an emergency.

SENATE BILL NO. 88—By NICHOLS, JONES and WALDREP—An Act to protect trade mark owners, distributors and the public against injurious and uneconomic practices in the distribution of articles of standard quality under a distinguished trade mark, brand or name.

SENATE BILL NO. 89—By BRIGGS—An Act making appropriation for expense of the State Commissioner of Charities and Corrections; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 13—By MacDONALD—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection at the next General Election held in the State of Oklahoma a proposed amendment to Section 10, of Article 6 of the Constitution of the State of Oklahoma.

## SECOND READING

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



SENATE BILL NO. 77—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE BILL NO. 78—By NICHOLS of the Senate, and LONG, KIKER, CHASE and WOOTEN of the House—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 79—By CHAMBERLIN, GARVIN and NANCE of the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House—Referred to Committee on Appropriations.

SENATE BILL NO. 80—By CHAMBERLIN—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 81—By CHAMBERLIN—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 82—By CHAMBERLIN—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 83—By RORSCHACH—Referred to Judiciary Committee No. 2.

SENATE BILL NO. 84—By PAUL—Referred to Judiciary Committee No. 2.

SENATE JOINT RESOLUTION NO. 8—By LOGAN—Referred to Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 9—By LOGAN—Referred to Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 10—By LOGAN—Referred to Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 11—By LOGAN—Referred to Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 12—By NICHOLS—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 33—By HUEY, MORSE, MARTIN and MUNSON—Referred to Committee on Criminal Jurisprudence.

ENGROSSED HOUSE BILL NO. 49—By EASON—Referred to Committee on Commerce and Labor.

ENGROSSED HOUSE BILL NO. 109—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

#### MESSAGES

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

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the Speaker has appointed Representatives Munson, Abernathy of Pottawatomie, and Ellis, as House Conferees on:

ENGROSSED HOUSE BILL NO. 36—By MUNSON and JOHNSON of Comanche,

An Act authorizing the construction and equipment of dormitories on the campus of the Cameron State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Cameron State Agricultural College dormitory bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; and declaring an emergency.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

#### COMMITTEE REPORT

Senator Wright submitted the following Committee Report, which upon his motion, was adopted:

Mr. President: We, your Committee on Employment, hereby recommend the following corrections:

That Charley Head and Carmen Freeman be transferred from the Stenographic Department to the Enrolling and Engrossing Department to replace Floy Landrum and Eva Moore, and that Floy Landrum and Eva Moore be transferred from the Enrolling and Engrossing Department to the Stenographic Department, and that S. L. Hagan replace Reverend Newton as Chaplain for ten days.

WRIGHT, Chairman.

#### GENERAL ORDER

By unanimous consent, consideration of SENATE BILL NO. 5, by MacDonald, and SENATE BILL NO. 39, by Broadus, et al., was deferred.

HOUSE BILL NO. 2, by Cook, Coe and Welch, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Logan:

Mr. President: I move to amend House Bill No. 2, line 2, page



2, by inserting after the word, "appoint," and before the word, "is," the following, "who shall be residing in this State at the time of the passage of this Act."

CURNUTT.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 2, line 2, page 2, by inserting the words, "a citizen and resident of this state and not the same as the representative of any other State."

JOHNSTON.

Upon motion of Senator Garvin, Section 1 was adopted.

Section 2 was read.

Senator Timmons presiding.

Upon motion of Senator Garvin, Section 2 was adopted, as read.

Upon motion of Senator Garvin, House Bill No. 2 was advanced to engrossment and third reading.

Upon motion of Senator Garvin, the rules of the Senate were suspended and House Bill No. 2 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 2 was read for the third time at length.

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

AYE:				
Albright,	Duffy,	Jones,	Pugh,	Timmons,
Briggs,	Fischl,	King,	Ray,	Whitaker,
Broadus,	Garvin,	Logan,	Rinehart,	Willis,
Burns,	George,	Lowrance,	Ritznaupt,	Wright.
Bushyhead,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	Total, 36.

NOT VOTING:			
Carlile,	Fidler,	Thomas,	Wilbanks.
Commons,	Sowards,	Waldrep,	Total, 7.

EXCUSED:  
Hutchinson. 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:

**AYE:**

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Briggs,	Fischl,	King,	Ray,	Whitaker,
Broadbudd,	Garvin,	Logan,	Rinehart,	Willis,
Burns,	George,	Lowrance,	Ritzhaupt,	Wright.
Bushyhead,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	Total, 36.

**NOT VOTING:**

Carlile,	Fidler,	Thomas,	Wilbanks.
Commons,	Sowards,	Waldrep,	Total, 7.

**EXCUSED:**

Hutchinson. 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. 2, and ordered the same returned to the Honorable House.

President Berry presiding.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 13 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 13 was read at length 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.

**MESSAGES**

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

To the President of the Senate,  
Building.

SIR:

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



ENGROSSED HOUSE BILL NO. 43—By MONTGOMERY,

An Act relating to evidence offered by defendant in criminal cases to establish an alibi; providing for notice thereof to the County Attorney, or in the event of failure to give such notice, the court may continue said case for investigation upon motion of County Attorney,

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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 43.

The following Messages from the Governor were received:

To the Honorable,  
The State Senate,  
Fifteenth Legislature:

I hereby nominate and request you to confirm the appointment of:

E. L. MARTIN, of Sayre, Oklahoma,  
as Chairman of the State Election Board, for a term of four (4) years.

Done at Oklahoma City, Oklahoma, this the 29th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
Fifteenth Legislature:

As an error in dates was inadvertently made in the nominations of MRS. KATE GALT ZANEIS and MR. GEORGE D. HAND sent to you yesterday, January 28, 1935, I should like to withdraw those nominations and substitute the attached requests.

Done, at Oklahoma City, Oklahoma, this 29th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
Fifteenth Legislature:

I hereby nominate and request you to confirm the appointment of:

MRS. KATE GALT ZANEIS, of Ardmore, Oklahoma,  
as Member of the Board of Education, for a term expiring June 30,  
1937, to fill the recess appointment of Niel B. Gardner.

Done, at Oklahoma City, Oklahoma, this the 29th day of January,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To The Honorable  
The State Senate,  
Fifteenth Legislature:

I hereby nominate and request you to confirm the appointment of:

GEORGE D. HAND, of Clinton, Oklahoma,  
as Member of the Board of Education, for a term expiring June 30,  
1935, to fill the recess appointment of E. H. Bingham.

Done, at Oklahoma City, Oklahoma, this the 29th day of January,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

Upon motion of Senator Nance, the Senate closed its doors and  
went into executive session for the purpose of considering matters on  
the President's desk, of a confidential nature.

\* \* \* \*

The Senate reconvened in open session, with the President Pro  
Tempore presiding.

Upon motion of Senator MacDonald, the Senate adjourned, to  
meet as provided under the rules.



# SEVENTEENTH LEGISLATIVE DAY

WEDNESDAY, JANUARY 30, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadus,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright,
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

## EXCUSED:

Hutchinson. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

A communication, from the Oklahoma City Committee President Roosevelt's Birthday, was read, urging members of the Legislature to participate in the President's Birthday Frolic tonight, advising that 70% of the receipts will be expended for Crippled Children in Oklahoma and 30% to go to President Roosevelt's Committee in Washington, in stamping out the ravages of infantile paralysis.

## 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 Criminal Jurisprudence, to whom was referred Engrossed House Bill No. 33 by Huey, Morse, Martin and Munson, entitled:

An Act amending Section 2250, Oklahoma Statutes 1931, relating to kidnaping for reward, providing punishment by death; making it

a felony to participate, receive or possess ransom moneys or value received from kidnaping, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred House Bill No. 46 by Huey, Morse, Morrow, Bailey, Schwoerke, Hoggs, Sadler, Freeman, Goodwin, Wingo, Beck, Abernathy and Wyly, entitled:

An Act providing for the reporting of treatment of wounds caused by firearms, by hospitals, sanitariums, physicians and other persons in charge of such institutions, and providing the penalty 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 14 by Ritzhaupt, Carmack, Nichols, Hutchinson and Taylor, entitled:

An Act to be known and cited as the "Oklahoma Habitual Criminal Sterilization Act"; Providing for and authorizing operations of vasectomy and salpingectomy to be performed upon habitual criminals; defining habitual criminals; conferring jurisdiction upon the District Courts of this State, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Chairman.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 55 by Ritzhaupt, Taylor, Rorschach, Ivester, Whitaker and Bushyhead, entitled:

An Act amending Section 3211 of the Oklahoma Statutes, 1931, relating to the criminal insane, to provide that persons proceeded against in criminal actions and acquitted on the ground of insanity shall be committed to a state hospital for insane, there to be held and kept as a patient, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 67 by Willis, entitled:



An Act relating to the office of county attorney, and amending Section 7620 of the Oklahoma Statutes of 1931, as to all counties of the State having a population of not to exceed 25,000, 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.

DUFFY, Chairman.

Senator Willis moved that Senate Bill No. 67 be ordered printed and placed upon the Calendar, notwithstanding the adverse report of the Committee, which motion prevailed.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 82 by Chamberlin, entitled:

An Act amending Section 3196, Oklahoma Statutes, 1931, relating to appeal bonds in criminal cases, 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.

SPENCER, Chairman.

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

The Senate reassembled at 2:15 p. m., with the President Pro Tempore presiding.

President Berry presiding.

#### COMMITTEE REPORT

Senator Thomas submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, your Committee on Public Printing, beg leave to report that we have had under consideration the Senate printing for the Fifteenth Legislative Session and that we have awarded the printing of the daily bills, resolutions, calendars, journals, tabular and leader work, additional; six point composition, additional; extra copies and the permanent journal to the Leader Press, Inc., of Oklahoma City, Oklahoma, the bid of said company being the lowest and best bid.

The prices to be paid said Leader Press, Inc., are as follows:

200 copies daily journal, each day, per printed page.....	\$1.00
200 copies bills and resolutions, each day, per printed page.....	.45
200 copies calendars, each day, per printed page.....	.45
Tabular and leader work, additional, per printed page.....	.35

Pages containing 6-point composition, additional, per printed page .....	40
Extra copies of any of the above, per printed page.....	.05
Permanent Journal, 100 copies to be bound in half leather and 150 copies in paper, per printed page.....	.60

All type and stock to be as per specifications and to be approved by the Committee.

THOMAS, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 45—By COMMITTEE ON REVENUE and TAXATION,

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expenses for collection, enforcement and purchase of stamps and refunds, shall be placed to the credit of the General Revenue Fund for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refunds and making appropriations therefor; prescribing penalties; repealing all laws in conflict herewith, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 45.

To the President of the Senate,  
Building.

SIR:

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



ENROLLED HOUSE BILL NO. 2—By COOK, COE and WELCH,

An Act authorizing the Governor or his representative to meet with the representatives of governors of other oil producing states and of the United States, for the purpose of agreeing upon an inter-state compact for the purpose of (1) making findings and determinations as to the demands for production, withdrawal from storage and importation of petroleum and the portion thereof allowable to each of such states, (2) voluntary regulations of production in each of such states by its own laws, and (3) formulations and recommendation of uniform conservation and tax compact shall bind the State of Oklahoma only upon certain specified conditions, 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,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 2 was read at length 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. 13—By LOGAN, NICHOLS, WALDREP and JONES,

An Act amending House Bill No. 319, regular session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 13 was ordered transmitted to the Governor, for consideration.

Upon motion of Senator Garvin, 500 copies of Senate Bill No. 70, by Nichols and Garvin of the Senate and Ellis of the House, was ordered printed, for the purpose of distributing the same to interested persons throughout the State.

FIRST READING

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

SENATE BILL NO. 90—By HOWSLEY of the Senate and HOWELL of the House—An Act authorizing the County Treasurer of each of the respective counties of this State with the approval of the Board of County Commissioners thereof to appoint additional emergency clerks; providing compensation; repealing Sections 7878 and 7880, Oklahoma Statutes, 1931, and declaring an emergency.

SENATE BILL NO. 91—By RITZHAUPT—An Act amending Section 4336, Oklahoma Statutes, 1931, as amended by Section 2, Chapter 60, Oklahoma Session Laws, 1933; amending Section 4338, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 185, Oklahoma Session Laws, 1933; relating to personal examination of applicants for registration as barbers or apprentice barbers, and declaring an emergency.

SENATE BILL NO. 92—By STEWART—An Act making appropriation from the General Revenue Fund to supplement the common school equalization fund for the fiscal years ending June 30, 1935, and June 30, 1936, and providing for the distribution thereof, and declaring an emergency.

SENATE BILL NO. 93—By WALDREP—An Act requiring any Business College, Correspondence School or commercial department of any other school domiciled outside the State of Oklahoma, and their agents or representatives, to post bond with the Secretary of State; prescribing contents and conditions thereof; authorizing any person defrauded by such Colleges, Schools or commercial departments to maintain suit on said bond for breach thereof; requiring representatives and agents of such Colleges, Schools and commercial departments to obtain license from the State Superintendent of Public Instruction before soliciting or canvassing prospective students therefor; setting forth the requirements for the issuance of such license; prescribing the penalties for violation of this Act, and declaring an emergency.

SENATE BILL NO. 94—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act making supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, for the Training School for Negro Boys, located at Boley, Oklahoma, and declaring an emergency.

SENATE BILL NO. 95—By RORSCHACH—An Act amending Section 12557, Oklahoma Statutes, 1931, and Section 5, Chapter 111, Act of the Fourteenth Legislature, relating to, and providing for, the enforcement of the gasoline excise tax laws and the collection of tax thereunder by the Oklahoma Tax Commission; authorizing issuance, extension, reinstatement, suspension and cancellation of licenses by the Commission, prescribing penalties for the violation of gasoline excise tax laws and authorizing additional rules and regulations pertaining thereto, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 14—By STEWART and BRIGGS—A Resolution authorizing the submission of a proposed amendment to the Constitution of Oklahoma to the people for their approval or rejection for the purposes of amending Section 14, Article 10, authorizing the Legislature to provide for old age pensions.



SENATE JOINT RESOLUTION NO. 15—By STEWART and BRIGGS—A Resolution authorizing the submission of a proposed amendment to the Constitution of Oklahoma to the people for their approval or rejection, for the purpose of amending Section 50, of Article 5, exempting homesteads from ad valorem taxes.

### SECOND READING

The following Bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 85—By CURNUTT—Referred to the Committee on Privileges and Elections.

SENATE BILL NO. 86—By RINEHART and CURNUTT—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 87—By RITZHAUPT, WHITAKER, WALDREP, COMMONS, TAYLOR, CARLILE, CHAMBERLIN, FISCHL, IVESTER, JONES, NANCE, PAUL, RINEHART, STEWART, RAY, WRIGHT and NICHOLS of the Senate, and ALLEN, HUEY and MUNGER of the House—Referred to the Committee on State and County Affairs.

SENATE BILL NO. 88—By NICHOLS, JONES and WALDREP—Referred to Judiciary Committee No. 1.

SENATE BILL NO. 89—By BRIGGS—Referred to the Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 13—By MacDONALD—Referred to the Committee on Constitution and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 43—By MONTGOMERY—Referred to the Committee on Criminal Jurisprudence.

### MESSAGES

The following Messages from the Governor were received and read:  
To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:  
J. M. (BUD) GENTRY, of Enid, Oklahoma,  
as Member and Secretary of the Highway Commission, for a term of two (2) years, to become effective upon the expiration of the present Secretary's term, February 21, 1935.

Done, at Oklahoma City, Oklahoma, this 30th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. E. GRISSO, of Seminole, Oklahoma,

as a Member of the Highway Commission, for a term of six (6) years,  
to become effective upon the expiration of the term of L. B. Selman,  
February 21, 1935.

Done, at Oklahoma City, Oklahoma, this 30th day of January, 1935.

BY THE GOVERNOR OF THE STATE

OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

E. E. GLASCO, of Purcell, Oklahoma,

as a Member of the State Banking Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this 30th day of January, 1935.

BY THE GOVERNOR OF THE STATE

OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

J. B. MILAM, of Chelsea, Oklahoma,

as a Member of the State Banking Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this 30th day of January, 1935.

BY THE GOVERNOR OF THE STATE

OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. G. CAPPS, of Mountain Park, Oklahoma,



as a Member of the State Banking Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 30th day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Ivester, advised and consented to the confirmation of the executive nomination of E. L. MARTIN, of Sayre, as Chairman of the State Election Board.

The Senate, in executive session, and upon the motion of Senator Commons, seconded by Senators Albright, Howsley and Wright, advised and consented to the confirmation of J. M. (Bud) GENTRY, of Enid, as Member and Secretary of the Highway Commission, for a term of two (2) years, to become effective upon the expiration of the present Secretary's term, February 21, 1935.

The Senate, in executive session, and upon the motion of Senator Nichols, seconded by Senator Ivester, advised and consented to the confirmation of W. E. GRISSO, of Seminole, as a Member of the Highway Commission, for a term of six (6) years, to become effective upon the expiration of the term of L. B. Selman, February 21, 1935.

The Senate, in executive session, and upon the motion of Senator Thomas, advised and consented to the confirmation of GEORGE D. HAND, of Clinton, as Member of the Board of Education, for a term expiring June 30, 1935, to fill the recess appointment of Niel B. Gardner.

The Senate, in executive session, and upon the motion of Senator Fischl, advised and consented to the confirmation of MRS. KATE GALT ZANEIS, of Ardmore, as Member of the Board of Education, for a term expiring June 30, 1935, to fill the recess appointment of E. H. Bingham.

The Senate, in executive session, and upon the motion of Senator Fidler, advised and consented to the confirmation of W. C. KITE, of Oklahoma City, as Member of the Board of Education, for a term expiring June 30, 1939, to fill the recess appointment of J. F. Hatcher.

The Senate, in executive session, and upon the motion of Senator Duffy, advised and consented to the confirmation of MRS. DILLARD H. CLARK, Jr., of Ponca City, as Member of the Board of Education, for a term expiring June 30, 1937, to fill the recess appointment of Jack B. Boyer.

## 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 State and County Affairs to whom was referred Senate Bill No. 16 by Logan and Albright, entitled:

An Act to amend Section 3569, Oklahoma Statutes, 1933, relating to the State Board of Public Affairs,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Committee Substitute do pass.

RAY, Chairman.

Upon motion of Senator Ray, the above Committee Report was adopted.

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 46 by George of the Senate and Huey of the House, entitled:

An Act amending Section 5440 of the Oklahoma Statutes for 1931 relating to the revolving fund of the University of Oklahoma, creating a contingent fund for the said University of Oklahoma, providing for 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.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 53 by Ritzhaupt, entitled:

An Act precluding more than two members of a family from being employed by any State officer, department, commission, bureau, or institution of the State of Oklahoma; providing a penalty for the 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 the Committee Substitute for Senate Bill No. 53 do pass.

RAY, Chairman.

## MESSAGE

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate.  
Gentlemen:



I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 13, entitled:

ENROLLED SENATE BILL NO. 13.—By LOGAN, NICHOLS, WALDREP and JONES, entitled:

An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,

Governor of the State of Oklahoma.

#### GENERAL ORDER

Senator Broadus asked unanimous consent, which was granted, to have SENATE BILL NO. 39, by Broadus, Chamberlin, Paul, Whitaker, Rorschach, Bushyhead, King, and Briggs, re-referred to the Committee on State and County Affairs.

An announcement of a meeting of the Ohoyohoma Club in Room 424½, State Capitol, at 2:00 o'clock, p. m., Thursday, January 31, 1935, was read at the request of Mrs. Paul Stewart, President.

Upon motion of Senator Nance, the Senate adjourned to meet under the rules.

## EIGHTEENTH LEGISLATIVE DAY

THURSDAY, JANUARY 31, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Ray,	Timmons,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broadbuss,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Lowrance,	Rorschach,	Willis,
Bushyhead,	Garvin,	MacDonald,	Sowards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 41.

## EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 11:00 a. m., tomorrow, which motion prevailed.

Senator Nance moved that it be the sense of the Senate that no sessions of the Senate be held at night nor on Saturdays, but that diligent and earnest work be done during the other five days of each week, which motion prevailed.

## 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 Legal Advisory to whom was referred Senate Joint Resolution No. 12 by Nichols authorizing suit against the State of Oklahoma by H. A. Sarber and his wife, Esther Sarber,

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. 19 by Pugh, entitled:

An Act authorizing the Consolidation of the Offices of County Clerk and County Assessor under the office of County Clerk and Counties having population not to exceed Sixty Thousand (60,000). Providing the procedure to consolidate such office, and providing, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be placed on the calendar without recommendation.

RAY, Chairman.

Upon motion of Senator Pugh, the above Committee report was adopted.

#### FIRST READING

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

SENATE BILL NO. 96—By TIMMONS.—An Act relating to the conversion of Building and Loan Associations, chartered under the laws of the State of Oklahoma, into Federal Savings and Loan Associations, vitalizing and validating the conversion of Associations in conformity with the United States Statutes, and giving the consent of the State of Oklahoma to such conversion, and declaring an emergency.

SENATE BILL NO. 97—By DUFFY.—An Act repealing Chapter 137, Oklahoma Session Laws, 1933, relating to the County Emergency Investment Fund; providing for the disposition of any funds therein on hand on the effective dates hereof; providing for the disposition of any moneys received by virtue of the liquidation of investments already made therefrom under the authority of said chapter, and declaring an emergency.

SENATE BILL NO. 98—By DUFFY.—An Act amending Section 1049, Oklahoma Statutes, 1931, providing for the payment of witness fees and mileage for State witnesses in certain civil cases, and declaring an emergency.

SENATE BILL NO. 99—By GEORGE.—An Act providing for transportation of pupils in school districts, and of transferred pupils from one school district to another, fixing limitations upon the furnishing of such transportation, regulating the cost of same, repealing Chapter 205, Session Laws, 1933, and all laws and parts of laws that conflict herewith, and declaring an emergency.

SENATE BILL NO. 100—By BRIGGS and JONES.—An Act amending Chapter 28, Session Laws of Oklahoma, 1933, being Senate Bill No. 151, of the Regular Session of the Oklahoma Legislature of 1933, relating to the creation, operation and control of a fund known and designated as "THE STATE INSURANCE FUND" providing herein for the creation of a Board of Control to be composed by the Governor, the State Treasurer and the Commissioner of Labor, said Board to

have and exercise all the powers and duties heretofore exercised and performed by the State Industrial Commission relative thereto, and declaring an emergency.

SENATE BILL NO. 101—By BRIGGS.—A Bill to be entitled: An Act amending Sections 11591 and 11592, Oklahoma Statutes, 1931, relating to the appointment, powers, duties and compensation of State Oil Inspector; making the Oklahoma Tax Commission Ex-officio Oil Inspector; conferring upon it the power to appoint Deputy Oil Inspectors, prescribing their duties and compensation; authorizing rules and regulations for the enforcement of the Act; directing that all fees collected by said Oil Inspector be placed in the State Treasury to the credit of the General Revenue Fund of the State; repealing Sections 11595 and 11604, Chapter 57, Article 6, Oklahoma Statutes, 1931, and all laws or parts of laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 102—By NANCE.—An Act amending Sections 4262, 4295 and 4930, Oklahoma Statutes, 1931, providing that free copies of Statutes, Session Laws, Oklahoma Reports, Oklahoma Criminal Reports and other State official publications be furnished to the Library of Congress at Washington, D. C., and declaring an emergency.

SENATE BILL NO. 103—By WILLIS.—An Act amending Sections 10988, 10989, 10990, 10991, 10993, 10996, 10997 and 10998, Oklahoma Statutes, 1931, relating to threshermen's liens; extending same to cover combiners, and declaring an emergency.

SENATE CONCURRENT RESOLUTION NO. 4—By PAUL and CHAMBERLIN.—A Concurrent Resolution adopting an official song of the State of Oklahoma.

SENATE CONCURRENT RESOLUTION NO. 5—By BUSHYHEAD, of the Senate, and JOHNSTON, of the House.—A Concurrent Resolution memorializing Congress to establish a Ground School of Aviation in Connection with the Oklahoma Military Academy at Claremore.

Senator Bushyhead asked unanimous consent, which was granted, to take up for immediate consideration, SENATE CONCURRENT RESOLUTION NO. 5, which was read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 5—By BUSHYHEAD, of the Senate, and JOHNSTON of the House.

A CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO ESTABLISH A GROUND SCHOOL OF AVIATION IN CONNECTION WITH THE OKLAHOMA MILITARY ACADEMY AT CLAREMORE.

WHEREAS, the Oklahoma Military Academy, a state institution owned and operated by the State of Oklahoma has developed a flying school course, offering instruction in mechanics and primary flight work, to the extent of its own meager resources through the medium of fees received from cadets taking such instruction; and

WHEREAS, the said Oklahoma Military Academy has seen fit to



cause to be erected through funds received from the Civil Works Administration and Federal Emergency Relief Administration, a native stone hangar ninety feet by one-hundred-twelve feet, containing administrative offices, class rooms for theoretic instruction, mechanics shop and other necessary rooms in addition to hangar space for storage of six standard size ships; and

WHEREAS, the prestige of the Oklahoma Military Academy is becoming so wide spread because of its constant progress thereby causing increasing demands for additional aviation work, which cannot be met with the means now available; and

WHEREAS, the Department of Commerce of the United States Government has seen fit to designate the academy field, known as the Will Rogers Airport, as an intermediate Landing Field, and has seen fit to mark said field with boundary lights, beacon and other customary markings for flying fields so designated, thereby adding to the usefulness of the academy flying field for advanced flight instruction; and

WHEREAS, the Oklahoma Military Academy has now on file in the War Department at Washington, D. C., an application for a ground school unit of aviation headed by sufficient commissioned officers and enlisted personnel of the regular Army Air Corps to operate such a ground school, and offering the regular Army Ground School aviation courses with primary flight training;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Congress of the United States is hereby memorialized by the Legislature of Oklahoma to authorize the establishment through the Secretary of War, of a ground school of aviation in connection with the Oklahoma Military Academy at Claremore in Rogers County, Oklahoma.

BE IT FURTHER RESOLVED: That copies of this resolution be mailed to the Clerk of the Senate and of the House of Representatives of the United States Congress and to each member of the Oklahoma delegation in Congress and to Honorable George H. Dern, Secretary of War.

Senator Bushyhead moved that Senate Concurrent Resolution No. 5 be adopted, as read, which motion prevailed.

Senate Concurrent Resolution No. 5 was ordered referred for engrossment.

#### SECOND READING

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

SENATE BILL NO. 90—By HOWSLEY of the Senate and HOWELL of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 91—By RITZHAUPT.—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 92—By STEWART—Senator Stewart asked unanimous consent, to which objections were voted, to place Senate Bill No. 92 upon the calendar without reference to a Committee.

Senate Bill No. 92 was ordered referred to the Committee on Appropriations.

SENATE BILL NO. 93—By WALDREP.—Referred to Committee on Education.

SENATE BILL NO. 94—By COMMITTEE ON APPROPRIATIONS.—Referred to Committee on Appropriations.

SENATE BILL NO. 95—By RORSCHACH—Referred to Committee on Revenue and Taxation.

SENATE JOINT RESOLUTION NO. 14—By STEWART and BRIGGS.—Referred to Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 15—By STEWART and BRIGGS.—Referred to Committee on Constitution and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 45—By COMMITTEE ON REVENUE AND TAXATION—Referred to Committee on Revenue and Taxation.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 36.—By MUNSON and JOHNSON, of Comanche County,

An Act authorizing the construction and equipment of dormitories on the campus of the Cameron State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Cameron State Agricultural College dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management



of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you, the Honorable Senate, that the House of Representatives has adopted the said Conference Committee Report, and the Bill has been passed by the House of Representatives as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

#### CONFERENCE COMMITTEE REPORT

Conference Committee Report on Engrossed House Bill No. 36 was read, as follows, and, upon motion of Senator Nance, adopted:

To the Honorable Senate  
and the Honorable House of  
Representatives:

We, the Conference Committee of the Senate and of the House of Representatives of the Fifteenth Oklahoma Legislature, to whom was referred Engrossed House Bill No. 36 and Engrossed Senate Amendments thereto, beg to report that after careful consideration we recommend:

1. That the House concur in Engrossed Senate Amendment No. 1.
2. That the House concur in Engrossed Senate Amendment No. 2.
3. That the House concur in Engrossed Senate Amendment No. 3.
4. That the House refuse to concur in Engrossed Senate Amendment No. 4, and that the Senate recede therefrom.
5. That the House refuse to concur in Engrossed Senate Amendment No. 5, and that the Senate recede therefrom. However, the Conference Committee recommends that on page 4, line 3, of the engrossed bill after the word "Act" and before the word "The" inserting the following: "Said bonds shall be non-taxable for any purpose."

We recommend the passage of House Bill No. 36 as amended by this Conference Committee Report.

NANCE,  
HOWSLEY,  
CHAMBERLIN,  
Senate Conferees.

MUNSON,  
ABERNATHY,  
ELLIS,  
House Conferees.

Engrossed House Bill No. 36, as amended in Conference, was read at length.

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

AYE:

Albright,	Duffy,	Logan,	Rinehart,	Whitaker,
Briggs,	Fidler,	Lowrance,	Ritzhaupt,	Willis,
Broadus,	George,	MacDonald,	Rorschach,	Wright.
Bushyhead,	Hill,	Nance,	Sowards,	
Carlile,	Ivester,	Nichols,	Spencer,	
Carmack,	Johnston,	Paul,	Stewart,	
Chamberlin,	Jones,	Pugh,	Taylor,	
Curnutt,	King,	Ray,	Thomas,	Total, 35

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Burns,	Fischl,	Timmons,	
Commons,	Garvin,	Waldrep.	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:

AYE:

Albright,	Duffy,	Logan,	Rinehart,	Whitaker,
Briggs,	Fidler,	Lowrance,	Ritzhaupt,	Willis,
Broadus,	George,	MacDonald,	Rorschach,	Wright.
Bushyhead,	Hill,	Nance,	Sowards,	
Carlile,	Ivester,	Nichols,	Spencer,	
Carmack,	Johnston,	Paul,	Stewart,	
Chamberlin,	Jones,	Pugh,	Taylor,	
Curnutt,	King,	Ray,	Thomas,	Total, 35

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Burns,	Fischl,	Timmons,	
Commons,	Garvin,	Waldrep.	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.

Engrossed House Bill No. 36, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

## GENERAL ORDER

Senator MacDonald asked unanimous consent, which was granted, to re-refer SENATE BILL NO. 5, by MacDonald, and HOUSE BILL NO. 1, by Sullivan, to the Committee on Appropriations.

Senator Nance presiding.

SENATE BILL NO. 42, by Committee on Appropriations, was considered.

Section 1 was read.

Senator Nichols moved the adoption of Section 1.

Senator Curnutt, as a substitute, moved that Senate Bill No. 42 be re-referred to the Committee on Appropriations, with instructions to itemize the expenditures.

Senator Chamberlin raised a point of order against the Curnutt motion, which was sustained, stating "a motion to recommit with instructions shall be in writing."

The vote occurring on the Nichols motion, it was declared adopted.

Upon motion of Senator Nichols, Senate Bill No. 42 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 42 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

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:

## AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Whitaker,
Briggs,	Duffy,	King,	Ritzhaupt,	Willis,
Broadus,	Fidler,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Garvin,	MacDonald,	Spencer,	
Carlile,	George,	Nance,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Timmons,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 35

## EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

## NOT VOTING:

Burns,	Logan,	Sowards,	
Fischl,	Paul,	Stewart.	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:

AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Whitaker,
Briggs,	Duffy,	King,	Ritzhaupt,	Willis,
Broadus,	Fidler,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Garvin,	MacDonald,	Spencer,	
Carlile,	George,	Nance,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Timmons,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 35

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOR VOTING:

Burns,	Logan,	Sowards,	
Fischl,	Paul,	Stewart.	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. 42 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 49, by Committee on Appropriations, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 49, line 2, page 2, by inserting after the word, "salaries," and before the word, "and," the following: "Provided that no portion of said sum shall be used to pay the salary of a Superintendent who does not devote his full time to the University Hospital."

### CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to strike the word "Superintendent," from his amendment and insert the word, "Dean."

Senator Nichols raised a point of order against the Curnutt amendment, which was sustained, stating that it was not germane to the bill.

Upon motion of Senator Nichols, Section 1 was adopted.

Upon motion of Senator Nichols, Senate Bill No. 49 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 49 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	King,	Rorschach,	Wright.
Burns,	Garvin,	Nance,	Sowards,	
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Hill,	Pugh,	Thomas,	
Chamberlin,	Ivester,	Ray,	Timmons,	
Commons,	Johnston,	Rinehart,	Waldrep,	Total, 30.

#### EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

#### NOT VOTING:

Broaddus,	Fischl,	MacDonald,	Taylor,
Bushyhead,	Logan,	Paul,	Willis.
Fidler,	Lowrance,	Spencer,	Total, 11.

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:

#### AYE:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	King,	Rorschach,	Wright.
Burns,	Garvin,	Nance,	Sowards,	
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Hill,	Pugh,	Thomas,	
Chamberlin,	Ivester,	Ray,	Timmons,	
Commons,	Johnston,	Rinehart,	Waldrep,	Total, 30.

#### EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

#### NOT VOTING:

Broaddus,	Fischl,	MacDonald,	Taylor,
Bushyhead,	Logan,	Paul,	Willis.
Fidler,	Lowrance,	Spencer,	Total, 11.

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. 49 was ordered referred for engrossment.

#### GENERAL ORDER

Senator Nichols asked unanimous consent, which was granted, to defer consideration for this legislative day of SENATE BILL NO. 59, by Nichols, the bill to retain its place on the calendar.

SENATE BILL NO. 65, by HILL and BRIGGS, was considered.

Section 1 was read and adopted, upon motion of Senator Hill.

Upon motion of Senator Hill, Senate Bill No. 65 was advanced to engrossment and third reading.

Upon motion of Senator Hill, the rules of the Senate were suspended and Senate Bill No. 65 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 65 was read for the third time at length.

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

##### AYE:

Albright,	Commons,	Ivester,	Ray,	Timmons,
Briggs,	Curnutt,	Johnston,	Rinehart,	Waldrep,
Broadbudd,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Burns,	Fidler,	King,	Rorschach,	Willis,
Bushyhead,	Garvin,	Nance,	Sowards,	Wright.
Carmack,	George,	Nichols,	Taylor,	
Chamberlin,	Hill,	Pugh,	Thomas,	Total, 33.

##### EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

##### NOT VOTING:

Carlile,	Logan,	MacDonald,	Spencer,	
Fischl,	Lowrance,	Paul,	Stewart.	Total, 8.

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:



## AYE:

Albright,	Commons,	Ivester,	Ray,	Timmons,
Briggs,	Curnutt,	Johnston,	Rinehart,	Waldrep,
Broadbuss,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Burns,	Fidler,	King,	Rorschach,	Willis,
Bushyhead,	Garvin,	Nance,	Sowards,	Wright.
Carmack,	George,	Nichols,	Taylor,	
Chamberlin,	Hill,	Pugh,	Thomas,	Total, 33.

## EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

## NOT VOTING:

Carlile,	Logan,	MacDonald,	Spencer,	
Fischl,	Lowrance,	Paul,	Stewart.	Total, 8.

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. 65 was ordered referred for engrossment.

Upon motion of Senator Pugh, the following telegram which was read, relative to subject matter of Senate Bill No. 65, is herewith incorporated:

"PONCA CITY, DEC. 14, 1934.

"E. P. HILL,

"I APPROVE OF THE EXPENDITURE BY YOUR COMMITTEE OF THE MAXIMUM SUM EIGHTEEN HUNDRED DOLLARS TO RELIEVE DESTITUTION IN PITTSBURG COUNTY WILL USE ANY INFLUENCE I POSSESS WITH THE LEGISLATURE TO SEE THAT YOU ARE REIMBURSED.

E. W. MARLAND."

## GENERAL ORDER

By unanimous consent, SENATE CONCURRENT RESOLUTION NO. 4 by Paul and Chamberlin, was taken up for consideration and read at length as follows:

SENATE CONCURRENT RESOLUTION NO. 4—By PAUL and CHAMBERLIN.

A CONCURRENT RESOLUTION ADOPTING AN OFFICIAL SONG OF THE STATE OF OKLAHOMA.

WHEREAS, the State of Oklahoma has never adopted an official Song; and

WHEREAS, Harriet Parker Camden composed the music and wrote the words to the song: "Oklahoma (A Toast)", in 1905, the words and

music of which express in a beautiful manner the tradition, conditions and ideals of the State; and

WHEREAS, this song has been the unofficial anthem of this State since that time, a true and correct copy of which has been, and is now, on file and of record in the office of the State Library Commission; and

WHEREAS, the words of this song are as follows to-wit:

"OKLAHOMA

(A Toast)

Harriet Parker Camden

I give you a land of sun and flow'rs,  
And summer a whole year long;  
I give you a land where the golden hours  
Roll by to the mocking bird's song;  
Where the cotton blooms 'neath the southern sun,  
Where the vintage hangs thick on the vine;  
A land whose story has just begun,  
This wonderful land of mine.

Chorus:

Oklahoma, Oklahoma, Fairest daughter of the West,  
Oklahoma, Oklahoma, 'Tis the land I love the best.  
We have often sung her praises,  
But we have not told the half,  
So I give you "Oklahoma,"  
'Tis a toast we all can quaff.  
A land where the fields of golden grain,  
Like waves on a sunlit sea,  
Bend low to the breezes that sweep the plain,  
With a welcome to you and me;  
Where the corn grows high 'neath the smiling sky,  
Where the quail whistles low in the grass;  
And fruit trees great with a burden sweet,  
And perfume the winds that pass."

And WHEREAS, it is fitting and proper that the words and music of this song should be adopted as the official song of the State;

NOW THEREFORE BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

FIRST. That the words and music of the song "Oklahoma (A Toast)," by Harriet Parker Camden, 1905, be and the same are hereby adopted as the official song and anthem of the State of Oklahoma.

SECOND. That the State Library Commission, where there is now on file and of record a true and correct copy of the words and music of this song, be and the same is hereby designated as the depository of this official song.

THIRD. That a copy of this resolution be mailed to Harriett Parker Camden, author, at her present home in Fair Oaks, California.

By unanimous consent, Senators Carmack and Willis were added as joint authors of Senate Concurrent Resolution No. 4.

Upon motion of Senator Chamberlin, Senate Concurrent Resolution No. 4 was adopted and ordered referred for engrossment.

By unanimous consent, the following information, concerning the composer of "Oklahoma," is made a matter of record:

"Harriett Parker Camden, daughter of Joseph H. and Carrie A. Griswold Parker; married to Guy Lee Camden, of Ferguson, Oklahoma, in 1897; resided in Kingfisher from 1891 to 1897; wrote 'Oklahoma,' words and music, in 1905, now resides at Fair Oaks, California."

Senator Taylor moved that a Committee of five be appointed to prepare and submit to the legislature proper resolutions, acknowledging thanks to Mrs. Harriett Parker Camden for the song "Oklahoma."

The Taylor motion was adopted, the Presiding Officer appointing as such committee, Senators Taylor, Chamberlin, Paul, Willis and Carmack.

SENATE BILL NO. 82, by Chamberlin was considered.

Section 1 was read.

Senator Stewart presiding.

Senator Nance Presiding.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 82, line 9, page 2, by striking after the word, "incarceration," the period and adding the following, "pursuant to the judgment and prior to forfeiture of the bonds"

CHAMBERLIN.

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

Section 2 was ordered stricken, upon motion of Senator Chamberlin.

Senator Chamberlin asked unanimous consent, which was granted, to strike from line 2, page 2, the semicolon, following the word, "law," and insert a comma.

Upon motion of Senator Chamberlin, Senate Bill No. 82, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were



suspended and Senate Bill No. 82 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 82 was read for the third time at length.

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

#### AYE:

Albright,	Chamberlin,	Ivester,	Ray,	Stewart,
Briggs,	Commons,	Johnston,	Rinehart,	Thomas,
Broadus,	Duffy,	Jones,	Ritzhaupt,	Timmons,
Burns,	Fidler,	King,	Rorschach,	Whitaker,
Bushyhead,	George,	Nance,	Sowards,	Wright,
Carmack,	Hill,	Pugh,	Spencer,	Total, 29.

#### EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

#### NOT VOTING:

Carlile,	Garvin,	MacDonald,	Taylor,	
Curnutt,	Logan,	Nichols,	Waldrep,	
Fischl,	Lowrance,	Paul,	Willis.	Total, 12.

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 title of the bill become the title of the Act?" Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 32, by striking therefrom the words, "and declaring an emergency."

#### CHAMBERLIN.

Senate Bill No. 82, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 55, by Ritzhaupt, Taylor et al, was taken up for consideration.

Section 1 was read.

By unanimous consent, Senate Bill No. 55 was ordered re-committed to the Committee on Legal Advisory for further consideration.

SENATE BILL NO. 14, by Ritzhaupt, et al, was considered.

Sections 1, 2, 3 and 4 were read and adopted, upon motions of Senator Ritzhaupt.

Section 5 was read.

Senators Briggs and Commons submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 14, line 9, page 4, by inserting after the word, "Oklahoma," and before the word, "it," the words, "as additional punishment."

BRIGGS,  
COMMONS.

Senator Ritzhaupt asked unanimous consent, which was granted, to defer further consideration of Senate Bill No. 14 until the next legislative day.

#### COMMITTEE REPORT

Senator Commons asked unanimous consent, which was granted, to submit the following Committee Report, following which the bill was ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 45 by Committee on Revenue and Taxation, entitled:

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this act by the Oklahoma Tax Commission and for regulations in relation thereto; providing that the revenue derived hereinunder, less expenses for collection, enforcement and purchase of stamps and refunds, shall be placed to the credit of the general revenue fund for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this act and for refunds and making appropriations therefor; prescribing penalties; 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 by the committee.

COMMONS, Chairman.

Upon motion of Senator Commons, HOUSE BILL NO. 45 was made a Special Order for 2:00 o'clock, p. m., Monday, February 4, 1935.

Senator Willis submitted the following Committee Report:

Mr. President. The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 5 and Senate Bills Nos. 42 and 49, each, correctly engrossed.

WILLIS, Chairman.

Senator Bushyhead presiding.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 5 and ordered it transmitted to the Honorable House for consideration.

Senator Nance presiding.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 42 and 49 and ordered each transmitted to the Honorable House for consideration.

#### GENERAL ORDER

Senator Willis asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 67, by Willis, for this legislative day, the bill to retain its place on the calendar.

Senator George asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 46 by George of the Senate, and Huey, of the House, the bill to retain its place on the calendar.

Senator Wilbanks asked to be recorded present, which was the order.

SENATE BILL NO. 16, by Logan and Albright, was taken up for consideration.

Section 1 was read.

Senator Logan asked unanimous consent, which was granted, to strike from line 9, page 1, the word, "conterminous," and insert the word, "co-terminous."

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

Senator Logan asked unanimous consent, which was granted, to insert after the title and before line 1, page 1, the words, "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

Upon motion of Senator Logan, Senate Bill No. 16 was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 16 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 16 was read for the third time at length.

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



AYE:

Albright,	Curnutt,	King,	Ray,	Whitaker,
Briggs,	Duffy,	Logan,	Rinehart,	Wilbanks,
Broadbudd,	Fidler,	Lowrance,	Ritzhaupt,	Wright.
Burns,	George,	MacDonald,	Rorschach,	
Bushyhead,	Hill,	Nance,	Spencer,	
Carmack,	Ivester,	Paul,	Thomas,	
Chamberlin,	Johnston,	Pugh,	Timmons,	Total, 31.

NAY:

Willis. Total, 1.

EXCUSED:

Howsley, Hutchinson. Total, 2.

NOT VOTING:

Carlile,	Garvin,	Sowards,	Waldrep.
Commons,	Jones,	Stewart,	
Fischl,	Nichols,	Taylor,	Total, 10.

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. 16 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 53, by RITZHAUPT, was taken up for consideration.

Section 1 was read.

Senator Ritzhaupt asked unanimous consent, to which Senator Ivester objected, to strike the word, "two," line 3, page 1, and insert the word, "three."

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 53, line 4, page 1, by inserting after the word, "affinity," and before the word, "to," the words, "within the third degree."

WHITAKER.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 53, line 6, page 1, by inserting after the word, "wife," and before the word, "shall," the following, "if either draw more than \$60.00 per month."

RORSCHACH.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 53, line 2, page 2, by inserting after the word, "affinit" and before the word, "to," the words, "within the third degree."

RORSCHACH.

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

Section 2 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 53, line 5, page 2, by inserting after the word, "person," and before the word, "violating," the words, "knowingly and intentionally."

PUGH.

Upon motion of Senator Ritzhaupt, Section 2, as amended, was adopted.

Upon motion of Senator Ritzhaupt, Senate Bill No. 53 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 53, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 53 was read at length for the third time.

Senator MacDonald moved that further consideration of Senate Bill No. 53 be indefinitely postponed.

Senator Ritzhaupt moved to table the MacDonald motion, which motion prevailed, the roll call thereon being as follows:

#### AYE:

Albright,	Fidler,	Paul,	Spencer,	
Broadus,	George,	Ray,	Stewart,	
Chamberlin,	Ivester,	Rinehart,	Timmons,	
Curnutt,	Johnston,	Ritzhaupt,	Whitaker,	
Duffy,	Lowrance,	Rorschach,	Wright.	Total, 20.

#### NAY:

Briggs,	Carmack,	King,	Pugh,	Waldrep,
Burns,	Commons,	MacDonald,	Sowards,	Wilbanks,
Bushyhead,	Garvin,	Nance,	Taylor,	Willis.
Carlile,	Hill,	Nichols,	Thomas,	Total, 19.

EXCUSED:

Howsley,            Hutchinson.    Total, 2.

NOT VOTING:

Fischl,            Jones,            Logan.            Total, 3.

Senator Briggs moved that Senate Bill No. 53 be referred to a special committee of six, for the purpose of perfecting the bill.

Senator Ritzhaupt moved to table the Briggs motion, which motion failed of adoption.

The vote occurring on the Briggs motion, it was declared adopted, the Presiding Officer appointing as the committee thereunder Senators Ritzhaupt, Stewart, Johnston, Pugh, Whitaker and Briggs.

COMMITTEE REPORTS

By unanimous consent, the following Committee reports were submitted, the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Private Corporations to whom was referred Senate Bill No. 32 by Curnutt entitled:

An Act amending Section 9725, Oklahoma Statutes, 1931, relating to the purpose for which private corporations are formed, 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.

FIDLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 44 by Stewart entitled:

An Act making it unlawful for members of the State Board of Equalization to employ certain relatives of another member of the State Board of Equalization providing a penalty 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 50 by Stewart, entitled:

An Act making it unlawful for any firm, person, co-partnership, corporation or other business enterprise to employ certain relatives of the State Board of Equalization; providing a penalty 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.

CURNUTT, Chairman.

#### MESSAGE

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

T. B. LUNSFORD, of Poteau, Oklahoma,

as a Member of the State Industrial Commission, to become effective May 1, 1935 to succeed Fred H. Fannin, resigned.

Done, at Oklahoma City, Oklahoma, this the 31st day of January, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with Senator Nance presiding, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Bushyhead, seconded by Senator Rorschach and others, advised and consented to the confirmation of the executive nomination of J. B. MILAM, of Chelsea, as a Member of the State Banking Board, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Burns, seconded by Thomas, et al, advised and consented to the confirmation of the executive nomination of W. G. CAPPS, of Mountain Park, as a Member of the State Banking Board, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator George, seconded by Senator Paul, advised and consented to the confirmation of the executive nomination of E. E. GLASCO, of Purcell, as a Member of the State Banking Board, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Briggs, seconded by Senator Broaddus, et al, advised and consented to the confirmation of the executive nomination of T. B. LUNSFORD,

of Poteau, as a Member of the State Industrial Commission, to become effective May 1, 1935, to succeed Fred H. Fannin, resigned.

The Senate, in executive session, and upon the motion of Senator Ivester, seconded by Senator Taylor, advised and consented to the confirmation of the executive nomination of WILLIAM C. THEIMER, of Erick, as State Fire Marshal, for a term of four (4) years.

Upon motion of Senator Chamberlin, the Senate adjourned, to meet at 11:00 a m., Friday, February 1, 1935.

## NINETEENTH LEGISLATIVE DAY

FRIDAY, FEBRUARY 1, 1935

Pursuant to adjournment, the Senate met at 11:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Rinehart,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broaddus,	Fidler,	Logan,	Rorschach,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis,
Bushyhead,	Garvin,	Nance,	Spencer,	Wright.
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Timmons,	Total, 41.

## EXCUSED:

Howsley,	Hutchinson,	MacDonald.	Total, 3.
----------	-------------	------------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 4, Senate Bills Nos. 16, 65 and 82, each, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 4, Engrossed Senate Bills Nos. 16, 65 and 82 and ordered each transmitted to the Honorable House for consideration.

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 Engrossed House Bill No. 109 by Committee on Appropriations, entitled:



A Bill to be entitled an Act making supplemental appropriations for the Hospital for Negro Insane at Taft, for the fiscal year ending June 30, 1935, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 20 by Rinehart, entitled:

An Act relating to the termination of life estates in real property by county courts and prescribing the procedure 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 80 by Chamberlin, entitled:

An Act relating to civil procedure; providing that a party to a suit may call the opposite party as a witness, or the manager, superintendent, agent or other party in control, if such opposite party be a corporation; prescribing and defining the conditions and effect thereof; 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 81 by Chamberlin entitled:

An Act amending Section 1419 Oklahoma Statutes 1931, regarding the appointment of guardians for minors; providing the notice to be given, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 86 by Rinehart and Curnutt entitled:

An Act authorizing administrators, executors and guardians to lease lands and mineral interests in lands for oil and gas mining purposes, prescribing the procedure therefor, and declaring an emergency,

beg leave to report that we had the same under consideration and hrewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

#### FIRST READING

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

SENATE BILL NO. 104—By TIMMONS and LOGAN of the Senate, and CHAMBERS of the House—An Act to establish a legal procedure for the proper selection in the employment of teachers in the Public Schools of Oklahoma, and fixing the conditions under which they may be discharged or demoted, and declaring an emergency.

SENATE BILL NO. 105—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled: An Act making supplementary appropriation for the State Health Department for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

SENATE BILL NO. 106—By FISCHL and RAY—An Act providing for funding of certain outstanding warrant indebtedness of the State of Oklahoma, and the issuance of Treasury Notes therefor; providing for the form and execution thereof, and making an appropriation for the payment of expenses in connection therewith; providing for the payment of same, and creating a fund and levying a tax therefor; providing for the acceptance of such Treasury Notes as legal security for public funds and other funds required to be secured, and fixing the rate of interest State funds secured by such Treasury Notes shall draw, and authorizing the purchase of said Notes with Sinking Funds created by law and with other Trust Funds, and the acceptance of the interest coupons attached to said Notes in payment of taxes due the State; providing for the call and redemption of such warrants not funded, and for other purposes, and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 96—By TIMMONS—Senator Timmons asked unanimous consent, which was granted, to place Senate Bill No. 96 upon the calendar, without reference to a Committee.

SENATE BILL NO. 97—By DUFFY—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 98—By DUFFY—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 99—By GEORGE—Referred to Committee on Education.

SENATE BILL NO. 100—By BRIGGS and JONES—Referred to Committee on Insurance.

SENATE BILL NO. 101—By BRIGGS—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 102—By NANCE. Senator Nance asked unanimous consent, which was granted, to place Senate Bill No. 102 upon the calendar, without reference to a Committee.

SENATE BILL NO. 103—By WILLIS—Referred to Committee on Judiciary No. 1.

Senator Nance moved that when the Senate recesses today it recess at 12:00 o'clock, noon, to reconvene at 1:00 p. m., which motion prevailed.

Senator Nance asked unanimous consent, which was granted, to withdraw HOUSE BILL NO. 15, by Phillips (Okfuskee), et al., from the Special Committee, to which it was previously referred, and place it on the calendar as a Special Order for 3:00 o'clock, p. m., Monday, February 4th, 1935.

Senator Nance presiding.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act amending Section 3483, Oklahoma Statutes 1931, relating to salaries in the Governor's office and making an appropriation for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency.

ENGROSSED SENATE BILL NO. 56—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making an appropriation to repair and refurnish and equip the Governor's Mansion, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 41 were read as follows:

Amendment No. 1. That Section 1 be stricken and that the other sections be renumbered to conform accordingly.

Amendment No. 2. That Section 2 be amended by striking the words and figures Two Thousand, One Hundred and Seventy-five (\$2,175.00) Dollars, and substituting therefor the words and figures One Thousand, Five Hundred and Seventy-five (\$1,575.00) Dollars; by striking the item and figures Extra Help \$12,000.00 and substituting therefor the item and figures Extra Help \$5,000.00; by striking the item and figures Compensation and Expenses in Detection and Punishment of Crime \$2,500.00 and substituting therefor the item and figures Compensation and Expenses in Detection and Punishment of Crime \$800.00; and that the caption of the Bill be amended to read as follows: A Bill to be entitled an Act making an appropriation for salaries in the Governor's office for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws and declaring an emergency.

Upon motion of Senator Nichols, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 41 and requested the Honorable House to grant a conference thereon, the Presiding Officer appointing as the Senate conferees, thereunder, Senators Nichols, Commons, Garvin, Jones and Willis.

Engrossed House Amendment to Engrossed Senate Bill No. 56 was read as follows:

Amendment No. 1. Striking the words and figures Forty-five Hundred (\$4,500.00) Dollars in Section 1, lines 3 and 4, substituting therefor the words and figures Thirty-five Hundred (\$3,500.00) Dollars.

Upon motion of Senator Nichols, the Senate refused to concur in Engrossed House Amendment to Engrossed Senate Bill No. 56 and requested the Honorable House to grant a conference thereon, the Presiding Officer appointing as the Senate conferees, thereunder, Senators Nichols, Commons, Garvin, Jones and Willis.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 36—By MUNSON and JOHNSON of Comanche County of the House, and NANCE, PUGH, CHAMBERLIN, GARVIN, PAUL, CARMACK, CARLILE, COMMONS, TAYLOR, GEORGE and SPENCER of the Senate,

An Act authorizing the construction and equipment of dormitories on the campus of the Cameron State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Cameron State Agricultural College dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 36 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

Upon motion of Senator Nance, the Senate recessed to meet at 1:00 o'clock, p. m.

#### AFTERNOON SESSION

The Senate re-assembled at 1:00 o'clock, p. m., with the President presiding.

#### GENERAL ORDER

Senator Ritzhaupt asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 14, by Ritzhaupt et al, until some future legislative day.

Senator Nance asked unanimous consent, which was granted, that the Senate recess to meet at 1:30 p. m.

At 1:30 p. m., the Senate re-assembled, with President Pro Tempore Briggs presiding.

Senator Timmons asked unanimous consent of the Senate, which was granted, to withdraw SENATE BILL NO. 64, by Committee on Manufacturing and Industries, from the Committee on Manufacturing and Industries and place the bill upon the Calendar.

Senator Wright asked to be "excused," for the remainder of this legislative day, which was the order.

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

\* \* \*

The Senate re-assembled, in open session, with Senator Nichols presiding.

Senator Nance moved that the Rules Committee be authorized and directed to arrange the calendar in such a way that all Administration Bills will appear at the head of the calendar and that the said bills be considered from day to day until they are disposed of, which motion prevailed.

Senator Timmons asked unanimous consent, which was granted, to have Committee Substitute for SENATE BILL NO. 26, ordered withdrawn from the Committee on Manufacturing and Industries and placed upon the Calendar.

#### MESSAGES

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 5—By BUSHYHEAD of the Senate, and JOHNSON of the House,

A Concurrent Resolution memorializing Congress to establish a ground school of aviation in connection with the Oklahoma Military Academy at Claremore,

and to advise you, and through you, the Honorable Senate, that the same has been adopted by the House and signed by the Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 5 was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the Speaker has appointed: Representatives Singleton, Carey, McAlester, Reed and Wright, of Beaver County, as House Conferees on



ENGROSSED SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act amending Section 3483, Oklahoma Statutes 1931, relating to salaries in the Governor's office, and making an appropriation for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency.

ENGROSSED SENATE BILL NO. 56—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making an appropriation to repair and refurnish and equip the Governor's Mansion, and declaring an emergency.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 57—By LOWRANCE and FISCHL of the Senate, and SADLER of the House,

An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931, the same being an Act relating to the leasing of lakes, ponds, and streams by cities, towns, and villages in the State of Oklahoma, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 57 were read as follows:

Amendment No. 1. By striking the words "and for other purposes" in Section 1, line 9, page 1 of original Engrossed Senate Bill No. 57.

Amendment No. 2. By inserting between the word "lease" and the word "no" in Section 2, line 3, page 1, of original Engrossed Senate Bill No. 57, the words "except as hereinafter provided."

By unanimous consent, consideration of Engrossed Senate Bill No.

57, as amended by the Honorable House, was deferred for this legislative day.

Upon motion of Senator Nance, the Senate adjourned, to meet at 1:30 o'clock, p. m., Monday, February 4, 1935.

TWENTIETH LEGISLATIVE DAY

MONDAY, FEBRUARY 4, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	King,	Rinehart,	Waldrep,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Broaddus,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Burns,	George,	MacDonald,	Sowards,	Willis,
Bushyhead,	Hill,	Nance,	Spencer,	Wright.
Carlile,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Timmons,	Total, 41.

EXCUSED:

Carmack,	Garvin,	Hutchinson.	Total, 3.
----------	---------	-------------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

FIRST READING

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

SENATE BILL NO. 107—By RITZHAUPT—An Act amending Sections 4429, 4430, 4431, 4432, 4434, 4435, 4437, 4438, 4439, Oklahoma Statutes 1931; relating to the State Board of Nurse Examiners, and declaring an emergency.

SENATE BILL NO. 108—By MacDONALD and JONES of the Senate, and ELLIS, CARLETON and GIBBONS of the House—An Act creating Department of State Police; dividing same into four (4) divisions designated "Division of Investigation," "Division of Records," "Division of State Patrol," and "Division of Communication"; defining the duties and compensation of the personnel of said department; authorizing the construction and operation of Radio Stations therefor; transferring designated state property to said Department; requiring certain state and municipal officials to forward the Superintendent finger prints of all persons in their custody charged with a felony and



fixing penalty for violation thereof; providing that if any portion of Act is held unconstitutional same will not affect other portions thereof, and declaring an emergency.

SENATE BILL NO. 109—By RINEHART and FIDLER of the Senate and COE of the House—An Act creating thirty-nine positions of "Official Court Reporter," one for each Judge of the District Court Judicial Districts of the State of Oklahoma; authorizing their appointment; fixing the salary therefor, and declaring an emergency.

SENATE BILL NO. 110—By FISCHL—An Act validating the collection of the special permits or license fees to hunt deer during the open season declared in 1933; providing for the disposition of funds received from the collection of such special permits or fees, and declaring an emergency.

SENATE BILL NO. 111—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled: An Act making an appropriation to pay unpaid claims against certain State Institutions herein named, and against the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 112—By IVESTER, WILLIS and CURNUTT—An Act amending Sections 3484, 3485, 3486, 3489, 3492, 3493, 3495 and 3499 of Oklahoma Statutes of 1931, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 104—By TIMMONS and LOGAN of the Senate, and CHAMBERS of the House—Referred to Committee on Legal Advisory.

SENATE BILL NO. 105—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE BILL NO. 106—By FISCHL and RAY—Referred to Committee on Judiciary No. 1.

## COMMUNICATION

A communication from Mrs. Geo. A. Waters, Warden of the Oklahoma State Reformatory, Granite, addressed to President Pro Tempore Briggs, was read, in which she requested the Senate to appoint a committee to make a thorough investigation of the accusation published in the Oklahoma City Times, recently, casting reflections upon her management of the Oklahoma State Reformatory, attached to which were certain affidavits.

Upon motion of Senator Briggs, the above communication was ordered referred to the Committee on Penal Institutions.

SPECIAL ORDER

The hour of 2:00 o'clock, p. m., having arrived, it was upon motion of Senator Commons that the Senate proceeded to the consideration of ENGROSSED HOUSE BILL NO. 45, by Committee on Revenue and Taxation.

Senator Commons moved that the rules of the Senate be suspended and, notwithstanding the report of the Senate Committee on Revenue and Taxation, on House Bill No. 45, that the Senate Amendments thereto be rejected and the bill be considered by the Senate as passed by the Honorable House, which motion prevailed.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 45 was advanced to engrossment and third reading.

Upon motion of Senator MacDonald, the rules of the Senate were suspended and House Bill No. 45 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 45 was read for the third time at length.

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

AYE:

Albright,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Burns,	George,	MacDonald,	Sowards,	Willis,
Bushyhead,	Hill,	Nance,	Spencer,	Wright.
Carlile,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Timmons,	
Duffy,	King,	Rinehart,	Waldrep,	Total, 40.

NAY:

Broadbuss. Total, 1.

EXCUSED:

Carmack, Garvin, Hutchinson. 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:

## AYE:

Albright,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Burns,	George,	MacDonald,	Sowards,	Willis,
Bushyhead,	Hill,	Nance,	Spencer,	Wright.
Carlile,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Timmons,	
Duffy,	King,	Rinehart,	Waldrep,	Total, 40.

## NAY:

Broaddus. Total, 1.

## EXCUSED:

Carmack, Garvin, Hutchinson. 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. 45, and ordered the same transmitted to the Honorable House.

The following explanations of votes were sent up:

Mr. President: In voting for House Bill No. 45, I do so for the reason that some provision must be made for caring for our unemployables and to raise revenue for the current expenses of government.

CURNUTT.

Mr. President: In voting for House Bill No. 45, I do so to help the unemployables during the present emergency.

FIDLER.

Mr. President: I vote for and support this illy prepared Act in spite of its iniquities:

1st. Because of the great extremity in which the State is placed financially and its dire need for funds.

2nd. Because of the beneficent purpose for which the funds derived therefrom are to be devoted.

3rd. Because I believe that those who indulge in luxuries should not object to contributing a pittance toward a conscience fund for the use of the needy.

4th. Because, in so far as the tax may tend to lessen the use of these noxious needs, it co-ordinates with the teachings of the medical profession that in cases of severe sickness a tobacco heart has often thrown the balance of vital chances against the patient.



5th. My additional and consummate reason is that in the year 1927, the President of the National Medical Society solemnly stated to his own colleges, the surgeons and physicians of America, that of the children born of cigarette smoking mothers more than fifty percent either died or became defectives with 18 months.

JOHNSTON.

#### RESOLUTIONS

President Pro Tempore Briggs presiding.

Senator Nichols asked unanimous consent, which was granted, to introduce and consider the following resolution, which was read at length:

SENATE RESOLUTION NO. 5—By NICHOLS, COMMONS, SOWARDS and CHAMBERLIN.

A RESOLUTION EXPRESSING FAITH IN THE FINANCIAL POLICY OF HONORABLE E. W. MARLAND, GOVERNOR OF THE STATE OF OKLAHOMA, AND CONDEMNING THE CONDUCT OF CERTAIN BANKERS AND THE OKLAHOMA CITY CLEARING HOUSE ASSOCIATION OF THE STATE OF OKLAHOMA.

WHEREAS, certain Oklahoma City and Tulsa Bankers, and the Oklahoma City Clearing House Association are at this time refusing to cash state warrants, and

WHEREAS, by their conduct the credit of the State of Oklahoma is being seriously impaired, and

WHEREAS, the said State of Oklahoma is at this time in sound financial condition and, as compared to other States of the Union, is in far better shape financially, and

WHEREAS, it is openly charged that certain Oklahoma City and Tulsa Bankers, and the Oklahoma City Clearing House Association are engaging in said conduct for the sole and express purpose of embarrassing, hindering and hampering the program of the present administration in its effort to relieve the people, and that they, the said Bankers and the Oklahoma City Clearing House Association, well know that said state is in sound financial condition, but that said conduct is but a challenge and a threat to the Governor and to the Legislature, in an attempt to force them to recede from their efforts to adopt the program, and

WHEREAS, the said conduct upon the part of certain Oklahoma City and Tulsa Bankers and the Oklahoma City Clearing House Association, is reprehensible and unpatriotic and has been brought about through ulterior motives, and if said Bankers and the Oklahoma City Clearing House Association persists in said conduct, the State Government will be seriously impaired, schools will be forced to close, the

tubercular and orphan institutions will cease to operate, the hospitals for the blind and the crippled children will be forced to close, and general chaos will result, and

WHEREAS, the program outlined by the Governor, E. W. Marland, is but a continuation of the great humanitarian policies of the Honorable Franklin D. Roosevelt, and is but an honest effort to carry into effect the purposes, promises and planks in the Democratic State Platform adopted last September, and

WHEREAS, it is the intention of this Resolution to ask said Bankers and the Oklahoma City Clearing House Association to co-operate with the State and National Administration to the end that, and so that, State Government can continue to function in the interest of the needy masses of people.

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

That we express our faith in and our loyalty to the Honorable E. W. Marland, Governor of the State of Oklahoma, and pledge ourselves to assist him in every way possible to preserve the State and its institutions, its credit, its honor, and we further pledge ourselves to assist and support him in his great humanitarian policy and that we expressly endorse the policies of our great leader and champion, the Honorable Franklin D. Roosevelt, as they are being carried forward in Oklahoma by the said E. W. Marland, Governor.

BE IT FURTHER RESOLVED, that we censure, condemn and deprecate the acts and conduct upon the part of certain Bankers and the Oklahoma City Clearing House Association, wherein they have refused to cash state warrants, and by their reprehensible and unjustified conduct, have injured and slandered the credit of said State.

BE IT FURTHER RESOLVED, that we call upon the Bankers of the State, as the Honorable Franklin D. Roosevelt called upon them several months ago, to co-operate fully with the State and Nation, with the Governor and the President, and with the Legislature, and with other state agencies of Government, to the end that a humanitarian program may be worked out for the benefit of all of the people of Oklahoma, and to the end that suffering humanity may be alleviated.

BE IT FURTHER RESOLVED, that said certain Bankers and the Oklahoma City Clearing House Association be admonished and requested to refrain from further impugning, hampering or injuring the credit of the State of Oklahoma, to the end that Government may properly function.

BE IT FURTHER RESOLVED, that we commend the small country bankers over the State, who have by their patriotic conduct, come to the rescue of the State and are at this time offering to furnish money to the State and are buying and offering to buy said state warrants, and

BE IT FURTHER RESOLVED, that the conduct of said country bankers be publicly praised and that the said Oklahoma City and Tulsa Bankers and the Oklahoma City Clearing House Association be requested to follow the courageous and patriotic leadership of the small country bankers.

BE IT FURTHER RESOLVED, that if said Bankers and the Oklahoma City Clearing House Association have, as is being publicly charged, brought about this condition for the purpose of hampering or retarding the program of the Governor and the National Administration, that they shall stand publicly reproved, censured and criticized for such reprehensible and unpatriotic conduct.

Senator Nichols moved that Senate Resolution No. 5 be adopted.

Upon motion of Senator Burns, the previous question was ordered.

Senator Curnutt raised a point of order against consideration of Senate Resolution No. 5, stating the hour had arrived for the consideration of ENGROSSED HOUSE BILL NO. 15, under special order.

The President Pro Tempore ruled the point of order not well taken, for the reason unanimous consent had been granted for the introduction and consideration of Senate Resolution No. 5.

The vote occurring on the Nichols motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Briggs,	Curnutt,	King,	Rinehart,	Thomas,
Broadbudd,	Duffy,	Lowrance,	Ritzhaupt,	Wright.
Burns,	George,	MacDonald,	Rorschach,	
Bushyhead,	Hill,	Nance,	Sowards,	
Carlile,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Johnston,	Paul,	Stewart,	
Commons,	Jones,	Pugh,	Taylor,	Total, 30.

NAY:

Albright,	Fischl,	Ray,	Whitaker,	Willis.
Fidler,	Ivester,	Timmons,	Wilbanks,	Total, 9.

EXCUSED:

Carmack,	Garvin,	Hutchinson.	Total, 3.
----------	---------	-------------	-----------

NOT VOTING:

Logan,	Waldrep.	Total, 2.
--------	----------	-----------

Senate Resolution No. 5 was ordered referred for engrossment.

By unanimous consent the following Resolution was introduced:



SENATE RESOLUTION NO. 6—By BURNS, TAYLOR, NICHOLS, PUGH and ALBRIGHT—Asking information as to large land owners in this State.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 5 correctly enrolled.

WILLIS, Chairman.

Senator Bushyhead presiding.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 5 and ordered it transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Briggs presiding.

#### SPECIAL ORDER

Senator Johnston moved that consideration of HOUSE BILL NO. 15, by Phillips of Okfuskee, et al, be made a Special Order for 2:00 o'clock p. m., on the next legislative day.

Senator Fischl, as a substitute, moved that House Bill No. 15 be re-referred to the Special Committee, to which it previously was referred, for further consideration.

Senator Stewart, as a substitute for all pending motions, moved that House Bill No. 15 be referred to a Special Committee of 7, and the House be requested to appoint a like committee, for the purpose of further considering the bill, which motion prevailed, the President Pro Tempore appointing, as such special committee, Senators Fischl, Johnston, Briggs, Nance, Timmons, Broadus and Stewart.

#### GENERAL ORDER

Senator Duffy asked unanimous consent, which was granted, to have his name stricken, as a joint author of SENATE BILL NO. 26, by Timmons, Briggs and Duffy.

Upon request of Senator Timmons, Senator Hill was added as a joint author of Senate Bill No. 26.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 1—By BILLINGS, CARLETON, BROWN, TAYLOR, SADLER, WHITAKER, BECK, CHASE, CHAMBERS, ALLEN, GREGORY, BYROM, PHILLIPS of Okfuskee, COOK, BRANAN, PUGH, EBY, KIRKPATRICK, MORTON, WRIGHT of Beaver, WILDER, HUNT of Osage, MOFFETT, MYERS, KING, DOTY, ELLIS, HUEY, ABERNETHY of Harmon, MORSE, WORTHINGTON, BARNETT, SHOEMAKE, O'DELL, MARTIN, MAUK, BREWSTER, DEATON, HUNT of Pittsburg, ARMSTRONG, SULLIVAN, GOODWIN, SPEAR and FRAZIER,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Joint Resolution No. 1.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 11—By BILLINGS,

A Joint Resolution providing for the submission of a proposed amendment to the Constitution of the State of Oklahoma, providing that the Legislature may enact laws authorizing cities to pension meritorious and disabled police officers, and amending Article 5 of said Constitution by adding an additional section to be known as Section 61, Article 5, of the Constitution of the State of Oklahoma,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Joint Resolution No. 11.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 89—By COMMITTEE ON PENAL INSTITUTIONS,

An Act requiring all inmates of the State Penitentiary at McAlester, Oklahoma, the sub-prison at Stringtown, Oklahoma, and the State Reformatory at Granite, Oklahoma, to wear the regulation uniforms prescribed by the warden or superintendent thereof, for regular use of said inmates at all times said inmates are for any lawful reason without the confines of said institutions; prescribing penalties for violation hereof, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 21—By HANKLA of the House and WILLIS of the Senate,

An Act amending Section 6604, Oklahoma Statutes, 1931, relating to the Nomination and Election of City Marshals and Street Commissioners in Cities Situated in Two Counties, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 21 and 89.

At the request of Senator Nance, Senator Hill was added as a Senate conferee on ENGROSSED SENATE BILL NO. 41, by Committee on Appropriations.

Referring to SENATE BILL NO. 57, by Lowrance and Fischl of the Senate, and Sadler, of the House, as amended by the Honorable House:

Senator Lowrance moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 57, and request the Honorable House to grant a conference thereon, which motion prevailed, the President Pro Tempore appointing as the Senate conferees, thereunder, Senators Fischl, Lowrance and Ray.



# GENERAL ORDER

Senator Timmons asked unanimous consent to take up for consideration SENATE BILL NO. 96, by Timmons, which request he withdrew.

Senator Ritzhaupt moved that HOUSE BILL NO. 46, by Huey and Morris, be re-committed to the Judiciary Committee No. 2, for further consideration, which motion prevailed.

Upon motion of Senator Logan, the Senate adjourned, to meet under the rules.

## COMMUNICATIONS

A communication from the Volunteers of America was read, and the Senate on February 8, an invitation having been previously extended by the Senate.

## COMMITTEE REPORTS

The following Committee Reports were submitted, the bills referred and placed upon the calendar, and as follows indicated:

# TWENTY-FIRST LEGISLATIVE DAY

TUESDAY, FEBRUARY 5, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Rinehart,	Waldrep,
Briggs,	Fidler,	King,	Ritzhaupt,	Whitaker,
Broadus,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Willis,
Bushyhead,	George,	MacDonald,	Spencer,	Wright.
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	
Curnutt,	Johnston,	Pugh,	Timmons,	Total, 41.

## ABSENT:

Carlile. Total, 1.

## EXCUSED:

Hutchinson, Ray. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMUNICATIONS

A communication from Mrs. A. L. Commons, President of the Ohoyahoma Club, was read, inviting the wives of members of the Legislature to a tea in the Huckins Hotel, from 3 to 5, on Wednesday, February 6, 1935.

A communication from The Volunteers of America was read, advising the inability of Mrs. Maud Ballington Booth to appear before the Senate on February 8, an invitation having been previously extended by the Senate.

## 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 Bill No. 5 by MacDonald, entitled:

A Bill to be entitled an Act making an appropriation to supplement the maintenance fund of the Southeastern State Teachers College, Durant, Oklahoma, to repair damage to the building and replace books damaged by fire and water, 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, for the reason that the subject matter of said bill has been incorporated in Senate Bill No. 77.

JONES, Vice-Chairman.

Upon motion of Senator Jones, the adverse committee report on Senate Bill No. 5 was adopted.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 22 by Howsley, Rinehart, Wright and Ivester of the Senate, and Howell, Pauls and Cox of the House, entitled:

An Act validating acknowledgments to instruments effecting real estate of record prior to January 1st, 1920, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 48 by George of the Senate, and Huey of the House, entitled:

An Act making an appropriation for the purpose of purchasing and developing a tract of land consisting of approximately forty-one acres adjacent to the campus of the University of Oklahoma and authorizing the State Board of Public Affairs to expend said moneys, 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.

JONES, Vice-Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 77 by Committee on Appropriations, entitled:

A Bill to be entitled an Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for the State Departments and State Institutions herein named and for the purposes specified and transferring funds from one item to another, 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.

JONES, Vice-Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 94 by Committee on Appropriations, entitled:

A Bill to be entitled an Act making supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, for the Training School for Negro Boys, located at Boley, 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.

JONES, Vice-Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 105 by Committee on Appropriations, entitled:

A bill to be entitled an Act making supplementary appropriation for the State Health Department for the remainder of the fiscal year ending June 30, 1935, 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.

JONES, Vice-Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 5 correctly engrossed.

WILLIS, Chairman.

Senator Nichols presiding.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 5 and ordered it referred for enrollment.

President Berry presiding.

#### FIRST READING

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

SENATE BILL NO. 113—By ALBRIGHT—An Act relating to ad valorem taxation of real estate; providing for the apportionment of ad valorem taxes levied upon a tract of real estate which is encumbered in part by a mortgage, and declaring an emergency.

SENATE BILL NO. 114—By GARVIN—An Act authorizing Velma

Coleman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and minor child for the alleged wrongful death of her said husband, Jack Coleman, and declaring an emergency.

SENATE BILL NO. 115—By FISCHL of the Senate and REED of the House—An Act appropriating Twenty-five Thousand Dollars out of the General Revenue Funds of the State of Oklahoma for the use of the State Game and Fish Department, 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. 107—By RITZHAUPT—Referred to Committee on Hospitals and Charities.

SENATE BILL NO. 108—By MacDONALD and JONES of the Senate, and ELLIS, CARLETON and GIBBONS of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 109—By RINEHART and FIDLER of the Senate, and COE of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 110—By FISCHL—Referred to Committee on Fish and Game.

SENATE BILL NO. 111—By COMMITTEE ON APPROPRIATIONS.—Referred to Committee on Appropriations.

SENATE BILL NO. 112—By PUGH, IVESTER, WILLIS and CURNUTT—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE JOINT RESOLUTION NO. 1—By BILLINGS, et al—Referred to Committee on Constitution and Constitutional Amendments.

ENGROSSED HOUSE JOINT RESOLUTION NO. 11—By BILLINGS—Referred to Committee on Constitution and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 89—By COMMITTEE ON PENAL INSTITUTIONS—Referred to Committee on Penal Institutions.

ENGROSSED HOUSE BILL NO. 21—By HANKLA of the House, and WILLIS of the Senate—Referred to Committee on Privileges and Elections.

Upon motion of Senator Nance, the Committee on State and County Affairs was directed to make a report on Senate Bill No. 87, by Ritzhaupt, Whitaker, Waldrep, et al.

## GENERAL ORDER

Senator Nichols asked unanimous consent, which was granted, to take up for consideration, out of its regular order, HOUSE BILL NO. 109, by Committee on Appropriations.

Section 1 was read and adopted, upon motion of Senator Nichols.

Senator Nance presiding.

Senator Nichols submitted the following amendment:

Mr. President: I move to amend House Bill No. 109 between lines 7 and 8, page 1, as follows:

By inserting a new Section to be known as Section 2, and to read as follows:

"SECTION 2. Any balance now remaining in the appropriation for the fiscal year ending June 30, 1935, and which was made by Section 7, Chapter 199, Oklahoma Session Laws of 1933 for the purpose of paying the expenses of the regular primary run-off primary and general elections to be held in this State during said fiscal year, and against which balance there are no valid outstanding claims or obligations, is hereby re-appropriated for the remainder of said fiscal year for the purpose of paying legal expenses of special elections called by the Governor, the purchase of election supplies, the lawful per diem and mileage of the members of the state election board, and in hiring emergency clerical help for the office of the secretary of the said board, said help to be employed by and paid on the order of said secretary."

And to renumber Section 2 of the printed bill to read Section 3; and that the title of said bill be amended to read as follows:

"A Bill to be entitled an Act making supplemental appropriations for the Hospital for Negro Insane at Taft, for the fiscal year ending June 30, 1935; reappropriating any balance remaining in the appropriation for the fiscal year ending June 30, 1935, made by Section 7, Chapter 199, Oklahoma Session Laws, 1933, for paying the expenses of primary and general elections held in this State during said fiscal year, to be used during the remainder of said year for the purpose of paying expenses of special elections called by the Governor, purchase of election supplies, the per diem and mileage of the members of the State Election Board, and in hiring emergency clerical help for the office of the Secretary of said board, and declaring an emergency."

NICHOLS.

Senator Whitaker raised a point of order against the Nichols amendment, stating that it was not germane to the subject matter



contained in the bill, which point was overruled by the Presiding Officer.

Senator Curnutt moved to table the Nichols amendment, which motion failed of adoption.

The vote occurring on the Nichols amendment, it was declared adopted.

Upon motion of Senator Nichols, House Bill No. 109 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 109 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

#### AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Whitaker,
Broadbuss,	Fidler,	King,	Ritzhaupt,	Willbanks,
Burns,	Garvin,	Logan,	Rorschach,	Willis,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	Total, 37.

#### NAY:

Lowrance. Total, 1.

#### EXCUSED:

Hutchinson, Ray. Total, 2.

#### ABSENT:

Carlile. Total, 1.

#### NOT VOTING:

Fischl, Stewart, 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:

## AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Whitaker,
Broadbudd,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Logan,	Rorschach,	Willis,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	Total, 37.

## NAY:

Lowrance. Total, 1.

## EXCUSED:

Hutchinson, Ray. Total, 2.

## ABSENT:

Carlile. Total, 1.

## NOT VOTING:

Fischl, Stewart, 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.

House Bill No. 109, as amended, was ordered referred for engrossment.

Senator Paul moved that the Secretary of the Senate be directed to inform the State Examiner and Inspector that the School Land Committee desires, at the earliest possible date, the status of all delinquent loans, as shown by the records of the State School Land Commission, which motion prevailed.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to inform you, and through you the Honorable Senate, that the Speaker has appointed: Sadler, Singleton and Shoemaker as House Conferees on:

ENGROSSED SENATE BILL NO. 57—By LOWRANCE and FISCHL of the Senate, and SADLER of the House.

An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931,

the same being an Act relating to the leasing of lakes, ponds and streams by cities, towns and villages in the State of Oklahoma, and declaring an emergency.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 5—By BUSHYHEAD of the Senate, and JOHNSON of the House,

A Concurrent Resolution memorializing Congress to establish a ground school of aviation in connection with the Oklahoma Military Academy at Claremore,

and to advise you, and through you, the Honorable Senate, that the same has been adopted by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 5 was ordered transmitted to the Secretary of State.

To the President of the Senate,  
Building.  
SIR:

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

ENROLLED HOUSE BILL NO. 45—By COMMITTEE ON REVENUE AND TAXATION,

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expenses for collection, enforcement and purchase of stamps and refunds, shall be placed to the credit of the General Revenue Fund for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refunds and making appropriations therefor; prescribing penalties; 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 45 was read at length for the fourth time, the enrolled copy signed in open session by the Presiding Officer and ordered returned to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 96, By Timmons, was considered.

Section 1 was read and adopted, upon motion of Senator Timmons.

Upon motion of Senator Timmons, Senate Bill No. 96 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 96 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Broadus,	Fidler,	King,	Rinehart,	Whitaker,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Rorschach,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Ivester,	Nichols,	Sowards,	
Curnutt,	Johnston,	Paul,	Taylor,	Total, 33.

#### EXCUSED:

Hutchinson,	Ray.	Total, 2.
-------------	------	-----------

#### ABSENT:

Carlile.	Total, 1.
----------	-----------

#### NOT VOTING:

Briggs,	Fischl,	Logan,	Thomas,	
Burns,	Garvin,	Stewart,	Waldrep.	Total, 8.

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:

AYE:

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Broadbuss,	Fidler,	King,	Rinehart,	Whitaker,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Rorschach,	Willis,
Chamberlin,	Howsley,	Nance,	Sowards,	Wright.
Commons,	Ivester,	Nichols,	Spencer,	
Curnutt,	Johnston,	Paul,	Taylor,	Total, 33.

EXCUSED:

Hutchinson,	Ray.	Total, 2.
-------------	------	-----------

ABSENT:

Carlile.	Total, 1.
----------	-----------

NOT VOTING:

Briggs,	Fischl,	Logan,	Thomas,	
Burns,	Garvin,	Stewart,	Waldrep.	Total, 8.

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. 96 was ordered referred for engrossment.

GENERAL ORDER

Senator Nichols asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 59, by Nichols, the bill to retain its place on the calendar.

Senator Ritzhaupt asked unanimous consent, which was granted, to defer consideration of SENATE BILL NO. 14, by Ritzhaupt, Carmack, et al, the bill to retain its place on the calendar.

SENATE BILL NO. 67, by Willis, was considered.

Section 1 was read.

Senator Chamberlin moved that further consideration of Senate Bill No. 67 be indefinitely postponed, which motion prevailed.

SENATE BILL NO. 46, by George, of the Senate, and Huey, of the House, was considered.

Section 1 was read.

Senator George submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 46, line 9, page 1, by inserting after the word, "incidental," and before the word,

"registration," the words, "tuition from students residing without the State of Oklahoma."

GEORGE.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 46, line 7, page 3, by striking the figures, "\$6,000.00," and inserting the figures, "\$3,000.00."

PUGH.

Upon roll call, as follows, the Pugh amendment was declared failed of adoption:

AYE:

Albright,	Ivester,	Spencer,	Thomas,	Wright.
Burns,	Paul,	Stewart,	Whitaker,	
Bushyhead,	Pugh,	Taylor,	Willis,	Total, 13.

NAY:

Briggs,	Fidler,	Jones,	Nance,	
Broadus,	Fischl,	King,	Nichols,	
Chamberlin,	George,	Logan,	Rinehart,	
Curnutt,	Howsley,	Lowrance,	Ritzhaupt,	
Duffy,	Johnston,	MacDonald,	Timmons.	Total, 20.

EXCUSED:

Hutchinson,	Ray.	Total, 2.
-------------	------	-----------

ABSENT:

Carlile.	Total, 1.
----------	-----------

NOT VOTING:

Carmack,	Garvin,	Rorschach,	Waldrep,	
Commons,	Hill,	Sowards,	Wilbanks.	Total, 8.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 46, line 10, page 3, by adding the following: "Provided however enrollments, in accepting students in the School of Medicine, shall only be accepted from a population standpoint, to be defined in the enrollment thereon in the respect that the population of the various counties has to the population of the State; provided further the enrollment of any student entering the School of any profession, shall be apportioned in the same respect."

STEWART.

Senator MacDonald presiding.

Senator Ritzhaupt raised a point of order against the Stewart amendment, which was overruled, stating it was not germane to the bill.



Senator George moved to table the Stewart amendment, which motion was adopted.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 46, line 6, page 2, by striking after the words, "annual income," and before the word, "six," and inserting the words, "of not to exceed"

CURNUTT.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 46, line 1, page 2, by adding after the word, "Regents," and before the word, "The," the following: "Provided however no fee or fees shall ever be charged unless provided by statutes."

STEWART.

Senator Ritzhaupt moved to table the Stewart amendment.

Senator Paul moved that Senate Bill No. 46 be re-committed to the Committee on Education, with instructions to ascertain from the officials of the State University detailed information as to fees charged which motion, by unanimous consent, he withdrew.

Senator Duffy moved to table the Stewart amendment, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Carmack,	Fischl,	Jones,	Ritzhaupt,
Chamberlin,	George,	Nance,	Willis.
Duffy,	Hill,	Nichols,	Total, 11.

NAY:

Albright,	Curnutt,	Johnston,	Rinehart,	Timmons,
Briggs,	Fidler,	King,	Rorschach,	Whitaker,
Broadus,	Garvin,	Lowrance,	Spencer,	Wilbanks,
Burns,	Howsley,	MacDonald,	Stewart,	Wright.
Commons,	Ivester,	Paul,	Taylor,	Total, 24.

EXCUSED:

Hutchinson,	Ray.	Total, 2.
-------------	------	-----------

ABSENT:

Carlile.	Total, 1.
----------	-----------

NOT VOTING:

Bushyhead,	Pugh,	Thomas,	Total, 6.
Logan,	Sowards,	Waldrep.	

Senator Briggs, as a substitute, moved that Senate Bill No. 46 be referred to a Special Committee of 5, with instructions to redraft the bill to embrace the matter of fees charged by the Oklahoma University

and Oklahoma A. & M. College, said fees to be expended as provided by statute.

Senator Curnutt moved to amend the Briggs motion, to include all state schools, which motion was adopted.

The vote occurring on the Briggs motion, as amended, it was declared adopted, the Presiding Officer appointing as such Committee, Senators George, Paul, Chamberlin, Stewart and Rinehart.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 96 and House Bill No. 109 each correctly engrossed.

WILLIS, Chairman.

Senator Timmons presiding.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 96 and ordered it transmitted to the Honorable House, for consideration.

Senator MacDonald presiding.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 109, as amended, and ordered it returned to the Honorable House.

Upon motion of Senator Nance, the Secretary of the Senate was authorized to purchase \$15.03 worth of three cent stamps, in rolls, for each member of the Senate.

#### MESSAGE

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

C. E. SYKES, of Ardmore, Oklahoma,

as a Member of the State Game and Fish Commission, for the unexpired term of William Leighton, resigned.

Done, at Oklahoma City, Oklahoma, this the 5th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with the President presiding, who made the following announcement:

The Senate, in executive session, and upon the motion of Senator Fischl, seconded by Senator Logan, advised and consented to the confirmation of the executive nomination of C. E. SYKES, of Ardmore, as a Member of the State Game and Fish Commission, for the unexpired term of William Leighton, resigned.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 5 correctly enrolled.

WILLIS, Chairman.

Senator Nichols presiding.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 5 and ordered it transmitted to the Secretary of State.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.



# TWENTY-SECOND LEGISLATIVE DAY

WEDNESDAY, FEBRUARY 6, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Ray,	Timmons,
Briggs,	Duffy,	King,	Rinehart,	Whitaker,
Broadus,	Fidler,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Garvin,	MacDonald,	Sowards,	
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 40.

## EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

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 Judiciary No. 2 to whom was referred Senate Bill No. 29 by Logan and Lowrance, entitled:

An Act repealing Sections 610 to 664 inclusive, and Sections 894 to 916, inclusive and Sections 1010 to 1012 inclusive, O. S. 1931, relating to garnishments, 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.

DUFFY, Chairman.

Upon motion of Senator Duffy, the adverse committee report on Senate Bill No. 29 was adopted.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Senate Bill No. 51 by Commons, entitled:

An Act relating to the Purity of Waters, 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.

CARLILE, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 58 by Nance, Briggs, Burns, Ivester, Carmack, Hill and Thomas, entitled:

An Act defining and declaring a designated public policy of the State of Oklahoma, creating an Oklahoma Public Housing Commission and defining its powers and duties; providing for the appointment of members thereof, making appropriations to purchase the capital stock of said commission and for the salaries and expenses of the members, etc., and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return Committee Substitute for Senate Bill 58, with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Senate Bill No. 91 by Ritzhaupt, entitled:

An Act amending Section 4336, Oklahoma Statutes 1931, as amended by Section 2, Chapter 60, Oklahoma Session Laws 1933; amending Section 4338, Oklahoma Statutes 1931, as amended by Section 1, Chapter 185, Oklahoma Session Laws 1933, et al,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLILE, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 97 by Duffy of the Senate, Doggett, Haynes and McCollom of the House, entitled:

An Act repealing Chapter 137, Oklahoma Session Laws 1933, relating to the county emergency investment fund; providing for the disposition of any funds therein on hand on the effective date hereof; providing for the disposition of any moneys received by virtue of the liquidation of investments already made therefrom under the authority of said chapter, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 98 by Duffy, entitled:

An Act amending Section 1049, Oklahoma Statutes 1931, providing for the payment of witness fees and mileage for state witnesses in certain civil cases, 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.

DUFFY, Chairman.

The following Special Committee Report was submitted, adopted and the bill ordered printed and placed upon the calendar:

Mr. President: We, your Special Committee on Revenue and Taxation, to whom was referred Senate Bill No. 4 by Briggs, beg leave to report that we have had the same under consideration and herewith return the same with recommendation that it do pass with the following amendments:

Amendment No. 1. Insert line 16, page 1, after the word "hereby" and before the word "authorized" the word "empowered."

Amendment No. 2. Line 32, page 1, add after the period the following: "Provided, that where property involved is located in a city of the first class, before the Board of County Commissioners shall be empowered to act upon said application the same shall be presented to the governing board of said city and approved by it in regular session, and record proof of the said approval shall be required to be made in the hearing before said Board of County Commissioners.

Amendment No. 3. Strike Section 2, and insert in lieu thereof the following:

"Section 2. The application provided for herein shall be filed with the County Clerk, who shall cause a copy thereof to be delivered to the Chairman of the County Excise Board within ten days after filing and the said County Clerk shall keep a record of all proceedings thereon and shall file and preserve all documents or orders made, filed or presented in support of or in connection therewith, and if the relief be granted, in whole or in part, when the order thereon becomes final shall issue a proper certificate thereon, directed to the County Treasurer, and when the original thereof is delivered to the said County Treasurer he is and shall be authorized to correct the tax rolls for any year or years accordingly. The said certificate shall be prepared in triplicate, properly dated and numbered, one copy to be preserved in the records of the office of County Clerk and one copy to be delivered to and filed with the County Assessor, and the tax rolls, assessment records and accounts shall be corrected and adjusted accordingly by proper entries and notations made therein and thereafter the lien for taxes shall be limited to the amount shown to be due by such correction."



Amendment No. 4: Strike Section 3. (Sections 2 and 3 to be covered by another Act).

Amendment No. 5. Correct title by inserting in line 11, after the word "Matters," and before the word "Providing" the following:

"Providing method of procedure, duties of officers."

Amendment No. 6. Add Senators Fischl, Ray, Carmack and Chamberlin as joint authors.

BRIGGS,

FISCHL,

CHAMBERLIN.

#### FIRST READING

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

SENATE BILL NO. 116—By MacDONALD—An Act appropriating the sum of \$400,000.00 for the purpose of purchasing and distributing to persons who are unable to provide themselves with seed and feed for gardens and live stock and poultry; providing for the distribution thereof through the State Board of Agriculture under rules and regulations prescribed thereby; authorizing and directing said Board to purchase said seed and feed for distribution to such persons; fixing a criminal penalty for persons diverting funds appropriated herein or selling or failing to use seed or feed distributed hereunder, and declaring an emergency.

SENATE BILL NO. 117—By CHAMBERLIN and GEORGE—An Act defining political parties; providing for recognition of said parties; said party to lose recognition if it fails to receive certain percentage of vote; providing for organization of new political parties by petition; providing procedure and restrictions, repealing conflicting laws, and declaring an emergency.

SENATE BILL NO. 118—By BRIGGS, BROADDUS, WILBANKS, ET AL—An Act relating to elections, providing for a uniform system of registration of electors in the State of Oklahoma; providing for payment of registration expense by the State; prohibiting voting without being registered; providing penalties, repealing all conflicting laws, and declaring an emergency.

SENATE BILL NO. 119—By CURNUTT—An Act amending Section 11282 Oklahoma Statutes, 1931, relating to the filing of chattel mortgages, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 120—By TIMMONS—An Act providing the manner and time in which claims of creditors shall be presented against an estate—contingent claims or claims not due—lack of notice to creditor—mortgage foreclosure not limited—claim for deficiency to

be presented—and amending Section 1233 Oklahoma Statutes, 1931, and repealing that part of said Section as herein amended.

SENATE BILL NO. 121—By NANCE, BRIGGS, BURNS, IVESTER, CARMACK, HILL and THOMAS—An Act declaring the Oklahoma Public Housing Commission to be a body corporate and constituting a public benefit corporation, defining its powers and duties, making provisions for the handling of its assets and securities and methods of financing said corporation, making appropriations to purchase the capital stock of said Commission and for other necessary purposes.

SENATE BILL NO. 122—By WILBANKS and GEORGE of the Senate, and HUSER of the House—An Act amending Section 4, Chapter 199, Session Laws, 1933, providing for repayment of election funds to the State which remains in custody of County Treasurers for twelve months, and declaring an emergency.

SENATE BILL NO. 123—By WILBANKS and GEORGE of the Senate, and HUSER of the House—An Act providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any state-wide general, primary, run-off primary, or special election within this State, or any special election held in any Congressional District; providing the manner in which the votes may be cast; prescribing the duties of election officers; providing penalties for violation of this Act; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 124—By WILBANKS—An Act repealing Sections 5817 and 5818, Oklahoma Statutes, 1931, relating to Presidential electors.

SENATE BILL NO. 125—By WHITAKER—An Act 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; repealing certain sections, and declaring an emergency.

SENATE BILL NO. 126—By TIMMONS—An Act authorizing and directing the State Board of Public Affairs to execute a release and waiver to School District No. 7, Tulsa, County, Oklahoma, of all rights and authority the State of Oklahoma has to explore and develop oil and gas and/or mineral rights to certain lands located within said County, and declaring an emergency.

SENATE BILL NO. 127—By NICHOLS—A Bill to be entitled an Act appropriating any money in the Tax Commission Fund, for the purpose of paying the former members of the Tax Commission, the Secretary and Attorney thereof, the remainder of salaries to which they are entitled under law, and declaring an emergency.

SENATE BILL NO. 128—By NICHOLS—A Bill to be entitled an Act making appropriation to supplement the maintenance fund of the

Colored Agricultural and Normal University at Langston, for the fiscal year ending June 30, 1935, and to pay unpaid claims for the fiscal year ending June 30, 1934, and declaring an emergency.

SENATE BILL NO. 129—By NICHOLS—A Bill to be entitled an Act making an appropriation to pay ex-Governor William H. Murray money to which he is entitled under the law, and declaring an emergency.

SENATE BILL NO. 130—By RORSCHACH—An Act making an appropriation for the purpose of removing a building and replacing same with a new building at the Whitaker State Orphans' Home, and authorizing the State Board of Public Affairs to expend said moneys.

SENATE BILL NO. 131—By RORSCHACH—An Act making it unlawful to collect money from any appointive official or employee of the State of Oklahoma to carry on a political campaign, and providing the penalty therefor.

SENATE JOINT RESOLUTION NO. 16—By SPENCER and Burns of the Senate, and BYRUM of the House—A Joint Resolution authorizing the submission of a proposed Amendment to the Constitution of the State of Oklahoma to the people for their approval or rejection for the purpose of amending Section 1 of Article VI and repealing Sections 27, 28, 29 and 30 of Article VI of the Constitution of the State of Oklahoma, said amendment and repeal abolishing the office of Commissioner of Charities and Corrections.

## SECOND READING

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

SENATE BILL NO. 113—By ALBRIGHT—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 114—By GARVIN—Referred to Committee on Legal Advisory.

SENATE BILL NO. 115—By FISCHL of the Senate, and REED of the House—Referred to Committee on Appropriations.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise



you, and through you the Honorable Senate, that the House of Representatives has added as an additional Conferee on:

ENGROSSED SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act amending Section 3483, Oklahoma Statutes 1931, relating to salaries in the Governor's office and making an appropriation for the remainder of the fiscal year ending June 30, 1935, repealing all conflicting laws and declaring an emergency,

the following named Representative: Freeman.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 127—By WRIGHT of Beaver, and WELCH,

An Act authorizing the remission of all penalties from delinquent paving taxes and assessments in organized paving districts in cities or towns in counties having a population of less than 16,000, providing conditions therefor and authorizing and directing the County Treasurer of said counties to collect said paving taxes and assessments without collecting said penalties, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 127.

Senator Nance moved that a Committee of five be appointed, for the purpose of making an investigation of the operation and management of the School Land Department, which motion prevailed, the President appointing as such Committee, Senators Carmack, Howsley, Rinehart, Stewart and Paul.

President Pro Tempore Briggs presiding.

Senator Johnston read to the Senate a certain newspaper item, to which was attached affidavits, relative to charges against the management of the State Reformatory at Granite, and, upon his motion, the

documents were ordered referred to the Committee on Penal Institutions, for consideration.

Senator Nance moved that a Committee of five be appointed, for participate in the investigation of the State Reformatory at Granite, with power and authority to make such investigation as it deems advisable and necessary, and report back to the Senate.

Senator Curnutt moved to amend the Nance motion, by including the State Institutions at Pauls Valley and Tecumseh, which motion prevailed.

The vote occurring on the Nance motion, as amended, it was declared adopted, the President Pro Tempore appointing as such committee Senators Wilbanks, Carmack, Spencer, Chamberlin, Burns, Curnutt and Paul.

Senator Nance moved that a Committee of three, composed of the President Pro Tempore, the Chairmen of the Committees on Revenue and Taxation and Appropriations, be appointed, and that the Honorable House be requested to appoint a like Committee, for the purpose of preparing and submitting a bill, or bills, looking to the refinancing of the State's public debt, which motion prevailed.

Senator Nance moved that a Special Committee of five be appointed, with instructions to prepare and submit measures properly submitting Constitutional Amendments, covering the subjects of Old Age Pension and Securities, Homestead Exemptions, Common School Finances and Centralization and Control and Management of the School Land Department, said measures to provide the designation of an early date on which said amendments shall be submitted to a vote of the people at a Special Election.

The Nance motion prevailed, the President Pro Tempore appointing as such Committee, Senators MacDonald, Johnston, Broadus, Chamberlin and Whitaker.

#### MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 109—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making supplemental appropriations

for the Hospital for Negro Insane at Taft, for the fiscal year ending June 30, 1935, and declaring an emergency,

and asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives Singleton, Thornton and Chambers.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nichols, the request of the Honorable House, for a conference on Engrossed House Bill No. 109, was ordered granted, the President Pro Tempore appointing as Senate Conferees thereunder, Senators Nichols, Broadus and Timmons.

#### GENERAL ORDER

SENATE BILL NO. 105, by Committee on Appropriations, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 105 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 105 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

##### AYE:

Albright,	Commons,	Johnston,	Nichols,	Spencer,
Briggs,	Curnutt,	Jones,	Paul,	Taylor,
Broadus,	Duffy,	King,	Pugh,	Thomas,
Burns,	Garvin,	Logan,	Ray,	Timmons,
Bushyhead,	George,	Lowrance,	Rinehart,	Whitaker,
Carmack,	Hill,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Ivester,	Nance,	Sowards,	Total, 34.

##### EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

##### NOT VOTING:

Carlile,	Fischl,	Stewart,	
Fidler,	Ritzhaupt,	Wilbanks.	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:

AYE:

Albright,	Commons,	Johnston,	Nichols,	Spencer,
Briggs,	Curnutt,	Jones,	Paul,	Taylor,
Broadus,	Duffy,	King,	Pugh,	Thomas,
Burns,	Garvin,	Logan,	Ray,	Timmons,
Bushyhead,	George,	Lowrance,	Rinehart,	Whitaker,
Carmack,	Hill,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Ivester,	Nance,	Sowards,	Total, 34.

EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

NOT VOTING:

Carlile,	Fischl,	Stewart,	
Fidler,	Ritzhaupt,	Wilbanks.	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. 105 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 22, by Howsley, et al, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 22 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 22 was considered engrossed and placed upon third reading and final passage.

THIRD READING

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:

## AYE:

Briggs,	Fischl,	King,	Ray,	Whitaker,
Burns,	Garvin,	Logan,	Rinehart,	Wright.
Carmack,	George,	Lowrance,	Rorschach,	
Chamberlin,	Hill,	Nance,	Sowards,	
Curnutt,	Ivester,	Nichols,	Spencer,	
Duffy,	Johnston,	Paul,	Thomas,	
Fidler,	Jones,	Pugh,	Timmons,	Total, 30.

## EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

## NOT VOTING:

Albright,	Carlile,	Ritzhaupt,	Wilbanks.
Broaddus,	Commons,	Stewart,	
Bushyhead,	MacDonald,	Taylor,	Total, 10.

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:

## AYE:

Briggs,	Fischl,	King,	Ray,	Whitaker,
Burns,	Garvin,	Logan,	Rinehart,	Wright.
Carmack,	George,	Lowrance,	Rorschach,	
Chamberlin,	Hill,	Nance,	Sowards,	
Curnutt,	Ivester,	Nichols,	Spencer,	
Duffy,	Johnston,	Paul,	Thomas,	
Fidler,	Jones,	Pugh,	Timmons,	Total, 30.

## EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

## NOT VOTING:

Albright,	Carlile,	Ritzhaupt,	Wilbanks.
Broaddus,	Commons,	Stewart,	
Bushyhead,	MacDonald,	Taylor,	Total, 10.

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 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 86, by Rinehart and Curnutt, was considered.

Section 1 was read.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 86, line 7, page 1, by adding after the word, "years," and before the word, "and," line 8, the following: "and as long thereafter as oil, gas or other minerals may be produced in paying quantities."

FISCHL.

Senator Commons asked unanimous consent, which was granted, to amend the Fischl amendment by inserting after the word, "gas," the words, "or other minerals."

By unanimous consent, the Fischl amendment, as amended, was adopted.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 86, line 4, page 1, by inserting after the word, "gas," and before the word, "mining," the words, "and other."

FISCHL.

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

Section 2 was read.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 86, line 15, page 2, by inserting after the word, "court," and before the word, "shall," the words, "in his discretion and upon showing of benefit to the estate of said decedent or ward."

WHITAKER.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 86, line 18, page 2, by adding after the word, "gas," and before the word, "mining," the words, "and other."

FISCHL.

Upon motion of Senator Rinehart, Section 2, as amended, was adopted.

Senator Wilbanks presiding.

Section 3 was read.

Senator Rinehart submitted the following amendment, which was adopted by unanimous consent:



Mr. President: I move to amend Senate Bill No. 86, line 17, page 3, and line 12, page 4, by inserting after the word, "gas," and before the word, "mining," the words, "and other."

RINEHART.

Senator Chamberlin asked unanimous consent, which was granted, to amend Senate Bill No. 86, by striking the word, "mining," wherever it appears, and inserting the word, "mineral."

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 86, line 17, page 4, by striking the word, "Emergency," and inserting at the beginning of line 18, the word and figure, "Section 4."

WHITAKER.

Upon motion of Senator Rinehart, Section 3, as amended, was adopted.

Upon motion of Senator Rinehart, Senate Bill No. 86, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 86, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 86 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Broadus,	Fidler,	King,	Rorschach,	Wilbanks,
Burns,	Fischl,	Logan,	Sowards,	Wright.
Bushyhead,	George,	Nichols,	Spencer,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	Total, 31.

#### EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

#### NOT VOTING:

Briggs,	Commons,	Lowrance,	Nance,	Stewart.
Carlile,	Garvin,	MacDonald,	Ritzhaupt,	Total, 9.

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:

AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Broaddus,	Fidler,	King,	Rorschach,	Wilbanks,
Burns,	Fischl,	Logan,	Sowards,	Wright.
Bushyhead,	George,	Nichols,	Spencer,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	Total, 31.

EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

NOT VOTING:

Briggs,	Commons,	Lowrance,	Nance,	Stewart.
Carlile,	Garvin,	MacDonald,	Ritzhaupt,	Total, 9.

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. 86 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 80, By Chamberlin, was considered.

Section 1 was read.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend Senate Bill No. 80, by striking lines 13, 14, 15, 16 and 17, page 2.

IVESTER.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 80, line 7, page 1, by inserting after the word, "superintendent," and before the word, "agent," the words, "cashier, bookkeeper."

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 80, line 8, page 1, by striking the word, "and," and inserting after the word, "matters," and before the word, "and," the words, "books, records, office, or."

JOHNSTON.

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

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

Upon motion of Senator Chamberlin, Senate Bill No. 80, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 80, as amended, was advanced to engrossment and third reading.

### THIRD READING

SENATE BILL NO. 80 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Jones,	Ray,	Taylor,
Briggs,	Duffy,	King,	Rinehart,	Whitaker,
Broadus,	Fidler,	Lowrance,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	MacDonald,	Rorschach,	Wright.
Bushyhead,	George,	Nichols,	Sowards,	
Carmack,	Hill,	Paul,	Spencer,	
Chamberlin,	Johnston,	Pugh,	Stewart,	Total, 32.

#### NAY:

Ivester.	Total, 1.
----------	-----------

#### EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

#### NOT VOTING:

Carlile,	Garvin,	Nance,	Timmons.
Commons,	Logan,	Thomas,	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:



AYE:

Albright,	Curnutt,	Jones,	Ray,	Taylor,
Briggs,	Duffy,	King,	Rinehart,	Whitaker,
Broadus,	Fidler,	Lowrance,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	MacDonald,	Rorschach,	Wright.
Bushyhead,	George,	Nichols,	Sowards,	
Carmack,	Hill,	Paul,	Spencer,	
Chamberlin,	Johnston,	Pugh,	Stewart,	Total, 32.

NAY:

Ivester. Total, 1.

EXCUSED:

Howsley, Hutchinson, Waldrep, Willis. Total, 4.

NOT VOTING:

Carlile,	Garvin,	Nance,	Timmons.
Commons,	Logan,	Thomas,	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.

Senate Bill No. 80 was ordered referred for engrossment.

By unanimous consent, consideration of SENATE JOINT RESOLUTION NO. 12, by Nichols, was deferred for this legislative day.

Upon motion of Senator Paul, SENATE BILL NO. 35, by Paul, was ordered withdrawn from the Committee on Fish and Game and placed upon the calendar.

Senator Hutchinson asked to be reported present which was the order.

GENERAL ORDER

SENATE BILL NO. 32, by Curnutt, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 32, line 5, page 1, by inserting after the words "Private corporations," the word and figures, "Section 9725."

CURNUTT.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 32, line 5, page 4.

by striking after the word, "of," the words "affecting (sic)" and inserting the word, "effecting."

WHITAKER.

On motion of Senator Curnutt, section 1, as amended, was adopted.

Section 2 was read and adopted on motion of Senator Curnutt.

Upon motion of Senator Curnutt, Senate Bill No. 32 was advanced to engrossment and third reading.

Upon motion of Senator Curnutt, the rules of the Senate were suspended and Senate Bill No. 32 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 32 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	King,	Rinehart,	Wilbanks,
Briggs,	George,	Logan,	Rorschach,	Wright.
Broadus,	Hill,	Lowrance,	Spencer,	
Bushyhead,	Hutchinson,	Nance,	Stewart,	
Carmack,	Ivester,	Nichols,	Thomas,	
Chamberlin,	Johnston,	Paul,	Timmons,	
Curnutt,	Jones,	Pugh,	Whitaker,	Total, 30.

#### EXCUSED:

Howsley,	Waldrep,	Willis.	Total, 3.
----------	----------	---------	-----------

#### NOT VOTING:

Burns,	Fidler,	MacDonald,	Sowards,
Carlile,	Fischl,	Ray,	Taylor.
Commons,	Garvin,	Ritzhaupt,	Total, 11.

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:

#### AYE:

Albright,	Duffy,	King,	Rinehart,	Wilbanks,
Briggs,	George,	Logan,	Rorschach,	Wright.
Broadus,	Hill,	Lowrance,	Spencer,	
Bushyhead,	Hutchinson,	Nance,	Stewart,	
Carmack,	Ivester,	Nichols,	Thomas,	
Chamberlin,	Johnston,	Paul,	Timmons,	
Curnutt,	Jones,	Pugh,	Whitaker,	Total, 30.

## EXCUSED:

Howesley,	Waldrep,	Willis.	Total, 3.
-----------	----------	---------	-----------

## NOT VOTING:

Burns,	Fidler,	MacDonald,	Sowards,
Carlile,	Fischl,	Ray,	Taylor.
Commons,	Garvin,	Ritzhaupt,	Total, 11.

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. 32 was ordered referred for engrossment.

Senator Pugh served notice that he would, on the next legislative day, move to reconsider the vote by which Senate Bill No. 32 was passed.

## GENERAL ORDER

SENATE BILL NO. 102, by Nance, was considered.

Sections 1, 2, 3 and 4 were read and adopted upon motions of Senator Nance.

Upon motion of Senator Nance Senate Bill No. 102 was advanced to engrossment and third reading.

Upon motion of Senator Nance the rules of the Senate were suspended and Senate Bill No. 102 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 102 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Wilbanks,
Briggs,	Duffy,	King,	Ritzhaupt,	Wright.
Broadus,	Fischl,	Logan,	Rorschach,	
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Paul,	Timmons,	
Commons,	Johnston,	Pugh,	Whitaker,	Total, 30.

## EXCUSED:

Howesley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
-----------	-------------	----------	---------	-----------

## NOT VOTING:

Burns,	Garvin,	Ray,	Taylor.
Carlile,	Lowrance,	Sowards,	
Fidler,	MacDonald,	Spencer,	Total, 10.



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:

AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Wilbanks,
Briggs,	Duffy,	King,	Ritzhaupt,	Wright.
Broaddus,	Fischl,	Logan,	Rorschach,	
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Paul,	Timmons,	
Commons,	Johnston,	Pugh,	Whitaker,	Total, 30.

EXCUSED:

Howsley,	Hutchinson,	Waldrep,	Willis.	Total, 4.
----------	-------------	----------	---------	-----------

NOT VOTING:

Burns,	Garvin,	Ray,	Taylor.
Carlile,	Lowrance,	Sowards,	
Fidler,	MacDonald,	Spencer,	Total, 10.

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. 102 was ordered referred for engrossment.

Senator Fischl asked unanimous consent, which was granted, that a committee of five be appointed to confer with a like committee of the Honorable House in redrafting the bill with reference to waiving penalties on delinquent taxes (Senate Bill No. 11), and the following special committee was appointed: Senators Fischl, Howsley, Broaddus, Nance, Timmons, Stewart and Briggs.

Senator Albright submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills asks leave to report Senate Bills Numbers 22 and 105 each correctly engrossed.

ALBRIGHT, Vice-Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Numbers 22 and 105 and ordered each transmitted to the Honorable House for consideration.

Senator Nance moved that the investigating committees appointed with reference to the School Land Department and the State Penal Institutions be empowered to employ the necessary help, issue process, compel attendance of witnesses, administer oaths and punish for contempt, which motion prevailed.

Senator Ivester moved that the committee appointed to investigate the penal institutions be instructed to withhold its report pending the report of the State Board of Affairs covering said institutions.

Senator Stewart moved to table the Ivester motion, which motion prevailed.

Upon motion of Senator Ivester, the Senate adjourned to meet under the rules.

## TWENTY-THIRD LEGISLATIVE DAY

THURSDAY, FEBRUARY 7, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Ray,	Timmons,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broaddus,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Lowrance,	Rorschach,	Willis,
Bushyhead,	Garvin,	MacDonald,	Sowards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 41.

## EXCUSED:

Howlsley,	Hutchinson,	Wilbanks.	Total, 3.
-----------	-------------	-----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## MESSAGES

The following messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 4—By BAILEY, JOHNSTON, FRAZIER, TWIDWELL, RAWLS, WOOTEN, WELCH, COX, REED, PHILLIPS of Pawnee, O'NEILL, ULMARK, HUEY, LONG, COLEMAN and TRAW,

An Act abolishing run-off primary elections in this State; repealing Sections 2 to 7 inclusive, Chapter 24, Article 1, Session Laws 1929,



and Sections 4, 5 and 9, Article 111, Chapter 29, Session Laws 1931, amending Section 2, Article 1, Chapter 29, Session Laws 1931, and Sections 3, 8 and 11, Article 111, Chapter 29, Oklahoma Session Laws 1931, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 4.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 84—By RAASCH, KIKER, BRANNAN, BREWER, BYROM, COX, FRAYER, HANKLA, HOGG, HOWELL, JOHNSON of Comanche, JONES, LARASON, McCOLLOM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TAYLOR, WHITAKER and WRIGHT of Beaver,

An Act conferring additional duties, powers and limitations, upon the Conservation Commission of the State of Oklahoma as created by the laws of Oklahoma, Article 5, Chapter 70, Compiled Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive; amending Section 13241, Compiled Oklahoma Statutes, 1931, fixing the terms of the members of the commission; declaring the conservation of the waters within the State in every manner and means therefor as public necessity and public utility; authorizing and encouraging the building and conservation of ponds, lakes and reservoirs, terracing, contour cultivation, non-erosion planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real or mixed property, to purchase personal property or sell the same when no longer needed; authorizing the Commission to accept grants, gratuities and assistance from the United States of America, and its agencies; amending Section 13242, Compiled Oklahoma Statutes, 1931, relating to the duties of the State engineer and the State Highway Engineer, and as to their records; amending Section 13246, Compiled Oklahoma Statutes, 1931, fixing salaries of members of the Commission and authorizing the Commission to employ assistance; providing that no member of the Commission shall become interested in a contract of the Commission or profit thereby; and providing penalties; providing said Commission may sue and be sued; empowering the Commission to establish rates and collect for services supplied; authorizing the impounding of waters

by saturation, and to appropriate and conserve water; declaring all works of the Commission to be public utilities; districting the State into three areas, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 84.

Senator Logan asked unanimous consent, which was granted, to have House Bill No. 84 ordered printed, as received from the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the Speaker has appointed as a Committee to meet with a like Committee appointed by the Honorable Senate, to consider the matter of redrafting:

ENGROSSED HOUSE BILL NO. 15—By PHILLIPS of Okfuskee, REED, HUNT of Osage, COOK, BEAMAN, COX, WINGO, MUNGER, HUEY, SADLER and others,

An Act relating to the waiver, releasing and rebating of penalties, interest and costs on certain ad valorem taxes on real and personal property in this State; prescribing the duties of the county treasurers of this State relating thereto; providing, that if any Section or portion thereof of this Act shall be held to be unconstitutional, same will not affect, impair, or invalidate other provisions thereof, and declaring an emergency,

the following named House members: Coe, Abernethy of Harmon, Bailey, Brown, Reed, Traw and Welch.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and

through you the Honorable Senate, that the Speaker has appointed as a Committee to meet with a like Committee appointed by the Honorable Senate, to consider the matter of redrafting:

ENGROSSED SENATE BILL NO. 11—By FISCHL, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, HUTCHINSON, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS and WRIGHT,

An Act providing for the waiving and releasing of the interest, penalties and costs of all delinquent ad valorem and special assessment taxes on real property and ad valorem taxes on personal property and penalties on gross production, income, inheritance and excise taxes; providing for the method and manner of the payment of such taxes without penalties, interest and costs; authorizing the Oklahoma Tax Commission and county treasurers to accept such taxes in the manner and installments herein provided without such penalties, interest and costs; providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers; suspending the operation of all such laws or parts of laws in conflict herewith for the term of this Act, and providing further, that in case any section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any court of competent or final jurisdiction, to be invalid, such judgment shall not effect, impair or invalidate the remainder of this Act, and declaring an emergency,

the following named House members: Coe, Abernethy of Harmon, Bailey, Brown, Reed, Traw and Welch.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, Senators Fischl, Johnston, Briggs, Nance, Timmons, Broaddus and Stewart, having been named as Special Committee under Engrossed House Bill No. 15, were appointed as a Special Committee under Engrossed Senate Bill No. 11.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the Speaker has appointed as a Committee to meet with a like Committee appointed by the Honorable Senate, to consider the matter of drafting:



A Measure looking to the financing of the public debt,  
the following named House members: Holliman, Singleton and Gibbons.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

#### PETITIONS

The following petition was presented by Senator Lowrance, and, upon his motion, the request was ordered granted:

To the Honorable President Pro Tempore,  
of the Senate of Oklahoma:

Harry Lyons states that he is a resident of Oklahoma City, Oklahoma, that he is 42 years of age; that he is a Legislative Representative of the Oklahoma Asphalt Company; that he is paid the sum of \$250.00 monthly, 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.

(Signed) HARRY LYONS.

The following petition was presented by Senator Jones and, upon his motion, the request was ordered granted:

Mr. President and  
Honorable Senate:

I respectfully request to appear before committees to represent the Druggists of this State. I certify that I am the duly elected State Secretary of the Oklahoma Pharmaceutical Association and receive no outside compensation, other than a salary duly authorized by the Constitution of said organization.

(Signed) ELBERT R. WEAVER, Jr.

#### COMMUNICATIONS

A communication, addressed to Senator Nichols, from Ema Warmack, Secretary-Treasurer, Pontotoc National Farm Loan Association, Ada, Oklahoma, was read, urging the passage of a bill remitting tax penalties.

Senator Stewart submitted the following "Statement of Facts," which, by unanimous consent, was ordered incorporated herewith:

STATEMENT OF FACTS AND RESOLUTIONS UNANIMOUSLY  
ADOPTED IN JOINT ASSEMBLY OF THE OLD AGE  
NONAGE SECURITY LEAGUE AND THE NATIONAL  
LEAGUE OF WORKERS AND FARMERS

Sunday, February 3, 1935

STATEMENT OF FACTS

A democracy is based upon the philosophy that citizenship is of and an intrigal part of that form of government and our Founding Father's inculcated this theory into the Declaration of Independence and the preamble and bill of rights of our Constitution. A democracy must stand or fall upon this theory.

Early in our history our government was taken over by the landed aristocracy and from then to the present time special privileged interests have dictated our policies until they have now dispossessed our citizens and reduced the masses to poverty and insecurity.

The national administration has said that no one in America shall go hungry. The political campaign was made in Oklahoma on these broad principles, with specific emphases placed upon old age pension and legislation in the interest of the farmer, worker and small business interests, resulting in the election of Governor Marland and an overwhelming majority of Democrats in the House and Senate.

Our Governor is more responsible than any other person for the fulfillment of platform pronouncements. He has outlined a broad program of activity to fulfill campaign pledges. The organizations above mentioned are voicing the sentiment of the masses of this state in demanding that these pledges be kept.

Along with the enactment of an adequate old age pension these organizations are especially interested in relief programs as a temporary means of protecting our citizens until such time as governmental activities accept the challenge of the machine age in this era of abundance.

After five years of mass poverty, we find that social service, under the direction of private organizations, using federal funds, has proven inadequate to serve mass misery. We also know that these groups of irresponsible are dictating the policy of relief to our governmental agencies.

STARVATION IS ACTUAL IN OKLAHOMA, and without giving specific cases, either of the above mentioned organizations is ready to meet a committee from the Governor, House or Senate in substantiation of the fact. We are prepared to prove that social service as now administrated is incompetent, inadequate and a "racket" based upon common misery and insecurity. The proof is at hand and we challenge you to an investigation under our direction.

Either make relief actual and responsible to elected authority or cut it off entirely and let the masses be decimated by starvation and the ravages of diseases. It were better that the miserable starve at once than to prolong a hopeless miserable existence.

We know that there is no such thing as a scientific system of taxation and we also know who in the last analysis pays the tax. We also know how and by whom values are produced.

Regardless of what may be said about indebtedness, taxes and budget balancing, the physical equipment, intelligence and man power remain to bring about a state of security. Our President has said that human rights must be placed above property rights. If this mandate is not followed neither human rights nor property rights will be secure.

We ask that this legislature enact into law the relief program outlined by Governor Marland and that they divorce irresponsible private charity from Governmental activities.

Whereas, The above statements of facts meets the approval of these organizations.

And Whereas, It is incumbent on the legislators of Oklahoma to enact into law legislation that means economic security for our citizens.

Be It Resolved, That this statement of facts and demands be presented to Governor E. W. Marland and both branches of the legislative body for their consideration and execution.

(Signed) :

C. W. HOLLOWAY, President.

Old Age Nonage Security League,  
714 N. W. 17th St., Oklahoma City.

FRANK E. WELKER, President,

National League of Workers and Farmers,  
1417 N. W. First Street.

E. C. WALLACE, Joint Secretary,

612 S. W. 11th Street.

Senator Carmack moved that a Committee of three lawyer members of the Senate be appointed, with instructions to prepare a bill for introduction and consideration, looking to the remission of tax penalties by the several County Treasurers of Oklahoma, payments of which have been forced during the past year, which motion, by unanimous consent, he withdrew.

Senator Pugh, having served notice on the last legislative day that he would move to reconsider the vote by which SENATE BILL NO. 32, by Curnutt, was passed, asked unanimous consent, which was granted, to withdraw that notice.



# CONFERENCE COMMITTEE REPORT

Senator Fischl submitted the following Conference Committee Report, which was read, and, upon his motion, adopted:

To the Honorable Senate  
and House of Representatives,  
Fifteenth Legislature:

We, your Committee of the Senate and House, appointed to confer as to House Amendments to Senate Bill No. 57 by Lowrance and Fischl of the Senate and Sadler of the House, entitled:

An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931, the same being an Act relating to the leasing of lakes, ponds, and streams by cities, towns and villages in the State of Oklahoma, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the Senate concur in House Amendment Number One as follows:

"By striking the words "and for other purposes" in Section 1, line 9, page 1 of original Engrossed Senate Bill No. 57."

and that the House recede from House Amendment Number Two, as follows:

"By inserting between the word 'lease' and the word 'no' in Section 2, line 3, page 1, of original Engrossed Senate Bill No. 57, the words 'except as hereinafter provided'."

SADLER,  
SINGLETON,  
SHOEMAKE,

House Conferees.

FISCHL,  
LOWRANCE,  
RAY,

Senate Conferees.

Senate Bill No. 57, as amended in Conference, was read at length.

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

## AYE:

Albright,	Duffy,	Logan,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Lowrance,	Rorschach,	Willis,
Broadus,	George,	MacDonald,	Spencer,	Wright.
Bushyhead,	Hill,	Nance,	Stewart,	
Carmack,	Ivester,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
Commons,	Jones,	Ray,	Timmons,	
Curnutt,	King,	Rinehart,	Waldrep,	Total, 35.

## EXCUSED:

Howlsley,	Hutchinson,	Wilbanks.	Total, 3.
-----------	-------------	-----------	-----------

## NOT VOTING:

Burns,	Fidler,	Pugh,	
Carlile,	Garvin,	Sowards.	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:

## AYE:

Albright,	Duffy,	Logan,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Lowrance,	Rorschach,	Willis,
Broaddus,	George,	MacDonald,	Spencer,	Wright.
Bushyhead,	Hill,	Nance,	Stewart,	
Carmack,	Ivester,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
Commons,	Jones,	Ray,	Timmons,	
Curnutt,	King,	Rinehart,	Waldrep,	Total, 35.

## EXCUSED:

Howlsley,	Hutchinson,	Wilbanks.	Total, 3.
-----------	-------------	-----------	-----------

## NOT VOTING:

Burns,	Fidler,	Pugh,	
Carlile,	Garvin,	Sowards.	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. 57, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 80, 86 and 102, each, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 80, 86 and 102, and ordered each 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. 132—By COMMONS, NICHOLS, BRIGGS and GEORGE—An Act relating to primary elections; providing for the filing and nomination of candidates in primary elections; providing for filing of non-partisan and independent candidates, prescribing form of petitions, convention certificates, and form of acceptance; prescribing filing periods and designating boards with which candidates shall file; regulating the conduct of primary elections; providing for the nomination of unopposed candidates; providing methods of procedure for contest of candidates filings; regulating designation of candidates on ballots; prohibiting the use of titles, prefixes and suffixes; providing other details for primary elections; prescribing penalties; repealing certain sections, and declaring an emergency.

SENATE BILL NO. 133—By NICHOLS—An Act regulating expenditures by candidates in primary elections, providing for filing reports of expenditures, prescribing penalties, both civil and criminal, for violations of the Act, and repealing all Acts, and parts of Acts in conflict herewith.

SENATE BILL NO. 134—By RAY, LOWRANCE, BURNS, THOMAS, JONES, KING, SOWARDS, TAYLOR, FISCHL, JOHNSTON, CARLILE, CARMACK and GARVIN—An Act repealing Chapter 264, Senate Bill No. 994 of the Session Laws of Oklahoma of 1929, which is known as The State Bar Act; providing the method and manner of admissions to the Bar and providing the procedure for suspension and disbarment of members; providing the method and manner of regulating the practice of Law, and declaring an emergency.

By unanimous consent, Senator Stewart's name was ordered stricken as joint author of Senate Bill No. 134.

SENATE BILL NO. 135—By WHITAKER and RITZHAUPT—An Act relating to County and Township roads; declaring all roads in any County of this State outside the limits of an incorporated City or Town not designated as State Highways to be County Highways, and subject to maintenance by the County, and declaring an emergency.

SENATE BILL NO. 136—By TIMMONS, BROADDUS, RAY, COMMONS, ET AL—An Act providing for the conversion of Building and Loan Associations and other Home Financing Organizations into Federal Savings and Loan Associations, prescribing the procedure therefor, defining the results thereof and providing for the indebtedness of such Associations.

SENATE BILL NO. 137—By RITZHAUPT—An Act amending Section 7305, Oklahoma Statutes, 1931, and making the State Board of Education the Ex-officio Board of Regents of the Colored Agricultural and Normal University of Oklahoma, vesting the government of said University in said Board of Regents, and declaring an emergency.

SENATE BILL NO. 138—By FISCHL—An Act authorizing McKinley Mills to bring suit against the State of Oklahoma for the purpose



of determining whether or not the State of Oklahoma is indebted to said McKinley Mills on account of injuries received by being run over by a truck being driven by employees of the State Highway Department on July 2, 1932, and declaring an emergency.

SENATE BILL NO. 139—By FISCHL—An Act authorizing a representative of the estate of Gerald Wood, deceased, or his surviving heirs to bring suit against the State of Oklahoma for the benefit of said estate or of said heirs for damages resulting from the death of said Gerald Wood on account of injuries sustained while in the employ of the State Highway Department of the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 140—By BRIGGS and STEWART—An Act providing that taxes heretofore levied and hereafter collected, where obligations for which levies were made has been satisfied by transfer of liability to sinking fund by judgment or funding and where no further liabilities exist against any fund or funds for which said levy or any part thereof was made, shall, when collected be credited to the sinking fund account in the County Treasury, and declaring an emergency.

SENATE BILL NO. 141—By RORSCHACH—An Act making it unlawful for any person, firm or corporation to engage in promoting the success or defeat of any party, candidate, etc., by doing certain acts herein declared unlawful, and providing penalty therefor.

SENATE BILL NO. 142—By RORSCHACH of the Senate, and MARTIN of the House—An Act amending Section 5913, Oklahoma Statutes 1931, as amended by Senate Bill No. 150, approved April 28, 1933, enacted by the Legislature of Oklahoma, relating to levy of taxes for the sinking fund of municipalities, and providing for payment of judgments against municipalities in annual equal installments of not less than three years nor more than ten years in the discretion of the Court rendering the judgment.

SENATE BILL NO. 143—By RORSCHACH—An Act amending Section 3960, Compiled Oklahoma Statutes, 1931, providing for and fixing official bond of County Judges, and declaring an emergency.

SENATE RESOLUTION NO. 7—By WHITAKER, BROADDUS and WRIGHT—A Resolution authorizing and directing the President of the Senate to appoint a Special Committee to investigate the administration of the University Hospital and all Officers and Departments responsible for, or interested in the administration thereof; authorizing the subpoenaing of witnesses and the employment of necessary aid, and authorizing the exercise of the power to punish for contempt; requiring said Committee to report said findings to the Senate for its action thereon.

## SECOND READING

The following bills and resolutions were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 116—By MacDONALD—Referred to Committee on Appropriations.

SENATE BILL NO. 117—By CHAMBERLIN and GEORGE—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 118—By BRIGGS, BROADBENT, WILBANKS, ET AL—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 119—By CURNUTT—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 120—By TIMMONS—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 121—By NANCE, BRIGGS, BURNS, IVESTER, CARMACK, HILL and THOMAS—Senator Logan asked unanimous consent, to which Senator Whitaker objected, to have Senate Bill No. 121 placed upon the calendar, without reference to a committee.

Senator Nance moved that the rules of the Senate be suspended and Senate Bill No. 121 be placed upon the calendar, without reference to a Committee, which motion prevailed.

Senator Johnston presiding.

SENATE BILL NO. 122—By WILBANKS and GEORGE—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 123—By WILBANKS and GEORGE—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 124—By WILBANKS—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 125—By WHITAKER—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 126—By TIMMONS—Senator Timmons asked unanimous consent, which was granted, to have Senate Bill No. 126 placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 127—By NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 128—By NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 129—By NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 130—By RORSCHACH—Referred to Committee on Appropriations.

SENATE BILL NO. 131—By RORSCHACH—Referred to Committee on Privileges and Elections.

SENATE JOINT RESOLUTION NO. 16—By SPENCER and BURNS of the Senate, and BYROM of the House—Senator Spencer asked unanimous consent, which was granted, to have Senate Joint Resolution No. 16 placed upon the calendar, without reference to a Committee.

Senator Commons moved that 200 copies be ordered printed of a Brief, "Recommendations for Oklahoma Taxation," submitted to the Committee on Revenue and Taxation, by Harold E. Rorschach, of Tulsa, be printed, which motion prevailed.

ENGROSSED HOUSE BILL NO. 127—By WRIGHT of Beaver, and WELCH—Referred to Committee on Revenue and Taxation.

#### CONFERENCE COMMITTEE REPORTS

Senator Nichols submitted the following Conference Committee Report, which, upon his motion, was adopted:

To the President of the Senate,  
And the Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Senate Bill No. 41, entitled:

A Bill to be entitled an Act amending Section 3483, Oklahoma Statutes, 1931, relating to salaries in the Governor's office and making an appropriation for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency,

beg leave to report that we have had the same under consideration and hereby recommend:

1st. That the Senate concur in House Amendment No. 1.

2nd. That the Senate refuse to concur in House Amendment No. 2, but it is agreed that Section 2 of Engrossed Senate Bill No. 41 be renumbered as Section 1 of the Bill, and amended to read as follows:

"SECTION 1. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated, for the fiscal year ending June 30, 1935, the sum of One Thousand Five Hundred and Seventy-five (\$1,575.00) Dollars, to pay amount due on Statutory salaries in the Governor's Office and the following sums:

Extra Help .....\$8,500.00

Extra-Ordinary Protection of the State:

Contingent Fund ..... 5,000.00



Compensation and Expenses in Detection and Punishment of crime ..... 800.00"

3rd. That Section 3 be re-numbered as Section 2 and Section 4 be re-numbered as Section 3.

4th. That the title of said Bill be amended to read as follows:

"A Bill to be entitled an Act making an appropriation for salaries in the Governor's office for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency."

Respectfully submitted,

SINGLETON,  
CAREY,  
REED,  
WRIGHT of Beaver,  
FREEMAN,

NICHOLS,  
JONES,  
GARVIN,  
COMMONS,  
HILL,

House Conferees.

Senate Conferees.

Senate Bill No. 41, as amended in conference, was read at length.

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

AYE:

Albright,	Commons,	Ivester,	Pugh,	Taylor,
Briggs,	Curnutt,	Johnston,	Ray,	Thomas,
Broadus,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fischl,	King,	Ritzhaupt,	Willis,
Bushyhead,	Garvin,	Nance,	Rorschach,	Wright.
Carmack,	George,	Nichols,	Spencer,	
Chamberlin,	Hill,	Paul,	Stewart,	Total, 33.

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Carlile,	Logan,	MacDonald,	Timmons,	
Fidler,	Lowrance,	Sowards,	Waldrep.	Total, 8.

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:

## AYE:

Albright,	Commons,	Ivester,	Pugh,	Taylor,
Briggs,	Curnutt,	Johnston,	Ray,	Thomas,
Broadus,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fischl,	King,	Ritzhaupt,	Willis,
Bushyhead,	Garvin,	Nance,	Rorschach,	Wright.
Carmack,	George,	Nichols,	Spencer,	
Chamberlin,	Hill,	Paul,	Stewart,	Total, 33.

## EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

## NOT VOTING:

Carlile,	Logan,	MacDonald,	Timmons,	Total, 8.
Fidler,	Lowrance,	Sowards,	Waldrep.	

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. 41, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

Senator Nichols submitted the following Conference Committee Report, which, upon his motion, was adopted:

To the President of the Senate,  
And the Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Senate Bill No. 56, entitled:

A Bill to be entitled an Act making an appropriation to repair and refurnish and equip the Governor's Mansion, and declaring an emergency,

beg leave to report that we have had the same under consideration and hereby recommend:

1. That the Senate concur in House Amendment No. 1.

SINGLETON,

CAREY,

REED,

WRIGHT of Beaver,

FREEMAN,

House Conferees.

NICHOLS,

JONES,

COMMONS,

GARVIN,

HILL,

Senate Conferees.

Senate Bill No. 56, as amended in Conference, was read at length.

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

AYE:	Curnutt,	Johnston,	Pugh,	Whitaker,
Albright,	Duffy,	Jones,	Ray,	Willis,
Briggs,	Fidler,	King,	Rinehart,	Wright.
Broaddus,	Fischl,	Logan,	Ritzhaupt,	
Burns,	Garvin,	Lowrance,	Rorschach,	
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	
Commons,				Total, 35.

NAY:  
Spencer. Total, 1.

EXCUSED:  
Howsley, Hutchinson, Wilbanks. Total, 3.

NOT VOTING:  
Carlile, Sowards, Waldrep.  
MacDonald, Timmons, Total, 5.

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:

AYE:	Curnutt,	Johnston,	Pugh,	Whitaker,
Albright,	Duffy,	Jones,	Ray,	Willis,
Briggs,	Fidler,	King,	Rinehart,	Wright.
Broaddus,	Fischl,	Logan,	Ritzhaupt,	
Burns,	Garvin,	Lowrance,	Rorschach,	
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	
Commons,				Total, 35.

NAY:  
Spencer. Total, 1.

EXCUSED:  
Howsley, Hutchinson, Wilbanks. Total, 3.

NOT VOTING:  
Carlile, Sowards, Waldrep.  
MacDonald, Timmons, Total, 5.

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. 56, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.



## GENERAL ORDER

SENATE BILL NO. 35, by Paul, was considered.

Senator Paul asked unanimous consent, which was granted, to add the following as Joint Authors of Senate Bill No. 35: Senators Ritzhaupt, Jones, Willis, Rorschach, Taylor, Lowrance, Spencer, MacDonald, Ray, Burns, Timmons, Johnston, Bushyhead, Fidler, Curnutt, Fischl, Carmack, Rinehart and Garvin.

Section 1 was read.

Senator Paul submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 35, line 3 page 1, by adding after the word, "killed," and before the word, "within," the words, "killed with firearms."

PAUL.

Senator Paul submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 35, line 4, page 1, by adding after the word, "Oklahoma," and before the word, "payment," the following: "Provided, however, that a bounty on the above named birds, killed with dynamite or other explosives placed under roosts, shall be one cent."

PAUL.

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

Sections 2, 3, 4 and 5 were read and adopted, upon motions of Senator Paul.

Senator Curnutt moved that the title of the bill be amended to conform with the bill, as amended, which motion prevailed.

Upon motion of Senator Paul, Senate Bill No. 35 was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and Senate Bill No. 35, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE 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:

AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Taylor,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broaddus,	Fidler,	King,	Rinehart,	Willis,
Burns,	Fischl,	Logan,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Lowrance,	Rorschach,	
Carlile,	George,	MacDonald,	Sowards,	
Carmack,	Hill,	Nichols,	Spencer,	
Chamberlin,	Ivester,	Paul,	Stewart,	Total, 36.

NAY:

Whitaker. Total, 1.

EXCUSED:

Howsley, Hutchinson, Wilbanks. Total, 3.

NOT VOTING:

Commons, Nance, Thomas, Waldrep. 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:

AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Taylor,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broaddus,	Fidler,	King,	Rinehart,	Willis,
Burns,	Fischl,	Logan,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Lowrance,	Rorschach,	
Carlile,	George,	MacDonald,	Sowards,	
Carmack,	Hill,	Nichols,	Spencer,	
Chamberlin,	Ivester,	Paul,	Stewart,	Total, 36.

NAY:

Whitaker. Total, 1.

EXCUSED:

Howsley, Hutchinson, Wilbanks. Total, 3.

NOT VOTING:

Commons, Nance, Thomas, Waldrep. 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. 35 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 4, By Briggs, Fischl, Ray, Carmack, Chamberlin and Rorschach, was considered.

Section 1 was read.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, by striking lines 6 and 7, page 2.

IVESTER.

Senator Garvin moved that Senate Bill No. 4 be recommitted to the Committee on Revenue and Taxation for further consideration, which motion was seconded by Senator Commons.

Senator Carlile, as a substitute for all pending motions, moved that the Ivester amendment be tabled.

Senator Whitaker raised a point of order against the Carlile motion, which was sustained, stating a motion to recommit is a privileged motion.

The vote occurring on the Garvin motion, it was declared failed of adoption.

Senator Carlile moved to table the Ivester amendment, which motion prevailed.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 11, page 2, by striking the word, "ten," and substituting the word, "fifteen."

IVESTER.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 2, page 1, by adding after the word, "filed," and before the word "with," the words, "by the record owner."

CHAMBERLIN.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 11, page 2, by adding after the word, "order," and before the word, "and," the following, "and fixing therein a corrected assessed valuation," then at



the end of the sentence strike the word, "and," after the word "order," and start a new sentence with the word, "Within"

CHAMBERLIN.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Rorschach:

Mr. President: I move to amend Senate Bill No. 4, line 7, page 2, by adding, "but in no event at less than the valuation of the property."

PUGH.

Senator Broadbuss submitted the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 4, line 7, page 2, by inserting after the word, "thereof," the words, "and where any lots or tracts may have been jointly assessed or taxed, the said Board may separately assess and determine the tax on each of said lots or tracts, or any subdivision thereof for any and all years for which taxes may have been levied or assessed."

BROADBASS.

President Berry presiding.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, lines 11 and 12, page 2, by striking the words, "any party aggrieved thereby," and inserting the words, "any county or school district official or taxpayer of the county"

FISCHL.

Senator Rorschach submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 4, line 3, page 3, by striking after the word, "Board," the remainder of Section 1.

RORSCHACH.

Senator Chamberlin submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 7, page 3, by striking the words, "presented to," and inserting the words, "served upon," and in line 8, strike the words, "and approved by it in regular session," and line 9, strike the word, "approval," and insert the word, "service."

CHAMBERLIN.

Senator Rorschach asked unanimous consent, which was granted, to submit the following amendment, which he withdrew:

Mr. President: I move to amend Senate Bill No. 4, line 5, page 3, by striking after the word, "first-class," and inserting the words, "Notice shall be served on the city clerk of said city by the county clerk, at the time the proceedings are instituted."

RORSCHACH.

The vote occurring on the Chamberlin amendment, it was declared adopted.

Senator Crunutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 8, page 3, by inserting after the word, "city," the following: "ten days prior to said hearing."

CURNUTT.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 4, page 3, by striking after the word, "a," the word, "city," and in line 5, page 3, by striking the words, "of the first class," and substituting therefor the words, "city or town."

COMMONS.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 8, page 3, by adding after the word, "city," and before the word, "and," the words, "or town."

COMMONS.

Senator Briggs asked unanimous consent, which was granted, to strike the quotation marks, appearing before the word, "Pro," line 3, page 3.

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

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, by adding a new section between Sections 1 and 2, as follows:

"Section 2. In all counties where the tax records have been destroyed by fire or otherwise, the owner of any real property, or his attorney, where such property has not been advertised for sale for delinquent taxes or gone to resale, may, upon a sworn application of said taxes having been paid show the loss or destruction of any tax receipt issued therefor, file said application with the county clerk to be heard before the Board of County Commissioners which shall be set at

the next regular meeting. If upon satisfactory proof to the Board of County Commissioners that taxes have been paid for any year or years wherein such records have been destroyed, said Board may issue its order striking such taxes as a charge against such property. The evidence of the County Treasurer or any employee thereof as to the payment of such taxes shall be conclusive proof of the payment of any such delinquent taxes. Provided that in no case, where records have been preserved of lands having been sold for delinquent taxes that have gone to resale, as shown by the deed records of the County Clerk of any tax deed or return of sale, shall in no wise lie."

STEWART.

Senator Johnston presiding.

Upon motion of Senator Briggs, Section 2 was ordered renumbered Section 3.

Section 3 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 5, page 4, by striking after the word, "accordingly," the comma and inserting a period in lieu and by changing the lower case "t," to a capital "T," in the word, "The."

BRIGGS.

Upon motion of Senator Briggs, Section 3, as amended, was adopted.

Senator Nance asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 4, by adding the following to Section 2, of printed Bill, between lines 10 and 11, on page 3 of said bill:

"No hearing shall be held by the Board of County Commissioners until the applicant has made proof that public notice has been given of the filing of such application by publishing said notice once in a newspaper of general circulation in said county, not less than ten days prior to the hearing on said application. Said notice shall contain the name of the applicant, a description of the property involved in the application and the cause or ground upon which the applicant bases his application, provided, the cost of such publication shall not exceed \$5.00."

NANCE.

Senator Stewart asked unanimous consent, which was granted, to amend the Nance amendment, by striking the words, "ten days," and inserting the words, "five days."

The vote occurring on the Nance amendment, as amended, it was declared adopted.



Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 131-2, page 4, by adding a new Section to be numbered Section 4 and to read as follows:

"Section 4. When an appeal is taken to the District Court notice of such appeal shall be given in writing to the County Clerk by the party appealing within fifteen days after the entry of the final order by the Board of County Commissioners as provided in Section One. No other notice shall be necessary. The County Clerk shall forthwith prepare a transcript of the proceedings in said cause and shall certify to the correctness thereof. No charge shall be made for said transcript. Said certified transcript shall be filed by the County Clerk with the Court Clerk, and shall constitute the record upon appeal. No cost bond or deposit shall be required. The Court may require any necessary correction of such transcript either upon motion or by remanding same to the County Clerk with instructions as to such correction. The Court may assess the costs of such proceeding in its discretion. Appeals may be prosecuted to the Supreme Court in the manner provided by law for taking such appeals. No bond shall be required to stay the order of the Board of County Commissioners or judgment of the District Court while said cause is on appeal."

FISCHL.

Upon motion of Senator Briggs, Section 3 of the printed Bill was ordered renumbered "Section 5."

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

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Bill No. 4, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Chamberlin,	Jones,	Pugh,	Thomas,
Briggs,	Curnutt,	King,	Ray,	Whitaker.
Broadus,	Duffy,	Lowrance,	Rinehart,	
Burns,	Fischl,	MacDonald,	Ritzhaupt,	
Bushyhead,	George,	Nance,	Rorschach,	
Carlile,	Hill,	Nichols,	Sowards,	
Carmack,	Johnston,	Paul,	Stewart,	Total, 30.

#### NAY:

Commons,	Garvin,	Ivester,	Spencer.	Total, 4.
----------	---------	----------	----------	-----------

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Fidler,	Taylor,	Waldrep,	Wright.
Logan,	Timmons,	Willis,	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:

AYE:

Albright,	Chamberlin,	Jones,	Pugh,	Thomas,
Briggs,	Curnutt,	King,	Ray,	Whitaker.
Broadus,	Duffy,	Lowrance,	Rinehart,	
Burns,	Fischl,	MacDonald,	Ritzhaupt,	
Bushyhead,	George,	Nance,	Rorschach,	
Carlile,	Hill,	Nichols,	Sowards,	
Carmack,	Johnston,	Paul,	Stewart,	Total, 30.

NAY:

Commons,	Garvin,	Ivester,	Spencer.	Total, 4.
----------	---------	----------	----------	-----------

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Fidler,	Taylor,	Waldrep,	Wright.
Logan,	Timmons,	Willis,	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.

Senate Bill No. 4, as amended, was ordered referred for engrossment.

President Pro Tempore Briggs presiding.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 32 and 35, each, correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 32 and 35 and ordered, each transmitted to the Honorable House, for consideration.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 10:30 a. m., tomorrow, which motion prevailed.

Senator Nance moved that a Committee of three be appointed to arrange for a joint meeting or joint caucus, at eleven o'clock tomorrow, for the purpose of hearing Vincent Miles, discuss certain measures pending before the 15th legislature, which motion prevailed, the President Pro Tempore appointing as such Committee, Senators Nance, Timmons and Curnutt.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Legal Advisory to whom was referred Senate Bill No. 114 by Garvin, entitled:

An Act authorizing Velma Coleman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and minor child for the alleged wrongful death of her said husband, Jack Coleman, 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.

HILL, Chairman.

#### GENERAL ORDER

SENATE BILL NO. 20, by Rinehart, was considered.

Section 1 was read and adopted, upon motion of Senator Rinehart.

Upon motion of Senator Rinehart, Senate Bill No. 20 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 20 was considered engrossed and placed upon third reading and final passage.

#### 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:

##### AYE:

Albright,	Duffy,	Logan,	Rinehart,	Willis,
Briggs,	Fischl,	Lowrance,	Ritzhaupt,	Wright.
Broaddus,	George,	Nance,	Rorschach,	
Burns,	Hill,	Nichols,	Sowards,	
Carmack,	Johnston,	Paul,	Spencer,	
Chamberlin,	Jones,	Pugh,	Taylor,	
Curnutt,	King,	Ray,	Whitaker,	Total, 30.



EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Bushyhead,	Fidler,	MacDonald,	Timmons,
Carlile,	Garvin,	Stewart,	Waldrep.
Commons,	Ivester,	Thomas,	Total, 11.

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:

AYE:

Albright,	Duffy,	Logan,	Rinehart,	Willis,
Briggs,	Fischl,	Lowrance,	Ritzhaupt,	Wright.
Broadus,	George,	Nance,	Rorschach,	
Burns,	Hill,	Nichols,	Sowards,	
Carmack,	Johnston,	Paul,	Spencer,	
Chamberlin,	Jones,	Pugh,	Taylor,	
Curnutt,	King,	Ray,	Whitaker,	Total, 30.

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Bushyhead,	Fidler,	MacDonald,	Timmons,
Carlile,	Garvin,	Stewart,	Waldrep.
Commons,	Ivester,	Thomas,	Total, 11.

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. 20 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 98, by Duffy, was considered.

Section 1 was read and adopted, upon motion of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 98 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 98 was considered engrossed and placed upon third reading and final passage.

## 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:

## AYE:

Briggs,	Curnutt,	King,	Ray,	Timmons,
Broadus,	Duffy,	Logan,	Rinehart,	Whitaker,
Burns,	Fischl,	Lowrance,	Ritzhaupt,	Willis,
Bushyhead,	George,	MacDonald,	Rorschach,	Wright.
Carmack,	Hill,	Nichols,	Sowards,	
Chamberlin,	Johnston,	Paul,	Stewart,	
Commons,	Jones,	Pugh,	Thomas,	Total, 32.

## EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

## NOT VOTING:

Albright,	Fidler,	Ivester,	Spencer,	Waldrep.
Carlile,	Garvin,	Nance,	Taylor,	Total, 9.

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:

## AYE:

Briggs,	Curnutt,	King,	Ray,	Timmons,
Broadus,	Duffy,	Logan,	Rinehart,	Whitaker,
Burns,	Fischl,	Lowrance,	Ritzhaupt,	Willis,
Bushyhead,	George,	MacDonald,	Rorschach,	Wright.
Carmack,	Hill,	Nichols,	Sowards,	
Chamberlin,	Johnston,	Paul,	Stewart,	
Commons,	Jones,	Pugh,	Thomas,	Total, 32.

## EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

## NOT VOTING:

Albright,	Fidler,	Ivester,	Spencer,	Waldrep.
Carlile,	Garvin,	Nance,	Taylor,	Total, 9.

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. 98 was ordered referred for engrossment.

A Committee from the Honorable House, composed of Representatives Munson, Kerr et al, was received, and advised that the hour of

11:00 o'clock, a. m., tomorrow, was suitable to the Honorable House for a joint meeting, to hear Vincent Miles, Regional Director of P. W. A. from Ft. Smith, Arkansas, discuss certain measures.

Senator Nance, on behalf of the Committee appointed to arrange for a joint meeting of the House of Representatives and the Senate, reported the duty performed and advised the report from the House Committee, just received, was in compliance with the request of his Committee.

The report was ordered received and Committee discharged.

Senator Hill asked that he be excused from Senate attendance on the next legislative day, which was the order.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 11—By FISCHL, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, HUTCHINSON, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS and WRIGHT,

An Act providing for the waiving and releasing of the interest, penalties and costs of all delinquent ad valorem and special assessment taxes on real property and ad valorem taxes on personal property and penalties on gross production, income, inheritance and excise taxes; providing for the method and manner of the payment of such taxes without penalties, interest and costs; authorizing the Oklahoma Tax Commission and County Treasurers to accept such taxes in the manner and installments herein provided without such penalties, interest and costs; providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers; suspending the operation of all such laws or parts of laws in conflict herewith for the term of this Act, and providing further, that in case any section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any Court of competent or final jurisdiction, to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 11 were read, as follows, and, upon motion of Senator Fischl, concurred in by the Senate:

Amendment No. 1. By striking the title and substituting the following:

An Act relating to delinquent ad valorem, special assessment, gross production, income and inheritance taxes; providing for the waiving, releasing and rebating of the penalties, interest and costs thereon; providing for the manner and method of the payment of such taxes without penalties, interest and costs; authorizing the Oklahoma Tax Commission and County Treasurers to accept such taxes in the manner and installments herein provided without such penalties, interest and costs; providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers; suspending the operation of all such laws or parts of laws in conflict herewith for the term of this Act, and providing further, that in case any section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any Court of competent or final jurisdiction, to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act, and declaring an emergency.

Amendment No. 2. By striking Sections 1, 2, 3, 4, 5 and substituting the following therefor:

SECTION 1. All penalties, interest and costs that have accrued on unpaid ad valorem taxes on real and personal property due the State, any county, town, township, school district or any subdivision thereof, levied and assessed for the year 1932 and all prior years, are hereby waived, released and cancelled, and it shall be the duty of the County Treasurer of each county of this State within sixty (60) days after the effective date of this Act to strike and cancel all such penalties, interest and costs from the tax rolls of the county; said penalties, interest and costs to be permanently waived and not again to be placed upon the tax rolls of the county. Taxes levied and assessed for the year 1932 and all prior years shall again become delinquent on December 1, 1935, and if not paid on or before said date shall thereafter bear penalty of twelve (12) per cent per annum on account of the non-payment thereof prior to said time.

SECTION 2. All penalties, interest and costs that have accrued on unpaid ad valorem taxes on real and personal property due the State, any county, town, township, school district or any subdivision thereof levied and assessed for the year 1933 are hereby waived and released provided said taxes levied and assessed for said year are paid on or before August 1, 1935.

SECTION 3. All penalties, interest and costs that have accrued on unpaid ad valorem taxes on real and personal property due the State, any county, town, township, school district or and subdivision thereof levied and assessed for the year 1934 are hereby waived and released provided said taxes levied and assessed for said year are paid on or before May 1, 1935.

SECTION 4. All penalties, interest and costs that have accrued on unpaid special assessment taxes levied and assessed for the year 1932 and all prior years are hereby waived, cancelled and released. If said special assessment taxes levied and assessed for said years are not paid on or before December 1, 1935, they shall again become delinquent and bear penalty from said date at the rate now prescribed and provided by law.

Section 5. All penalties, interest and costs that have accrued on unpaid special assessment taxes for the year 1933 are hereby waived and released, provided said taxes are paid on or before August 1, 1935.

Section 6. All penalties, interest and costs that have accrued on special assessment taxes levied and assessed for the year 1934 and which are now delinquent are hereby waived and released, provided said special assessment taxes are paid on or before May 1st, 1935.

Section 7. Payment of delinquent taxes for any year may be made without paying all delinquent taxes.

Section 8. Any delinquent ad valorem taxes on real or personal property in this State for 1933 and prior years, which, pursuant to executive orders heretofore issued by the Governor, were collected during the three-year period next preceding the effective date of this Act by any County Treasurer of this State without the collection of the penalties, interest and costs due thereon, shall constitute a payment in full of said ad valorem taxes, and said uncollected penalties, interest and costs are hereby waived and released and it shall be the duty of the County Treasurer of each County of this State within sixty (60) days after the effective date of this Act, to strike and cancel all such penalties, interest and costs from the tax rolls of the county. Provided that the provisions of this Section shall not relate to penalties, interest and costs which are included in or covered by outstanding valid tax sale certificates, except those held by the County.

Section 9. All penalties, interest and costs that have accrued on 1933 and prior ad valorem taxes on real and personal property in this State, and which during the three-year period next preceding the effective date of this Act were collected by any County Treasurer of this State along with the principal amount of said ad valorem taxes, but which penalties, interest and costs were placed by said County Treasurer in a special fund in the County Treasury and which are now held in said fund, shall be considered to be held in trust for the benefit of the party paying the tax, and shall, upon the presentation of a sworn claim therefor by said party paying the tax, be rebated and paid by the issuance of a cash voucher of the County Treasurer drawn against said fund.

Section 10. That all penalties, interest and costs that have accrued on any gross production, income or inheritance tax for any time prior to July 1, 1931, shall be and the same are hereby waived and released. Provided said tax or taxes are paid in full on or before July 1, 1935, and provided, further that no taxpayer paying taxes under this section shall be permitted to pay the same under protest and no suit shall ever be brought or entertained seeking to recover any taxes paid under the provisions of this Section.

Section 11. The Oklahoma Tax Commission and the County Treasurers of the several counties of the State are hereby authorized, empowered and directed to accept the payment of ad valorem, special assessment, gross production, income and inheritance taxes for the years herein set out in the manner, installments and amounts set out herein and are authorized, empowered and directed to strike and cancel all such penalties, interest and costs including redemption fees in accordance with the provisions of this Act.

Section 12. In case any section, clause, sentence, paragraph, or part of this Act shall, for any reason, be adjudged by any Court of competent or final jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act, but shall be confined in its operation to the section, clause, sentence, paragraph or part thereof directly involved in the controversy in which said judgment shall have been rendered.

Section 13. All laws and parts of laws in conflict herewith are hereby expressly suspended during the term of this Act so far as they may affect this Act.

Section 14. 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.

Senate Bill No. 11, as amended, was read at length.

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

AYE:

Albright,	Curnutt,	Jones,	Pugh,	Thomas,
Briggs,	Duffy,	King,	Ray,	Timmons,
Broadus,	Fischl,	Logan,	Rinehart,	Whitaker,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Willis,
Bushyhead,	George,	MacDonald,	Rorschach,	Wright.
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Commons,	Johnston,	Paul,	Taylor,	Total, 37.

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Carlile,	Fidler,	Spencer,	Waldrep.	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:

AYE:

Albright,	Curnutt,	Jones,	Pugh,	Thomas,
Briggs,	Duffy,	King,	Ray,	Timmons,
Broadus,	Fischl,	Logan,	Rinehart,	Whitaker,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Willis,
Bushyhead,	George,	MacDonald,	Rorschach,	Wright.
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Commons,	Johnston,	Paul,	Taylor,	Total, 37.

EXCUSED:

Howsley,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Carlile,	Fidler,	Spencer,	Waldrep.	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 President Pro Tempore, in open session, signed Engrossed House Amendments to Engrossed Senate Bill No. 11 and ordered the bill, as amended, referred for enrollment.

Upon motion of Senator Fischl, 500 copies of Engrossed Senate Bill No. 11, as amended, were ordered printed.

Senator Ivester moved that the report of the Special Committee, appointed to investigate the operation and management of the State Reformatory, at Granite, be withheld, pending the report of the State Board of Public Affairs, which motion was ruled out of order, on a point of order raised by Senator Nance, who stated the motion had been previously disposed of.

## COMMITTEE REPORT

Senator Nance submitted the following Committee Report and, upon his request, consideration was deferred for this legislative day:

To the Honorable Speaker of the House of Representatives,  
And the President of the Senate:

We, your Joint Committee on Rules, beg leave to report that our Committees have considered the matter of Joint Rules and herewith recommend the approval and adoption of the following as the joint

rules to govern the conduct of the Senate and House of Representatives for the regular session of the Fifteenth Legislature.

Respectfully submitted,

J. C. NANCE, Chairman,  
Senate Rules Committee.

LEON C. PHILLIPS, Chairman,  
House Rules Committee.

JOINT RULES OF THE SENATE  
AND HOUSE OF REPRESENTATIVES  
FIFTEENTH LEGISLATURE  
OF OKLAHOMA

JOINT SESSION—HOW CONVENED

Rule 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

Rule 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 announced 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.

Rule 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 by Messengers.

REVENUE BILLS ORIGINATE IN HOUSE

Rule 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

Rule 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 revived, amended or the provisions thereof extended or conferred by reference to its title only; but so much thereof as is revived, amended, extended or conferred, shall be re-enacted and published at length; provided, that if any subject be embraced in any act, contrary to the provisions of this rule, 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, Section 57, Constitution.

Rule 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

Rule 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

Rule 8. All bills must be enrolled and reported to each house by the Enrolling 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

Rule 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

Rule 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

Rule 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 the quorum present, which vote, by yeas and nays, shall also be entered upon the Journal. (Art. V, Section 35, Constitution.)

#### TRANSMITTING BILLS TO GOVERNOR

Rule 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

Rule 13. Tuesday, Thursday and Saturday in each week are hereby set apart for the special and exclusive consideration of bills and resolutions which may have been passed by the other house, and the consideration of such bills and resolutions shall take precedence over all other business of 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

Rule 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 fifty.

#### CONFERENCE COMMITTEE

Rule 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 of conference on the subject of disagreement, and shall appoint a committee therefor. The other 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 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 conference and the report of such committee shall be in order at any time. When both houses shall have adhered to their disagreement a bill or resolution is lost. Provided, that when a report of a conference committee is being considered in either house, it shall not be subject to amendment.

#### JOINT COMMITTEE ON ENROLLED BILLS

Rule 16. There shall be appointed a Joint Committee on Enrolled Bills, to be composed of three Senators and four Representatives.

#### ANNOUNCEMENT OF MESSAGES

Rule 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.

#### DISPENSING WITH RULES

Rule 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

Rule 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 appropriation 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

Rule 20. Bills or resolutions under consideration must not be interlined or defaced, but all amendments offered must be in writing 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.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:30 a. m., Friday, February 8, 1935.



TWENTY-FOURTH LEGISLATIVE DAY

FRIDAY, FEBRUARY 8, 1935

Pursuant to adjournment, the Senate met at 10:30 a. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	Jones,	Ray,	Timmons,
Briggs,	Fidler,	King,	Rinehart,	Whitaker,
Broadbudd,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Lowrance,	Rorschach,	Willis,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 41.

EXCUSED:

Hutchinson, Total, 1.

ABSENT:

Carlile, Waldrep. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Fidler asked unanimous consent, which was granted, to have the record show, had he been present at the time of Third Reading and Final Passage of ENGROSSED SENATE BILLS NOS. 4 and 11, he would have voted "Aye," on the passage of the bills and emergencies.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 20 and 98, each, correctly engrossed and Senate Bill No. 11 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 20 and 98 and ordered each transmitted to the Honorable House, for consideration.

Senate Bill No. 11 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.

Senator Nance moved that when the Senate adjourns today, it adjourn to meet at 1:30 p. m., Monday, February 11, 1935, which motion prevailed.

#### FIRST READING

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

SENATE BILL NO. 144—By CHAMBERLIN, COMMONS and GARVIN—An Act amending Section 16 and 17 of House Bill No. 45 of the Fifteenth Legislature as approved by the Governor on February 5, 1935, relating to the expenses for the enforcement of the Oklahoma Cigarette Stamp Tax Act; providing the amount that may be used for the enforcement thereof, and declaring an emergency.

SENATE BILL NO. 145—By WHITAKER—An Act extending and enlarging the powers of Railroad Corporations and conferring on them power to engage in transportation of persons, property and mail by highway transport, private way transport, air transport and water transport, and to do any and all things necessary or incidental to the exercise of such power, and repealing all laws in conflict herewith.

SENATE BILL NO. 146—By CARMACK of the Senate, and ABERNETHY of Harmon of the House—An Act to create the office of Patronage Commissioner for the State of Oklahoma; providing for the manner of his appointment; fixing his salary; providing for stenographic and clerical help; defining his duties; requiring the State Board of Public Affairs to furnish him an office in the State Capitol Building; regulating the distribution of patronage for all State Offices, Commissions, Departments and Institutions supported in whole or in part by the State of Oklahoma; providing the penalty for the violation hereof; making exceptions; making an appropriation, and declaring an emergency.

SENATE BILL NO. 147—By WRIGHT, BRIGGS, CURNUTT and DUFFY of the Senate, and HOWELL of the House—An Act relating to limitation of action against public officers for felonies, and repealing all Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 148—By WRIGHT—An Act relating to the limitation of time within which a civil action may be commenced for the recovery of public property or public money unlawfully taken by persons while public officials; and repealing all Acts in conflict herewith, and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 132—By COMMONS, NICHOLS, BRIGGS and GEORGE—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 133—By NICHOLS—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 134—By RAY, LOWRANCE, BURNS, THOMAS, JONES, KING, SOWARDS, TAYLOR, FISCHL, JOHNSTON, CARLILE, CARMACK and GARVIN—Referred to Committee on State and County Affairs.

SENATE BILL NO. 135—By WHITAKER and RITZHAUPT—Referred to Committee on Roads and Highways.

SENATE BILL NO. 136—By TIMMONS, BROADDUS, RAY, COMMONS, ET AL—Referred to Committee on Banks and Banking.

SENATE BILL NO. 137—By RITZHAUPT—Referred to Committee on Education.

SENATE BILL NO. 138—By FISCHL—Referred to Judiciary Committee No. 2.

SENATE BILL NO. 139—By FISCHL—Referred to Judiciary Committee No. 2.

SENATE BILL NO. 140—By BRIGGS and STEWART—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 141—By RORSCHACH—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 142—By RORSCHACH of the Senate, and MARTIN of the House—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 143—By RORSCHACH—Referred to Judiciary Committee No. 1.

ENGROSSED HOUSE BILL NO. 4—By BAILEY, JOHNSTON, FRAZIER, TWIDWELL, RAWLS, WOOTEN, WELCH, COX, REED, PHILLIPS of Pawnee, O'NEILL, ULMARK, HUEY, LONG, COLEMAN and TRAW—Senator Stewart moved that further consideration of House Bill No. 4 be indefinitely postponed, which motion was tabled, upon motion of Senator Nance.

House Bill No. 4 was ordered referred to the Committee on Privileges and Elections.

ENGROSSED HOUSE BILL NO. 84—By RAASCH, KIKER, BRANAN, BREWER, BYROM, COX, FRAYER, HANKLA, HOGG, HOWELL, JOHNSON of Comanche, JONES, LARASON, McCOLLUM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TAYLOR, WHITAKER and WRIGHT of Beaver—Referred to Committee on Erosion and Flood Control.



Senator Nance asked unanimous consent, which was granted, to have incorporated herewith the Democratic Platform, adopted at the State Convention, held September 10, 1934:

DEMOCRATIC PLATFORM  
ADOPTED BY DEMOCRATIC CONVENTION

September 10, 1934

1. We, the representatives of the Democratic Party of the State of Oklahoma, in State Convention assembled, declare our unfaltering trust in the fairness, trustworthiness and probity of the American people, and re-affirm our confidence in their capacity to govern themselves.

2. We declare our adherence to the living principles of government stated by Thomas Jefferson and other founders of this Democratic nation in such immortal and hope-restoring documents as the Declaration of Independence and carried into the fibre of our political and social institutions by a distinguished succession of Democratic presidents and other national Democratic leaders.

3. We believe in the Constitution of the United States, in the institutions which it has brought into being for the amelioration of mankind, the diffusion of intelligence, the safe-guarding of personal liberty, the promotion of the general welfare and the continuous re-adjustment of government to the needs of the people.

4. We believe that the first duty of organized government is to secure the welfare of its citizens, whether that welfare be in jeopardy from the menace of personal violence, foreign invasion, the operation of unrestrained and unenlightened selfishness or the entrenched lawlessness of predatory interests.

5. We are proud of the vigorous action by which the national democratic administration stirred the people of the country from the lethargy of defeat and despair engendered by a decade of misrule during which the nation was turned over to ruthless exploitation and unbridled speculation. We endorse that staunch humanitarian and wise leader, Franklin D. Roosevelt, and we believe that under his inspiring guidance and discerning leadership, the American Commonwealth will pursue the path that leads away from revolution of which Woodrow Wilson counseled and warned in his latter days.

6. This period of crisis has clearly defined one large central problem. It is the problem of formulating policies and plans of action which will bring out of the existing situation a condition affording reasonable guarantee of material security and happiness for all the people of the nation. Responsibility for finding a way toward a new era of security is laid directly upon each individual citizen and upon all units of government. Government is nothing more nor less than an agency of all the people whereby the people collectively get things done which individually they can not do. Government, in a higher sense, is the protector both of individual rights and the general welfare.

7. We are on our way toward better days and we go forward under the courageous leadership of President Franklin D. Roosevelt. His is a leadership which is guided by a firm faith that government in a democracy can be effective as an agency for promoting the common interests of all the people. The Democratic Party of Oklahoma takes pride in its contribution in bringing new hope to a troubled people. Our State delegation in the Congress has given the President faithful support. We feel assured that our citizenship desires that President Roosevelt and his policies shall continue to be supported and sustained by a co-operative Congress. The Democratic Party, therefore, solicits a majority vote from the people for the entire Democratic Congressional Ticket which can be construed as an approval of the national administration.

8. That a great unprecedented national depression developed under the administration of the Republican Party, which that party was unable or refused to see, is now admitted by all. That extraordinary crises demand extraordinary measures is one of the admitted lessons of human experience. Driven by overpowering necessity and unexampled human suffering, President Roosevelt has had the courage to initiate a series of emergency measures to mend and to end the present emergency. He has had the candor to declare that certain of these measures are experiments and that he would be the first to amend or end them in the light of experience. We pledge this State to a policy, intelligent and sympathetic co-operation to further the benevolent and approved purposes and objects of the New Deal and all other measures designed and calculated to end existing misery, to promote recovery, to restore prosperity, to insure equal rights and opportunity, in order to secure the well-being of our citizenship, both collectively and individually.

9. As an indispensable aid to recovery we declare it essential that the 1926 general price level be restored at the earliest practicable date and as an effective means of accomplishing this result we endorse the monetary policies promulgated by the Roosevelt Administration. We endorse the policy of the nationalization of gold and the devaluation of the content of the gold dollar by which the dollar has been cheapened and the price of commodities thereby raised, and in addition thereto a profit of almost three billion dollars has accrued to the Federal Treasury. We endorse the policy of the nationalization of silver and the proposed enlargement of our metallic monetary stocks by the addition thereto of at least a twenty-five percentum of silver.

10. The program of farm relief legislation enacted by a Democratic Congress and sponsored by a Democratic President has materially advanced the prices of all farm products. Cotton today is selling for 13c and during the last year of the Republican Administration sold for 5c. Wheat is now selling for \$1.00 while in the closing year of the Republican Administration it sold for 30c, and other farm commodities have advanced in like proportion. We recommend that the administration of the agricultural legislation should be simplified so as to expedite all settlements and payments to the farmer.

11. We believe that adequate provision should be made by the State and Nation for the relief of the destitute and to that end pledge



the Democratic Administration to full co-operation with the Federal Relief Administration in aiding the destitute, indigent, old and infirm. In this connection we call upon the citizenship of the State to co-operate to the fullest extent in patriotic endeavor to assist in seeing that the government as well as the destitute, indigent, old and infirm secure a fair deal. We further pledge that as soon as the responsibility of administering Federal Relief funds be turned over to the State that the State Administration will exhaust every effort to the end that relief funds shall be equitable and expeditiously distributed to those in need of relief, and administered by local people at the least possible expense.

12. We endorse all progressive and constructive accomplishments of the Democratic Administration since Statehood and stand like President Roosevelt, first in sincere commitment and pledge to correct mistakes or errors, if any, wherever and whenever found.

13. To the end that the State Government of Oklahoma shall become a more effective agency in the building of the State and in procuring the well-being of all its people, the Democratic Party pledges its earnest support of the following policies and plans of action:

14. To aid in the economic recovery of the State and Nation.

15. To guard against encroachment upon the authority of one branch of government by another branch.

16. To balance the State's budget of income and expense.

17. To lighten and distribute equitable the burden of taxation in accordance with ability to pay, and as one of the means of accomplishing this result to practice strict economy in the administration of State Government, to encourage similar administrations in its municipal governments.

18. To develop our natural resources including coal, oil, timber, lead, zinc, and other minerals in the interest of this and future generations, with the further objective of establishing and developing industrial enterprises in this State that will manufacture and process our raw agricultural products.

19. To help in every way practical to raise the value of farm products so that the farmer may receive cost of production plus a reasonable profit for all staple agricultural products consumed in the United States.

20. To improve economic conditions so as to raise the scale of wages for industrial workers in order that they may earn a decent living for their wives and children.

21. To promote unemployment insurance.

22. To provide old age pensions in co-operation with the Federal Government, and in the event the Federal Government fails to enact at the coming session of Congress adequate legislation then we pledge the Democratic Party to submit to a vote of the people a suitable meas-



are providing a system of old age pensions within the capacity of the people to pay.

23. We pledge the assumption by the State of its responsibility for financing a uniform educational program in our public schools which will guarantee equality of educational opportunity. We favor a further reduction of ad valorem taxes by use of excise taxes for current expense, thereby eliminating non-payable interest bearing warrants and placing the fiscal policies of our educational system on a cash basis. In view of the fact that the Federal Government has seen the necessity of keeping the school doors open, we recommend to our President that Federal aid be continued until our State can assume its responsibility for adequately financing the schools. We favor amending the State Constitution to provide for non-political boards of control for the State's institutions of higher learning.

24. We favor a sound and progressive policy which will substitute home ownership for tenantry and make provision that a reasonable homestead shall be tax free and debt proof, thereby creating "storm cellar" homesteads which will protect the women and children of this State against the fury of financial tempests for which they are in no sense responsible and which they are powerless to prevent.

25. We solemnly warn the people of this State that the attitude and spirit of the Republican nominee for Governor was proven by his vote in the United States Senate to reduce the income tax on his own vast fortune or income and by his vote against the Norris amendment to exempt the family homestead from forced sale in satisfaction of Federal income tax.

26. To aid in the development of both national and state subsistence homestead projects, and encourage the development of natural resources industries in the State to supplement of such subsistence homestead projects.

27. We denounce as deadly to our free institutions the corrupt and excessive use of money in the election of public officials. We charge that the Republican nominee for governor favors the illicit and excessive use of money, as proven by his vote in the Senate to seat Vare of Pennsylvania and Smith of Illinois, who were unseated by the united vote of liberty loving Democratic and Republican senators. We charge that he not only favors but practices the excessive use of money, as proven by his excessive expenditures in his effort to return to the United States Senate in 1930. We charge that he is now expending money in excess and in defiance of the very laws, which as governor, he would be sworn to execute. The public highways of this State are today lined with conspicuous and expensive signs, every one of which proclaim with trumpet tongue that he is now attempting to buy the governorship as he sought to buy the senatorship in 1930.

28. We favor the reorganization and the simplification of State and local government, and the abolition of all unnecessary boards, commissions and offices to the end that public business may be dispatched with the utmost efficiency and economy; and hereby pledge

unqualified support to legislation directed to the accomplishment of these results.

29. To provide that women shall be equally eligible with men to hold all public offices.

30. Until private industry can and does provide employment for the unemployed we favor a constructive program of necessary public improvements embracing such projects as roads, flood control, drainage, dam and reservoir construction, soil erosion control and land terracing. In any program of necessary public improvements initiated by the Federal Government we promise co-operation of the State of Oklahoma to the fullest practical extent.

31. We favor the adjustment or abatement of delinquent tax penalties.

32. We pledge the Democratic Party to the fullest measure of fairness in dealing with ex-soldiers and the widows and dependents of ex-soldiers.

33. We are opposed to the return of the saloon in Oklahoma. The constitutional provision abolishing the saloon was adopted by a direct vote of the people; the law authorizing the sale of 3.2 beer was likewise adopted by the people. Neither the said constitutional provision nor said statute should be repealed except by measures voted upon by the people.

34. We pledge that gasoline used in farm tractors and stationary engines remain exempt from tax.

35. We recommend additional facilities and adequate finance for the Department of Charities and Corrections so that the department will be able to properly function and carry out a broad constructive program of social welfare.

36. We favor the submission of an amendment to the Constitution that will permit or enable incorporated towns and cities, without a levy of additional taxes, to provide a system of pension for meritorious disabled police officers.

37. We rejoice in the splendid personnel of Democratic nominees for the several congressional, state, district and county offices in the recent primaries. These nominees were selected by no individual, clique, or faction, and we can in good conscience recommend them all, and urge the progressive citizens of Oklahoma to give each and all of them their loyal support on November 6th from the Honorable E. W. Marland, nominee for governor, down to the constable of the smallest district. We believe in the acquiescence to the will of the majority a long established Democratic rule, as a sound principle for democratic people to follow in order to preserve the blessings of popular government.

38. On the principles enunciated in this platform we solicit the support of all the citizens of this State, to the end that we may move

forward in harmony with the national administration and the present day trend of affairs to a realization of the highest there is in government for our entire population.

Upon motion of Senator Nance, 250 copies were ordered printed of the above Democratic Platform.

Senator Rorschach asked unanimous consent, to which Senator Wilbanks objected, to have 200 copies printed of SENATE BILL NO. 4, by Briggs, Rorschach, et al, as passed by the Senate on yesterday.

Senator Rorschach moved that 200 copies be ordered printed of Senate Bill No. 4, by Briggs, Rorschach, et al.

Senator Wilbanks withdrew his objection to the Rorschach request, and Senate Bill No. 4 was ordered printed, as requested.

Upon motion of Senator Briggs, 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 President.

#### GENERAL ORDER

SENATE BILL NO. 81, by Chamberlin, was considered.

Section 1 was read.

Senator Nance submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 81, line 11, page 2, by adding after the word, "held," and before the word, "and," the following, "and by publication in one issue of a newspaper of general paid circulation in the county."

NANCE.

Senator Ivester moved to table the Nance amendment, which motion, by unanimous consent, he withdrew.

Senator Nance asked unanimous consent, which was granted, to withdraw his amendment.

Upon motion of Senator Chamberlin, Section 1 was adopted.

Upon motion of Senator Chamberlin, Senate Bill No. 81 was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 81 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

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:

## AYE:

Albright,	Fidler,	King,	Ray,	Timmons,
Broadus,	George,	Logan,	Rinehart,	Whitaker,
Burns,	Hill,	Lowrance,	Ritzhaupt,	Wilbanks,
Chamberlin,	Howsley,	MacDonald,	Rorschach,	Wright.
Commons,	Ivester,	Nance,	Spencer,	
Curnutt,	Johnston,	Paul,	Taylor,	
Duffy,	Jones,	Pugh,	Thomas,	Total, 32.

## EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

## ABSENT:

Carlile,	Waldrep.	Total, 2.
----------	----------	-----------

## NOT VOTING:

Briggs,	Carmack,	Garvin,	Sowards,	Willis.
Bushyhead,	Fischl,	Nichols,	Stewart,	Total, 9.

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

Senator Chamberlin asked unanimous consent, which was granted, to strike the emergency section from Senate Bill No. 81, and amend the title thereof by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 81 was ordered referred for engrossment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 4 correctly engrossed.

ALBRIGHT, Vice-Chairman.

The President, in open session, signed Engrossed Senate Bill No. 4 and ordered it transmitted to the Honorable House, for consideration.

Senator MacDonald moved that SENATE BILL NO. 116, by MacDonald, be ordered withdrawn from the Committee on Appropriations, and placed upon the calendar, which motion prevailed.

## GENERAL ORDER

SENATE BILL NO. 97, by Duffy of the Senate, and Doggett, et al of the House, was considered.

Section 1 was read.

By unanimous consent, further consideration of Senate Bill No. 97 was deferred for this legislative day, without losing its place on the calendar.

#### MESSAGE

The following Message from the Governor was received and read:

To the President of the  
Honorable Senate.  
SIR:

In my opinion the position of Commissioner of Health of the State of Oklahoma is so important to the general welfare of all the State, I am asking the advice of the Senate in connection with this appointment.

I am offering the name of C. M. Pearce of McAlester, Oklahoma, for your advice and approval. If you approve I shall appreciate a resolution of the Senate expressing such approval.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

Upon motion of Senator Hill, the Senate proceeded to consider the subject matter of the Governor's communication.

Upon motion of Senator Hill, the Senate advised and approved of the appointment of C. M. PEARCE, of McAlester, as State Commissioner of Health, and the Secretary was directed to immediately notify the Governor of the Senate's approval.

A communication from the Women's Jeffersonian Club was read, inviting the wives of members of the Legislature to attend a tea and program at the Huckins Hotel, Monday, February 11th, at 2:30 p. m., honoring Mrs. E. W. Marland and wives of the Legislators.

#### GENERAL ORDER

SENATE BILL NO. 64, by Committee on Manufacturing and Industries, was called up for consideration.

Senator Timmons moved that Senate Bill No. 64 be stricken from the calendar and the following be substituted therefor, the substitute bill to retain the place on the calendar of the original bill, which motion prevailed:

SENATE BILL NO. 64—By COMMITTEE ON MANUFACTURING AND INDUSTRIES.

AN ACT CREATING THE OKLAHOMA STATE PLANNING

BOARD AND PRESCRIBING ITS POWERS AND DUTIES AND RELATING TO THE NATURAL, AGRICULTURAL, INDUSTRIAL AND HUMAN RESOURCES OF THE STATE, PROVIDING FOR A SURVEY THEREOF, TOGETHER WITH PLANS AND PROGRAMS FOR THE CONSERVATION AND BETTER UTILIZATION OF THESE RESOURCES AND LONG-TERM CO-ORDINATED PLANNING AND PROGRAMING OF PUBLIC WORKS, AND DECLARING AN EMERGENCY.

Be it Enacted by the People of the State of Oklahoma:

Section 1. Creation and Membership. There is hereby created a State Planning Board which shall consist of the Governor, as ex-officio Chairman, an Executive Vice-Chairman, and three other members, all to be appointed by the Governor, with the advice and consent of the Senate, and removable at the will of the Governor. The tenure of office of these members shall be coterminus with that of the Governor. In addition to the foregoing, the Chairman of the Highway Commission, the Housing Board, the Flood Control Board and the Industries Board, if and when these Boards are created, shall be ex-officio members of the State Planning Board. The Board shall appoint a permanent Secretary.

Section II. Salaries and Expenses. Ex-officio members of the Board shall receive no salary but may receive actual and necessary traveling expenses incident to their duties on the Board.

Appointed members of the Board shall receive Six Thousand Dollars per annum, payable in equal monthly installments, provided that they devote their entire time to the work of the Board; otherwise they shall receive a per diem allowance of Ten Dollars, while actively engaged in official duties.

All appointed members of the Board shall receive their actual and necessary traveling expenses incident to their duties as members of the Board.

The salary of the Secretary shall be fixed by the Board.

Section III. Rules, Staff and Finances. The Board shall adopt its own rules for the transaction of its business and shall keep a record of its resolutions, transactions, findings and determination, which record shall be a public record. The Board may appoint such employees as it may deem necessary for its work, whose appointment, promotion, demotion and removal shall be subject to the same provisions of the law as govern other corresponding employees of the State. The Board may also contract with planners and other consultants or assistants for such services as it may require. The expenditures of the Board, exclusive of gifts or Federal aid, shall be within the amount appropriated for the purpose by the legislative assembly of the State. The Board shall be supplied with the necessary office space and accommodations in the State Capitol or other office building and with the necessary equipment. Upon request of the Board, the Governor may, from time to time, for the purpose of special surveys under the direction of the Board, assign or detail to the Board, members of the staffs or personnel of any State administrative department, bureau, or agency, or may



direct any such department, bureau, or agency, to make for the Board special surveys or studies requested by the Board.

Section IV. Official State Plan. It shall be the function and duty of the State Planning Board to prepare and adopt an official State Plan for the physical development of the State. Such an official plan with the accompanying maps, plats, charts and descriptive matter shall show the Board's recommendation for the development of the State, and may include amongst other things, the general location, character and extent of highways, bridges, waterways, waterfront developments, railroad and motor vehicle routes, aviation fields, power transmission facilities, flood prevention work, drainage and sanitary systems, works for the prevention of stream pollution, forests, reservations, parks, wild life refuges, conservation projects, land utilization program for agricultural, mineral, forestry, industrial and other purposes, public buildings, and other public ways, grounds, spaces, utilities, facilities, structures, buildings and works which by reason of their functions, size, extent, location, legal status or other reason, fall within the province or jurisdiction of State bodies or State officials or which for any other reasons are appropriate subjects of, or fall appropriately within, the scope of a State, as distinguished from a more local program or plan.

Section V. Purposes in View. The State plan shall be made with the general purpose of guiding and accomplishing a co-ordinated, adjusted, efficient and economic development of the State, which will, in accordance with present and future needs and resources, best promote the health, safety, comfort, convenience, prosperity and welfare of the people of the State of Oklahoma, and should recommend amongst other things, the conservation of natural resources, distribution of population, efficient and economic transportation facilities and such uses of land within the State as will tend to create conditions more favorable to economic security, with greater opportunities for recreational, educational and cultural advancement. Further, such State plan should serve to reduce the wastes of physical, financial, or human resources which result from an uneconomic distribution of population, haphazard development and the lack of long-term co-ordinated physical and financial planning.

Section VI. Adoption of Official Plan. The Board may adopt the Official State Plan as a whole, or as the work of preparing the plan progresses, may from time to time adopt a part or parts thereof, any such part or parts to cover one or more of the functional subject matter which may be included in the plan. The Board may from time to time amend, extend, or add to the plan or carry any part of the plan into greater detail. The adoption of the plan or any part, amendment, extension or addition shall be by resolution of the Board carried by the affirmative votes of not less than a majority of the entire membership of the Board. The resolution shall refer expressly to the maps, charts and descriptive matter by the identifying signature of the Chairman of the Board.

Section VII. Other Powers and Functions of the Board. The Board shall have power to promote public interest in and understanding of the State plan and the problems of State Planning, and to that end may publish and distribute copies of plans, pamphlets, or reports

and may employ such other means of publicity and education as it may determine. It may confer and co-operate with the executive, legislative or planning authorities of neighboring states and of the counties and municipalities of such states, for the purpose of bringing about a co-ordination between the development of such neighboring states, counties or municipalities and the development of the State of Oklahoma.

The Board shall advise and co-operate with municipal, county, regional and other local planning commissions within the State for the purpose of promoting co-ordination between the State and local plans and development. The Board shall, upon the request of any appropriate municipal, county, or other local board or official, transmit information possessed by it which bears upon such co-ordination. The Board may, upon the request of the Board of County Commissioners of any county, the council of any municipality or the chief legislative body of any political subdivision, make a study of and report upon any planning problem of such county, municipality or subdivision submitted to it, and the Board may agree with any such board for any such service. The Board may, upon request, or at its own initiative, furnish advice or reports to any public agency, State officer, or department on any problem falling within the field of State Planning, and may prepare and submit to the Governor, Legislature, or other officials, drafts of legislation or regulations for carrying out and preserving the integrity of the official State Plan, or any part thereof.

The Board shall also prepare and keep to date a long-term co-ordinated program of public improvement projects. Upon the request of the Board, the various State officials shall prepare and submit to the State Planning Board a program of public improvements, including estimates of cost, for their departments and said Planning Board, shall co-ordinate such plans and proposals with each other and with the Official State Plan and, from this and other information and plans, the Board shall prepare and submit to the Governor and Legislature a comprehensive public works program for the State at least once every two (2) years.

All public officials and departments shall, upon request, furnish to the Board within a reasonable time, such available information as it may require for its work. The Board, its members, officers and employees, in the performance of their functions may enter upon any land and make examinations and surveys and place and maintain necessary monuments and marks thereon. In general, the Board shall have such powers as may be appropriate to enable it to fulfill its functions and duties, to promote state planning and to carry out the purposes of this Act.

Section VIII. Adoption and Enforcement of the Official State Plan. From and after the adoption by the State Planning Board of the official State Plan, or any part thereof, then and thenceforth no improvements shall be made or authorized, nor shall any property be acquired or its acquisition authorized by any State or public agency, which has or is likely to have a definite part in, or relation to, the Official State Plan unless the proposed location, character and extent thereof shall have been submitted to the Planning Board and the report and advice



of the Board thereon shall have been received; provided, however, that this requirement shall be deemed to be waived if the Board fails to furnish in writing its advice and report upon the proposal within thirty (30) days after the submission thereof to it. In case any such improvement, ground, building, structure, or property be given a location or extent which does not accord with the report and advice of the Planning Board, the State official, department, or any other public agency having charge of the location, authorization, acquisition or construction of the same shall file, in the office of the Governor, a statement of its or his reasons for the departure from such report and advice, and such statement, shall be open to public inspection. This section shall not apply, however, to improvements, grounds, buildings, structures, or properties which are under construction at the time of the taking effect of this Act or whose construction or acquisition shall have been fully authorized and the location and extent determined previous to the taking effect of this Act.

Section IX. Appropriation. There is hereby appropriated, out of the funds of the State Treasury, not otherwise appropriated, for the purpose of effectuating this Act, the sum of Five Hundred Thousand Dollars, to cover salaries and expenses from the date this Act becomes effective to the end of the fiscal year ending June 30th, 1936.

Section X. Emergency. In view of the fact that both the State and National Governments are making large expenditures in the present national emergency to relieve unemployment, and improve economic and social conditions throughout the nation, and further, since State Planning is an essential part of this program and 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 Chamberlin asked unanimous consent, which was granted, to invite the Honorable Quinley Melton, of Georgia, National Vice-Commander of The American Legion, to address the Senate.

Senator Curnutt presiding.

#### GENERAL ORDER

SENATE RESOLUTION NO. 6, by Burns, et al, was considered, and read at length, as follows:

SENATE RESOLUTION NO. 6—By BURNS, TAYLOR, NICHOLS, PUGH and ALBRIGHT.

ASKING INFORMATION AS TO LARGE LAND OWNERS IN THIS STATE.

WHEREAS, demands are now being made for legislation that will prevent any person from acquiring or retaining excessive acreage of farm land in this State, thereby improving the opportunity for home ownership, and,

WHEREAS, it is urged by some and conceded by most that a



homeowning citizenry is the safest and best basis for dependable government, and,

WHEREAS, the first step in solving any problem is to secure accurate information with reference thereto; now therefore

BE IT RESOLVED by the State Senate of the Fifteenth Oklahoma Legislature that each County Treasurer in this State be, and is hereby requested to make a list of all persons in his county owning more than 640 acres of land, as shown by the records in the office of such Treasurer. Such list to show the aggregate acreage owned in such county by each such person and the aggregate assessed value of the land held in such county by each such owner; and that a copy of such list from each county be promptly furnished to this Senate; and the Chief Clerk is hereby instructed to have a copy of each such list placed upon the desk of each member of the Senate, as the same shall be received.

Senator MacDonald moved that Senate Resolution No. 6 be committed to the Committee on State and County Affairs, with instructions to redraft the resolution in the form of a bill, which motion was ruled out of order, by the Presiding Officer, for the reason the motion to recommit with instructions was not in writing, as provided by the rules.

Senator MacDonald moved that Senate Resolution No. 6 be committed to the Committee on State and County Affairs, which motion failed of adoption.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Resolution No. 6, line 3, page 1, by striking the word, "farm," between the words, "of," and "land."

PUGH.

Upon motion of Senator Taylor, Senate Resolution No. 6, as amended, was adopted.

Senate Resolution No. 6, as amended, was referred for engrossment.

#### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 81 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 81 and ordered it transmitted to the Honorable House for consideration.

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Livestock and Tenant Farming to whom was referred Engrossed House Bill No. 59 by Cox and Stokes, entitled:

An Act authorizing the Board of County Commissioners in each county having a population of less than ten thousand to appoint a Cattle Brand Inspector; defining his powers and duties; making it unlawful to drive to, or ship from any such county any cattle until same have been inspected by said Brand Inspector, evidenced by proper certificate; prescribing a compensation of said 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.

LOWRANCE, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 119 by Curnutt, entitled:

An Act amending Section 11282 Oklahoma Statutes, 1931, relating to the filing of chattel mortgages; 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.

CURNUTT, Chairman.

Upon motion of Senator Briggs, SENATE BILL NO. 36, by Briggs, was ordered withdrawn from the Committee on Revenue and Taxation, and placed upon the calendar.

Senator Paul asked unanimous consent, which was granted, to withdraw HOUSE BILL NO. 73, by Freeman and Goodwin, from Judiciary Committee No. 1, and place it upon the calendar.

Senator Paul moved that the rules of the Senate be suspended and House Bill No. 73 be advanced to engrossment and third reading, which motion prevailed.

#### GENERAL ORDER

Senator Timmons asked unanimous consent, which was granted, to advance to engrossment and third reading, SENATE BILL NO. 126, by Timmons.

Senator Timmons asked unanimous consent, which was granted, to consider Senate Bill No. 126 engrossed and place it upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 126 was read for the third time at length.

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

## AYE:

Albright,	Fidler,	King,	Rinehart,	Whitaker,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Wright.
Carmack,	George,	MacDonald,	Spencer,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	
Duffy,	Jones,	Ray,	Timmons,	Total, 35.

## EXCUSED:

Hutchinson. Total, 1.

## ABSENT:

Carlile, Waldrep. Total, 2.

## NOT VOTING:

Broaddus,	Howsley,	Rorschach,	
Bushyhead,	Nichols,	Willis.	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:

## AYE:

Albright,	Fidler,	King,	Rinehart,	Whitaker,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Wright.
Carmack,	George,	MacDonald,	Spencer,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	
Duffy,	Jones,	Ray,	Timmons,	Total, 35.

## EXCUSED:

Hutchinson. Total, 1.

## ABSENT:

Carlile, Waldrep. Total, 2.

## NOT VOTING:

Broaddus,	Howsley,	Rorschach,	
Bushyhead,	Nichols,	Willis.	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. 126 was ordered referred for engrossment.

Senator Wilbanks asked unanimous consent, which was granted, to withdraw SENATE BILL NO. 76, by Wilbanks, Garvin and Paul, from the Committee on Insurance and place the bill upon the calendar.

#### MESSAGE

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

To the President of the Senate,  
Building,  
SIR:

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

ENROLLED SENATE BILL NO. 11—By FISCHL, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, HUTCHINSON, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS and WRIGHT of the Senate, and PHILLIPS of Okfuskee, REED, HUNT of Osage, COOK, BEAMAN, COX, WINGO, MUNGER, HUEY, SADLER, ALLEN, ARMSTRONG, BAILEY, BECK, BOGGS, BRANAN, BREWSTER, BROWN, BRUCE, BYROM, CARMICHAEL, CHASE, CARSON, COUCH, DEATON, DUNN, EBY, FRAZIER, FREEMAN, HAYNES, HOGG, HOWELL, HOYT, HUNT of Pittsburg, JOHNSTON of Rogers, KING, LARASON, LONG, MAUK, MOONEY, MORROW, MORSE, MUNSON, MYERS, O'BRIEN, O'DELL, PAULS, PUGH, RAASCH, SCHWOERKE, STANDRIDGE, STOKES, TAYLOR, THORNTON, TRAW, WHITAKER, WILDER, WORTHINGTON, WRIGHT of Washita, WELCH, CARLETON, RAWLS, DAVIS, WYLY and SKINNER of the House,

An Act relating to delinquent ad valorem, special assessment, gross production, income and inheritance taxes; providing for the waiving, releasing and rebating of the penalties, interest and costs thereon; providing for the manner and method of the payment of such taxes without penalties, interest and costs; authorizing the Oklahoma Tax Commission and County Treasurers to accept such taxes in the manner and installments herein provided without such penalties, interest and costs; providing that this Act shall not affect existing tax sales certificates held by bona fide purchases; suspending the operation of all such laws or parts of laws in conflict herewith for the term of this Act, and providing further, that in case any section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any court of competent or final jurisdiction to be invalid, such judgment

shall not affect, impair or invalidate the remainder of this Act, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 11 was ordered referred to the Governor, for consideration.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules, on Monday, February 11th, 1935.

TWENTY-FIFTH LEGISLATIVE DAY  
MONDAY, FEBRUARY 11, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	Johnston,	Rinehart,	Waldrep,
Briggs,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Broaddus,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	Garvin,	MacDonald,	Sowards,	Willis,
Bushyhead,	George,	Nance,	Spencer,	Wright.
Carlile,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	
Commons,	Hutchinson,	Pugh,	Thomas,	
Curnutt,	Ivester,	Ray,	Timmons,	Total, 41.

EXCUSED:

King. Total, 1.

ABSENT:

Carmack, Lowrance. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

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 Bill No. 115 by Fischl of the Senate and Reed of the House, entitled:

An Act appropriating twenty-five thousand dollars out of the general revenue funds of the State of Oklahoma for the use of the State Game and Fish Department, 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.

NICHOLS, Chairman.



Mr. President: We, your Committee on Roads and Highways to whom was referred Senate Bill No. 135 by Whitaker and Ritzhaupt, entitled:

An Act relating to county and township roads; declaring all roads in any county of this State outside the limits of an incorporated city or town not designated as State highways to be county highways, and subject to maintenance by the 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, as amended.

STEWART, Chairman.

#### FIRST READING

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

SENATE BILL NO. 149—By NICHOLS—An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

SENATE BILL NO. 150—By SPENCER of the Senate, and CAR-MICHAEL and ROBERTS of the House—An Act providing for the election at large of one Mayor and a Treasurer of the City School Board and for the election from each Ward of one Councilman and one Member of the City School Board in cities in Oklahoma not operating under a charter; prescribing their term of office; amending Sections 6009 and 6011, Oklahoma Statutes 1931, to provide for the appointment of all administrative officers of such cities; prescribing the powers of the Council of such cities in connection therewith; repealing Sections 6008 and 6010, Oklahoma Statutes 1931, and Section 436, revised Laws 1910, and all other Acts or parts of Acts requiring the election, in cities not operating under a Charter, of more than one Councilman from each Ward and of any of the officers whose appointment is provided for herein; providing this Act shall not affect the tenure of Councilmen in such cities elected at the election held in 1934, and declaring an emergency.

SENATE BILL NO. 151—By COMMONS—An Act amending Section 1360 Oklahoma Statutes, 1931, (Section 1355 C. O. S., 1921), repealing all Acts or parts of Acts in conflict thereof, and declaring an emergency.

SENATE BILL NO. 152—By BRIGGS of the Senate and ELLIS of the House—An Act to enable and authorize counties, cities, towns, townships, Board of Education, school districts, and all other municipalities in Oklahoma to refund their outstanding bonded and/or coupon indebtedness, making provisions for the levy and collection of an annual tax to retire same, providing penalties for failure of officers in levying and collecting said tax, and declaring an emergency.

SENATE BILL NO. 153—By STEWART—An Act repealing Chapter

159, Oklahoma Session Laws 1933, same being House Bill No. 682, relating to lands acquired by the several counties of the State of Oklahoma by purchase for delinquent taxes; prescribing a limitation for action to set aside resale; providing for acquiring title thereto by entry, improvement, use and payment of accruing taxes; placing said lands under supervision of Commissioners of Land Office; for classification and subdivision of said lands, issuing certificates of selection, cancellation of entries, making proof of compliance and right to conveyance of title, execution and delivery of deed conveying title thereto; providing for sale of lands not entered; repealing conflicting laws, and declaring an emergency.

SENATE BILL NO. 154—By BRIGGS—An Act repealing Chapter 72, Session Laws of Oklahoma, 1927, being Sections 12339, 12340, 12341, 12342, 12343 and 12344, Oklahoma Statutes 1931, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 144—By CHAMBERLIN, COMMONS and GARVIN, referred to Committee on Revenue and Taxation.

SENATE BILL NO. 145—By WHITAKER—Referred to Committee on Public Service Corporations.

SENATE BILL NO. 146—By CARMACK of the Senate, and ABERNETHY of Harmon of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 147—By WRIGHT, BRIGGS, CURNUTT and DUFFY of the Senate, and HOWELL of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 148—By WRIGHT—Referred to Committee on Judiciary No. 1.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 6 and Senate Bill No. 126, each, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 6 and ordered it referred for enrollment.

The President, in open session, signed Engrossed Senate Bill No. 126 and ordered it transmitted to the Honorable House, for consideration.

## GENERAL ORDER

Senator Timmons asked unanimous consent, to which Senator Pugh objected, to take up for consideration substitute for SENATE BILL NO. 64, by Committee on Manufacturing and Industry.

Senator Timmons moved that consideration of substitute for Senate Bill No. 64 be set for Special Order, at 3:00 o'clock p. m., this date, which motion prevailed.

Upon motion of Senator Timmons, the Senate proceeded to the consideration of SENATE BILL NO. 26, by Timmons, Briggs and Hill.

Section 1 was read.

President Pro Tempore Briggs presiding.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Carlile:

Mr. President: I move to amend Senate Bill No. 26, line 3, page 1, by striking after the word, "Director," down to the words, "to be appointed."

IVESTER.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend Senate Bill No. 26, page 2, by adding after the word, "Governor," the following: "And it is further provided that the Board shall be appointed from the State of Oklahoma, one from the East, one from the West and one from the Central part of the State."

IVESTER.

Senator Chamberlin moved that further consideration of Senate Bill No. 26 be deferred until 3:00 p. m., on the next legislative day, to be considered at that time under Special Order.

Senator Nance, as a substitute, moved that further consideration of Senate Bill No. 26 be set for Special Order at 3:30 p. m. today.

Senator Commons presiding.

Senator Timmons, in lieu of all pending motions, moved that further consideration of Senate Bill No. 26 be made a Special Order for 2:00 o'clock p. m., on the next legislative day, which motion prevailed.

SENATE BILL NO. 116, by MacDonald, was considered.

Section 1 was read.

Senator MacDonald submitted the following amendment:



Mr. President: I move to amend Senate Bill No. 116, line 1, page 1, by striking all of Section 1, except lines 8, 9 and 10, and substituting the following: "For the relief of persons who are unable to procure for themselves necessary seed for garden and farms, there is hereby appropriated out of any monies in the State Treasury, not otherwise approved, the aggregate sum of \$400,000.00," which monies shall be used for the purchase and distribution of garden seed, seed oats, seed potatoes and barley seeds, to such persons in the State of Oklahoma."

MacDONALD.

Senator Wilbanks submitted the following amendment, which was adopted:

Mr. President: I move to amend the MacDonald amendment, by inserting in the proper place, the words, "seed corn."

WILBANKS.

The vote occurring on the MacDonald amendment, as amended, it was declared adopted.

Senator MacDonald submitted the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 116, line 10, page 2, by adding after the word, "thereby," the following sentence: "In said rules and regulations, it shall be particularly prescribed that all applications for seed shall be checked by county agents or other person, designated by the Board of Agriculture, as to the necessity for each said loan, and in said rules and regulations shall be prescribed said loan forms, similar to forms used by federal government for such loans."

MacDONALD.

Senator Bushyhead submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 116, line 1, page 2, by striking the figures, "\$400,000.00," and inserting the figures, "\$200,000.00."

BUSHYHEAD.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Stewart:

Mr. President: I move to amend Senate Bill No. 116, line 7, page 2, by inserting after the word, "Oklahoma," the following: "and shall be distributed to the various counties of this State on a basis of population, so long as the demand from the counties warrants."

CURNUTT.

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

Section 2 was read.

Senators Ray and Burns submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 116, line 15, page 2, by striking after the word, "counties," and before the word, "of," line 16, the word, "agents," and inserting the word, "commissioners."

RAY and BURNS.

Senator Ritzhaupt, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 116, line 16, page 2, by changing the period to a comma after the word, "State," and adding the words, "or other county officers designated by the State Board of Agriculture."

RITZHAUPT.

Upon motion of Senator MacDonald, Section 2, as amended, was adopted.

Section 3 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 116, line 18, page 2, and line 4, page 3, by striking the words and figure "five (5%) per cent," and inserting the words and figure, "three (3%) per cent."

PUGH.

Upon motion of Senator MacDonald, Section 3, as amended, was adopted.

Section 4 was read.

Senator MacDonald asked unanimous consent, which was granted, to strike the word and figure, "five (5%)," and insert the word and figure, "three (3%)."

Upon motion of Senator MacDonald, Section 4, as amended, was adopted.

Section 5 was read.

Senator MacDonald submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 116, line 17, page 3, by striking the words, "and feed."

MacDONALD.

Upon motion of Senator MacDonald, Section 5, as amended, was adopted.

Section 6 was read.

Senator MacDonald submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 116, line 13, page 4, by striking the words, "feed or."

MacDONALD.

Senator MacDonald submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 116, by striking the word, "free," wherever it may appear in Section 6.

MacDONALD.

Upon motion of Senator MacDonald, Section 6, as amended, was adopted.

Upon motion of Senator MacDonald, the title of Senate Bill No. 116 was ordered amended to conform with the bill, as amended.

Upon motion of Senator MacDonald, Senate Bill No. 116 was advanced to engrossment and third reading.

Upon motion of Senator MacDonald, the rules of the Senate were suspended and Senate Bill No. 116, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Timmons,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Broadus,	Garvin,	MacDonald,	Rorschach,	Willis,
Burns,	George,	Nance,	Sowards,	Wright.
Bushyhead,	Hill,	Nichols,	Spencer,	
Carlile,	Howsley,	Paul,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Thomas,	Total, 36.

#### NAY:

Duffy.	Total, 1.
--------	-----------

#### EXCUSED:

King.	Total, 1.
-------	-----------

#### ABSENT:

Carmack,	Lowrance.	Total, 2.
----------	-----------	-----------



## NOT VOTING:

Fidler, Hutchinson, Waldrep, Wilbanks. 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:

## AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Timmons,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Broaddus,	Garvin,	MacDonald,	Rorschach,	Willis,
Burns,	George,	Nance,	Sowards,	Wright.
Bushyhead,	Hill,	Nichols,	Spencer,	
Carlile,	Howsley,	Paul,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Thomas,	Total, 36.

## NAY:

Duffy. Total, 1.

## EXCUSED:

King. Total, 1.

## ABSENT:

Carmack, Lowrance. Total, 2.

## NOT VOTING:

Fidler, Hutchinson, Waldrep, Wilbanks. 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. 116 was ordered referred for engrossment.

President Pro Tempore Briggs presiding.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 4—By MORSE,

PHILLIPS of Okfuskee, TWIDWELL, SADLER, MUNSON, ABERNATHY of Pottawatomie, ARMSTRONG, BARNETT, BEAMAN, BECK, BILLINGS, BRANAN, BROWN, BRUCE, BYROM, CAMPBELL, CAREY, CORSON, COUCH, COX, DAVIS of Carter, FREEMAN, GOODWIN, GREGORY, HOWELL, HOYT, HUEY, HUNT of Osage, HUSER, JONES, KERR, KEYS, MARTIN, MAUK, McCOLLOM, MOFFETT, MONTGOMERY, MOONEY, MORROW, O'BRIEN, PAULS, POTEET, PUGH, RAWLS, REED, ROBERTS, SCHWOERKE, STANDRIDGE, TAYLOR, THORNTON, TRAW, WILLIAMS, WINGO, WORTHINGTON and WYLY,

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 for the purpose of amending Section 6, Article 10 thereof, by adding an additional section to be known as Section 6-a, to provide for the exemption from certain ad valorem taxation of homesteads to the extent of fifteen hundred (\$1,500.00) dollars,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Joint Resolution No. 4.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the Joint Rules of the Senate and House of Representatives, as submitted by the Joint Committee on Rules, have been adopted.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED SENATE BILL NO. 56—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making an appropriation to repair and refurbish and equip the Governor's mansion, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the Conference Committee Report, and the Bill has been passed by the House as amended by such Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 56, together with Conference Committee Report thereon, was ordered referred for enrollment.

Senator Nichols presiding.

#### SPECIAL ORDER

SENATE BILL NO. 64, by Committee on Manufacturing and Industries, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, lines 5 and 6, page 1, by striking after the word, "Governor," line 5, and before the word, "and," line 6, and inserting the following: "No member so appointed by the Governor shall serve without the appointment having been submitted to and approved by the Senate. Any member appointed under the provisions of this Act shall hold office coterminus with the Governor and until his successor is elected and qualified, provided that no member shall be removed from office only by a court of competent jurisdiction, for wilful neglect of duty, corruption in office, drunkenness, incompetency or any offense involving moral turpitude committed while in office."

CURNUTT.

By unanimous consent, the Curnutt amendment was ordered withdrawn to be submitted later.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 4, page 1, by striking after the word, "Chairman," lines 4, 5, 6, 7 and 8.

IVESTER.

Senator Timmons raised a point of order against the Ivester amendment, which was sustained, stating it not germane to the bill.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, by striking after the word, "Senate," line 6, page 1, and before the word, "in," line



2, page 2, and inserting the following: "No member so appointed by the Governor shall serve without appointment having been submitted to and approved by the Senate. Any member appointed under the provisions of this Act shall hold office coterminus with the Governor and until his successor is elected and qualified."

CURNUTT.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend The Curnutt amendment, by adding the words, "removable at the will of the Governor."

NANCE.

Senator Curnutt asked unanimous consent, to which objections were voiced, to withdraw his amendment.

The vote occurring on the Curnutt amendment, as amended, it was declared adopted.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 4, page 1, by adding after the word, "members," and before the word, "all," the following: "One member to be appointed from southeastern Oklahoma; one member to be appointed from southwestern Oklahoma and one member to be appointed from northeastern Oklahoma, none of whom shall reside within one hundred miles of the State Capitol, nor shall reside within one hundred miles of each other."

STEWART.

Senator Timmons moved to table the Stewart amendment, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Hutchinson,	Paul,	Wilbanks,
Briggs,	Fidler,	Jones,	Sowards,	Willis,
Broaddus,	George,	Logan,	Spencer,	Wright.
Chamberlin,	Hill,	Nance,	Thomas,	
Curnutt,	Howsley,	Nichols,	Timmons,	Total, 23.

NAY:

Burns,	Johnston,	Ray,	Stewart,	
Commons,	MacDonald,	Rinehart,	Taylor,	
Ivester,	Pugh,	Ritzhaupt,	Whitaker.	Total, 12.

EXCUSED:

King.	Total, 1.
-------	-----------

ABSENT:

Carmack,	Lowrance.	Total, 2.
----------	-----------	-----------

## NOT VOTING:

Bushyhead,	Fischl,	Rorschach,	
Carlile,	Garvin,	Waldrep.	Total, 6.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 3, page 1, by striking after the word, "Chairman," the word, "and," and lines 4, 5 and 6, page 1, and by striking lines 1 and 2 and the word, "foregoing," in line 3, page 2.

IVESTER.

Senator Chamberlin, as a substitute, submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend Senate Bill No. 64, line 4, page 1, by striking after the word, "and," the words, "three other members," and inserting the words, "one member"

CHAMBERLIN.

Upon motion of Senator Timmons, the Ivester amendment was tabled.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 4, page 1, by adding after the word, "members," and before the word, "all," the following, "neither of whom shall reside within 200 miles of each other"

STEWART.

Senator Timmons moved to table the Stewart amendment, which motion prevailed.

Senator Nance submitted the following amendment, which failed of adoption:

Mr. President: I move to amend the Stewart amendment by striking the figures, "200," and inserting the figures, "100"

NANCE.

Senator Stewart asked unanimous consent, which was granted, to submit the following as a corrective amendment for the one pending:

Mr. President: I move to amend Senate Bill No. 64, by providing as follows: "whose legal residence shall not be within 125 miles of each other."

STEWART.

Senator Nichols presiding.

Upon motion of Senator Timmons, further consideration of Senate Bill No. 64 was set for Special Order at 3:00 o'clock p. m., on the next legislative day.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 116 correctly engrossed and Senate Resolution No. 6 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Enrolled Senate Bill No. 116 and ordered it transmitted to the Honorable House, for consideration.

Senator Burns presiding.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 6 and ordered it transmitted to the Secretary of State.

Senator Nichols presiding.

#### MESSAGE

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate.

Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 11, entitled:

ENROLLED SENATE BILL NO. 11—By FISCHL, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, HUTCHINSON, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS and WRIGHT of the Senate, and PHILLIPS of Okfuskee, REED, HUNT of Osage, COOK, BEAMAN, COX, WINGO, MUNGER, HUEY, SADLER, ALLEN, ARMSTRONG, BAILEY, BECK, BOGGS, BRANAN, BREWSTER, BROWN, BRUCE, BYROM, CARMICHAEL, CHASE, CORSON, COUCH, DEATON, DUNN, EBEBY, FRAZIER, FREEMAN, HAYNES, HOGG, HOWELL, HOYT, HUNT of Pittsburg, JOHNSTON of Rogers, KING, LARASON, LONG, MAUK, MOONEY, MORROW, MORSE, MUNSON, MYERS, O'BRIEN, O'DELL, PAULS, PUGH, RAASCH, SCHWOERKE, STANDRIDGE, STOKES, TAYLOR, THORNTON, TRAW, WHITAKER, WILDER, WORTHINGTON, WRIGHT of Washita, WELCH, CARLETON, RAWLS, DAVIS, WYLY and SKINNER of the House, entitled:

An Act relating to delinquent ad valorem, special assessment, gross production, income and inheritance taxes; providing for the waiving, releasing and rebating of the penalties, interest, costs thereon; providing for the manner and method of the payment of such taxes without



penalties, interest and costs; authorizing the Oklahoma Tax Commission and County Treasurers to accept such taxes in the manner and installments herein provided without such penalties, interest and costs; providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers; suspending the operation of all such laws or parts of laws in conflict herewith for the term of this Act, and providing further, that in case any section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any court of competent or final jurisdiction, to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of the State of Oklahoma.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 63 by Wright, Howsley, et al, entitled:

An Act amending Section 5684, Oklahoma Statutes of 1931, relating to qualifications of persons to serve on county and precinct election boards or as counters of 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 144 by Chamberlin, Commons and Garvin, entitled:

An Act amending Sections 16 and 17 of House Bill No. 45 of the 15th Legislature relating to expense of the enforcement of the Oklahoma Cigarette Stamp Tax Act,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

#### GENERAL ORDER

Upon motion of Senator Fischl, SENATE BILL NO. 76, by Wil-

banks, Garvin and Paul, was ordered withdrawn from the calendar and referred to the Committee on Insurance, for consideration.

Upon motion of Senator Commons, the Senate adjourned, to meet under the rules.

# TWENTY-SIXTH LEGISLATIVE DAY

TUESDAY, FEBRUARY 12, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Fidler,	Logan,	Rorschach,	Wilbanks,
Broadbuss,	Fischl,	MacDonald,	Sowards,	Willis,
Burns,	Garvin,	Nance,	Spencer,	Wright.
Bushyhead,	George,	Nichols,	Stewart,	
Carlile,	Hill,	Paul,	Taylor,	
Chamberlin,	Howsley,	Pugh,	Thomas,	
Commons,	Ivester,	Ray,	Timmons,	
Curnutt,	Johnston,	Rinehart,	Waldrep,	Total, 40.

## EXCUSED:

Carmack,	Hutchinson,	King,	Lowrance,	Total, 4.
----------	-------------	-------	-----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMUNICATIONS

The following communications were read:

To the Members of the Senate: The undersigned is entertaining the Carter C. Hanner Post 129, of The American Legion, and Ladies' Auxiliary, of Stillwater, Oklahoma, at supper, next Friday evening, February 15th, at 7:00 o'clock, in the State Capitol Cafeteria. Members of the Senate who belong to The American Legion are cordially invited to attend this meeting.

(Signed) JAMES E. BERRY.

Holdenville, Oklahoma,  
February 11, 1935.

Senator Don Wilbanks,  
Senate Chamber,  
State Capitol Building,  
Oklahoma City, Oklahoma.

Dear Senator Wilbanks:

Be it resolved that we, the Veterans of Industry of America, Chap-



ter 170-J of Holdenville, Oklahoma, same having three hundred (300) members in this chapter and approximately seven hundred (700) in Hughes County, duly assembled in regular session this the Fifth day of February, 1935, petition you as our Senator, asking that you indorse Governor E. W. Marland's Relief and Work Program.

Respectfully yours,

(Signed) JOHN RASH, President.

J. A. WRIGHT, Vice-Pres.

MRS. E. M. BYRD, Sec'y.

A Valentine Tea will be given by the Ohoyahoma Club, Wednesday, February 13th, at 2:00 p. m., in the Small Parlor, Mezzanine Floor, Huckins Hotel. All members urged to attend.

#### RESOLUTIONS

Senator Whitaker called up for consideration SENATE RESOLUTION NO. 7, by Whitaker, et al, which was read at length, as follows:

SENATE RESOLUTION NO. 7—By WHITAKER, BROADDUS, WRIGHT, NICHOLS and CURNUTT.

A RESOLUTION AUTHORIZING AND DIRECTING THE PRESIDENT OF THE SENATE TO APPOINT A SPECIAL COMMITTEE TO INVESTIGATE THE ADMINISTRATION OF THE UNIVERSITY HOSPITAL AND ALL OFFICERS AND DEPARTMENTS RESPONSIBLE FOR, OR INTERESTED IN THE ADMINISTRATION THEREOF; AUTHORIZING THE SUBPOENAING OF WITNESSES AND THE EMPLOYMENT OF NECESSARY AID, AND AUTHORIZING THE EXERCISE OF THE POWER TO PUNISH FOR CONTEMPT; REQUIRING SAID COMMITTEE TO REPORT SAID FINDINGS TO THE SENATE FOR ITS ACTION THEREON.

WHEREAS, it appears from numerous reports that certain officials in charge of the administration of the University and Crippled Children's Hospital and in charge of the Medical School of the Oklahoma University have committed certain irregularities in connection therewith; and,

WHEREAS, it has been charged that full time salaries have been paid to certain persons for part time work; and,

WHEREAS, it has been reported that the University Hospital through the officials in charge thereof, has given financial aid out of funds placed at its disposal to the Medical School of the State University, contrary to law; and,

WHEREAS, it has been reported that there has been an intolerable lack of co-operation in the conduct of the affairs of the University Hospital and the Crippled Children's Hospital.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The President of the Senate is hereby authorized and directed to appoint a special investigating committee consisting of five members of the Senate with the power and authority vested in said committee to conduct hearings and to issue all necessary processes to compel the attendance of witnesses, and to produce any books and records of any person, persons, departments or institutions ordered before said committee for its examination and consideration. Said committee is specifically authorized and empowered to administer oaths to witnesses, to employ such stenographic, clerical and other help as may be necessary to carry out the provisions of this Resolution; and said committee is specifically authorized and empowered to punish for contempt.

SECTION 2. Said committee is hereby directed to make a thorough investigation of all matters pertaining to the charges of irregularity and transactions and lack of co-operation involved in the administration of the University and Crippled Children's Hospital and the Medical School of the Oklahoma University of all officers and persons and departments charged with, interested in or participating, directly or indirectly, in the administration thereof.

SECTION 3. Said committee is hereby ordered and directed to make, organize and proceed with said investigation promptly following its appointment and to continue same until said investigation is complete, and to report its findings to the Senate of the Fifteenth Legislature of the State of Oklahoma for its action thereon.

Upon motion of Senator Whitaker, Senate Resolution No. 7 was adopted, and ordered referred for engrossment.

The President appointed as the Committee under Senate Resolution No. 7, Senators Whitaker, Chairman, Broadbuss, Wright, Ritzhaupt and Curnutt.

#### GENERAL ORDER

Senator Nichols asked unanimous consent, to which objections were voiced, to take up for consideration SENATE BILL NO. 115, by Fischl of the Senate, and Reed of the House.

#### COMMITTEE REPORT

The following Committee Report was submitted, the bill ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Penal Institutions to whom was referred Engrossed House Bill No. 89 by Committee on Penal Institutions, entitled:

An Act requiring all inmates of the State Penitentiary at McAlester, Oklahoma, the Sub-Prison at Stringtown, Oklahoma, and the State Reformatory at Granite, Oklahoma, to wear the regulation uniforms prescribed by the warden or superintendent thereof, for regular use of said inmates at all times said inmates are for any lawful reason

without the confines of said institutions; prescribing penalties for violation hereof, 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.

#### FIRST READING

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

SENATE BILL NO. 155—By ALBRIGHT and BURNS—An Act amending Section 3700, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 156, Oklahoma Session Laws, 1933, relating to transportation of farm products, and declaring an emergency.

SENATE BILL NO. 156—By ALBRIGHT and BURNS—An Act providing that where more than one year's delinquent tax has accrued on real property, the amount due for any one year may be paid without regard to the amounts due for said other years, and declaring an emergency.

SENATE BILL NO. 157—By ALBRIGHT and BURNS—An Act making it unlawful for persons, firms or corporations operating motor vehicles for the transportation of persons for hire, to allow a number of persons to ride in such vehicles at any one time greater than the seating capacity of such vehicle as listed for purposes of taxation; prescribing penalties for violation of the provisions hereof, and declaring an emergency.

SENATE BILL NO. 158—By JONES—An Act providing for the organization and management of mutual insurance corporations, providing for forms of policies to be approved by the Commissioner of Insurance; and providing for the admission of foreign mutual insurance companies, repealing Sections ..... and all Acts and parts of Acts in conflict herewith, and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 149—By NICHOLS—Senator Nichols asked unanimous consent, which was granted, to place Senate Bill No. 149 upon the calendar, without reference to a committee.

SENATE BILL NO. 150—By SPENCER of the Senate, and CAR-MICHAEL and ROBERTS of the House—Referred to Committee on Education.

SENATE BILL NO. 151—By COMMONS—Referred to Committee on Judiciary No. 2.



SENATE BILL NO. 152—By BRIGGS of the Senate and ELLIS of the House—Senator Briggs asked unanimous consent, to which Senator Logan objected, to place Senate Bill No. 152 upon the calendar without reference to a Committee.

Senate Bill No. 152 was ordered referred to the Committee on State and County Affairs.

SENATE BILL NO. 153—By STEWART—Senator Stewart asked unanimous consent, which was granted, to place Senate Bill No. 153 upon the calendar, without reference to a Committee.

Senator Briggs asked unanimous consent, which was granted, to order Senate Bill No. 153 and Senate Bill No. 36 placed, one after the other, upon the calendar.

SENATE BILL NO. 154—By BRIGGS—Senator Briggs moved that the rules of the Senate be suspended and Senate Bill No. 154 be ordered placed upon the calendar, without reference to a Committee, which motion prevailed.

ENGROSSED HOUSE JOINT RESOLUTION NO. 4—By MORSE, PHILLIPS of Okfuskee, TWIDWELL, SADLER, MUNSON, ABERNATHY of Pottawatomie, ARMSTRONG, BARNETT, BEAMAN, BECK, BILLINGS, BRANAN, BROWN, BRUCE, BYROM, CAMPBELL, CAREY, CORSON, COUCH, COX, DAVIS of Carter, FREEMAN, GOODWIN, GREGORY, HOWELL, HOYT, HUEY, HUNT of Osage, HUSER, JONES, KERR, KEYS, MARTIN, MAUK, MCCOLLOM, MOFFETT, MONTGOMERY, MOONEY, MORROW, O'BRIEN, PAULS, POTEET, PUGH, RAWLS, REED, ROBERTS, SCHWOERKE, STANDRIDGE, TAYLOR, THORNTON, TRAW, WILLIAMS, WINGO, WORTHINGTON and WYLY—Referred to Committee on Revenue and Taxation.

Senator Chamberlin moved that the Senate work under a Call of the House, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Johnston,	Rinehart,	Willis,
Briggs,	Fidler,	Jones,	Ritzhaupt,	Wright.
Broadus,	Fischl,	Nance,	Rorschach,	
Bushyhead,	George,	Nichols,	Taylor,	
Chamberlin,	Hill,	Paul,	Timmons,	
Commons,	Howsley,	Pugh,	Waldrep,	
Curnutt,	Ivester,	Ray,	Whitaker,	Total, 30.

NAY:

Burns,	Logan,	Spencer,	Thomas.
Carlile,	Sowards,	Stewart,	Total, 7

EXCUSED:

Hutchinson,	King,	Total, 2.
-------------	-------	-----------

ABSENT:

Carmack, Lowrance. Total, 2.

NOT VOTING:

Garvin, MacDonald, Wilbanks. Total, 3.

The President ordered the roll called of the Senate and the following were found to be "absent:"

Garvin, MacDonald and Whitaker.

The Sergeant-At-Arms was instructed to notify all absent members of the Senate of the Call of the House.

Senators Garvin, MacDonald and Whitaker asked to be recorded "present," which was the order.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 56 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 56 was read at length for the fourth time, the enrolled copy signed, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

SPECIAL ORDER

SENATE BILL NO. 64, by Committee on Manufacturing and Industries, being a Special Order, was called up for consideration by Senator Timmons.

Senator Pugh submitted the following amendment:

Mr. President: I move that Senate Bill No. 64 be sent to a Special Committee of five members with the following instructions:

"That it carry a provision providing for a one man Highway Commission; a one man Board of Affairs and a one man Tax Commission, and repealing the present laws, creating a four man Highway Commission, a three man Board of Affairs and a three man Tax Commission."

PUGH and IVESTER.

Senator Hill raised a point of order against the Pugh amendment, which was sustained, stating the amendment not germane to Senate Bill No. 64.

The Stewart amendment, submitted on the last legislative day, was re-read.

The vote occurring on the Stewart amendment, it was declared failed of adoption.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 7, page 2, by inserting after the word, "Secretary," the following: "at a salary not to exceed \$3,000.00."

CURNUTT.

Senator Paul raised a point of order against the Curnutt amendment, which was sustained, stating it did not properly relate to Section 1.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 3, page 2, by striking after the word, "the," and before the word, "of," the word, "Chairman," and inserting the word, "Chairmen."

TIMMONS.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 5, page 2, by inserting after the word, "Board," and before the word, "if," the word, "respectively"

BRIGGS.

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

Section 2 was read.

By unanimous consent, the following amendments were read:

Mr. President: I move to amend Senate Bill No. 64, lines 12 and 13, page 2, by striking the words, "Six Thousand" and substituting therefor the words, "Three Thousand".

WILLIS.

Mr. President: I move to amend Senate Bill No. 64, lines 12 and 13, page 2, by striking the words, "Six Thousand," and inserting the words, "Three Thousand."

FISCHL.

Mr. President: I move to amend Senate Bill No. 64, lines 12 and 13, page 2, by striking the words, "Six Thousand," and inserting the words, "Four Thousand".

PAUL.

Mr. President: I move to amend Senate Bill No. 64, lines 12 and



13, page 2, by striking the words, "Six Thousand," and inserting the words, "Forty-eight Hundred".

LOGAN.

Mr. President: I move to amend Senate Bill No. 64, line 12, page 2, by inserting after the word, "receive," and before the word, "Thousand," the word, "three".

SPENCER.

Senator Lowrance asked to be recorded "present," which was the order.

Senator Broaddus, as a substitute, for all pending amendments, submitted the following:

Mr. President: I move to amend Senate Bill No. 64, line 12, page 2, by striking lines 12 to 17, inclusive, and inserting the following: "The Executive Vice Chairman shall devote his entire time to the duties of his office, shall have charge and control of the management of the office of said Board and he shall be paid an annual salary of \$4800.00 per year, payable in 12 monthly installments, the other appointed members of the Board to receive a per diem allowance of \$12.00 per day for such time as the Governor and/or the Executive Vice Chairman shall require said members to be in actual attendance upon session of the said Board. The permanent secretary shall serve during the pleasure of the Board and shall be paid an annual salary of \$3,000.00, to be paid in equal monthly installments. Traveling expenses shall also be allowed and paid to members for attendance upon session."

BROADDUS.

Senator Broaddus asked unanimous consent, which was granted, to amend his amendment by inserting after the words and figures, "12 to 17, inclusive," the words and figures, "lines 3 and 4, page 3."

Senator Whitaker submitted the following amendment:

Mr. President: I move to amend the Broaddus amendment, by setting the salary of Secretary as follows: "not to exceed \$3,000.00 per year."

WHITAKER.

Senator Paul, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend the Broaddus amendment, by striking the figures, "\$3,000.00," and inserting the figures, "\$2400.00," as the salary of the Secretary.

PAUL.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend the Broaddus amendment to

Senate Bill No. 64, by striking the figures, "\$4800.00," and inserting the figures, "\$3600.00," as the salary of the Executive Vice Chairman.

PUGH.

Senator Nance presiding.

Senator Wilbanks moved to table the Pugh amendment, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Briggs,	Garvin,	Logan,	Stewart,	
Broaddus,	George,	MacDonald,	Taylor,	
Bushyhead,	Hill,	Nance,	Timmons,	
Commons,	Jones,	Nichols,	Wilbanks.	Total, 16.

NAY:

Albright,	Duffy,	Johnston,	Ritzhaupt,	Waldrep,
Burns,	Fidler,	Paul,	Rorschach,	Whitaker,
Carlile,	Fischl,	Pugh,	Sowards,	Willis.
Chamberlin,	Howsley,	Ray,	Spencer,	
Curnutt,	Ivester,	Rinehart,	Thomas,	Total, 23.

EXCUSED:

Carmack,	Hutchinson,	King.	Total, 3.
----------	-------------	-------	-----------

NOT VOTING:

Lowrance,	Wright.	Total, 2.
-----------	---------	-----------

The vote occurring on the Pugh amendment, it was declared adopted.

Senator Ritzhaupt submitted the following amendment, which was adopted.:

Mr. President: I move to amend Senate Bill No. 64, by adding to the Broaddus amendment, the following: "Provided that Board members, receiving per diem allowance, the total amount received by any member shall not exceed \$1800.00 per year."

RITZHAUPT.

Senator Chamberlin submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend the Broaddus amendment by striking the figures, "\$12.00," and inserting the figures, "\$10.00."

CHAMBERLIN.

The vote occurring on the Broaddus amendment, as amended, it was declared adopted.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 8, page 2, by striking after the word, "expenses," down to and including line 11.

IVESTER.

Senator Chamberlin raised a point of order against the Ivester amendment, which was overruled, stating it was not germane to Section 2, as amended by the Broadus amendment.

Upon motion of Senator Commons, the Ivester amendment was tabled.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 11, page 2, by adding at the end of the Section the following: "Provided that no member of the Board shall receive in excess of \$4.00 per day expenses, in addition to transportation."

CURNUTT.

Upon motion of Senator Timmons, Section 2, as amended, was adopted.

Section 3 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, lines 7 and 8, page 4, by inserting the word, "Department," after the word, "institution."

BRIGGS.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 15, page 3, by inserting after the word, "require," and before the word, "the," the following: "In no event shall the salary of any employee or remuneration to any person or firm for any service exceed \$2,400.00 per year, except that such full time employees as may be employed in a technical capacity may receive not to exceed \$3,600.00 per year."

WHITAKER.

Senator Nichols moved that the vote be reconsidered by which the Whitaker amendment was adopted.

Senator MacDonald presiding.

Senator Ivester raised a point of order against the Nichols motion, stating the mover did not vote with the majority, which point of order was overruled by the Presiding Officer, who stated no record vote was made.



Senator Pugh raised a point of order against the Nichols motion, citing Rule 10, which was overruled by the Presiding Officer.

Senator Rorschach raised a point of order against the Nichols motion, citing sub-division "d" of Rule 10, which point was overruled by the Chair.

Upon motion of Senator Nance, the previous question was ordered.

The vote occurring on the Nichols motion, it was declared adopted, the roll call thereon being as follows:

**AYE:**

Albright,	Chamberlin,	George,	Nance,	Waldrep,
Briggs,	Commons,	Hill,	Nichols,	Wilbanks,
Broadbudd,	Curnutt,	Jones,	Stewart,	Willis,
Bushyhead,	Duffy,	Logan,	Taylor,	
Carlile,	Garvin,	MacDonald,	Timmons,	Total, 23.

**NAY:**

Burns,	Ivester,	Pugh,	Rorschach,	Whitaker,
Fidler,	Johnston,	Ray,	Sowards,	Wright.
Fischl,	Lowrance,	Rinehart,	Spencer,	
Howsley,	Paul,	Ritzhaupt,	Thomas,	Total, 18.

**EXCUSED:**

Carmack,	Hutchinson,	King,	Total, 3.
----------	-------------	-------	-----------

Upon motion of Senator Nance, the Whitaker amendment was tabled.

Senator Ivester submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 64, line 2, page 4, by striking after the word, "Capitol," and before the word, "or," the words, "or other office building."

**IVESTER.**

Senator Logan submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 64, lines 12 and 13, page 3, by striking the words, "same provisions of the law as govern other corresponding employees of the State," and inserting the following, "actions of the Board."

**LOGAN.**

Senator Logan submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 64, line 18, page 3, by striking the words, "Legislative Assembly," and inserting the word, "Legislature."

**LOGAN.**

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 64, lines 13, 14 and 15, page 3, by striking after the word, "State," in line 13, down to and including the word, "require," in line 15 and inserting the following: "The Board may employ a technical expert at a salary not to exceed \$6,000.00 per year."

CURNUTT.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 10, page 3, by inserting after the word, "work," and before the word, "whose," the following: "Provided no employee shall be paid in excess of \$2,000.00 per year."

CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to amend his pending amendment by adding the words, "except planners and other consultants and experts, as hereinafter provided for."

Upon motion of Senator Hill, the Curnutt amendment, as amended, was tabled.

Senator Johnston submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 10, page 4, by adding the following: "The authority herein conferred shall not authorize the Board nor any state agency of Oklahoma to engage in any line of manufacturing or processing, the products whereof are to be placed on the market in competition with like products of tax-paying industry, except where controlled or marketed by trust or monopoly, nor shall convict labor be employed in any industry or manufacture other than for state use."

JOHNSTON.

Senator Timmons raised a point of order against the Johnston amendment, stating that it was not germane to the bill, on which point of order the Chair ruled he "sees nothing in the amendment to be construed not germane to the bill—it's simply a restriction."

Senator Nance asked unanimous consent to take up for consideration a matter on the clerk's desk.

Senator Spencer moved that the Senate adjourn, to meet under the rules, which motion failed of adoption.

Senator Johnston moved that further consideration of Senate Bill No. 64 be set for Special Order at 2:00 p. m., tomorrow, which motion, by unanimous consent, he withdrew.

Senator Nichols asked unanimous consent, which was granted, to take up for consideration a communication from the Honorable House.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to submit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 109—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making supplemental appropriations for the Hospital for Negro Insane at Taft, for the fiscal year ending June 30, 1935, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 109 was read, as follows:

To the Speaker of the House of Representatives,  
And the President of the Senate:

We, your Conference Committee, to whom was referred House Bill No. 109, entitled:

A Bill to be entitled an Act making supplemental appropriations for the Negro Insane at Taft, for the fiscal year ending June 30, 1935, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith recommend:

1st. That the House of Representatives concur in Senate Amendment No. 1.

2nd. That the House of Representatives concur in Senate Amendment No. 2.

3rd. That the House of Representatives concur in Senate Amendment No. 3.

Respectfully submitted,

SINGLETON,

CHAMBERS

THORNTON,

House Conferees.

NICHOLS,

TIMMONS,

BROADDUS,

Senate Conferees.



Upon motion of Senator Nichols, the Conference Committee Report on Engrossed House Bill No. 109 was adopted.

House Bill No 109, as amended in conference, was read at length.

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

AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Timmons,
Broadus,	Fischl,	Logan,	Rinehart,	Waldrep,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	MacDonald,	Rorschach,	Wilbanks,
Carlile,	Hill,	Nance,	Spencer,	Willis,
Chamberlin,	Howsley,	Nichols,	Stewart,	Wright.
Commons,	Ivester,	Paul,	Taylor,	Total, 39.

EXCUSED:

Carmack,	Hutchinson,	King.	Total, 3.
----------	-------------	-------	-----------

NOT VOTING:

Curnutt,	Sowards.	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:

AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Timmons,
Broadus,	Fischl,	Logan,	Rinehart,	Waldrep,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	MacDonald,	Rorschach,	Wilbanks,
Carlile,	Hill,	Nance,	Spencer,	Willis,
Chamberlin,	Howsley,	Nichols,	Stewart,	Wright.
Commons,	Ivester,	Paul,	Taylor,	Total, 39.

EXCUSED:

Carmack,	Hutchinson,	King.	Total, 3.
----------	-------------	-------	-----------

NOT VOTING:

Curnutt,	Sowards.	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.

Engrossed House Bill No. 109, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

## RESOLUTIONS

Senator Garvin asked unanimous consent, which was granted, to introduce the following Resolution:

SENATE RESOLUTION NO. 8—By GARVIN, TAYLOR, MacDONALD, FISCHL and WILBANKS—A Resolution authorizing and directing the President of the Senate to appoint a special committee to attend a conference called by Governor E. W. Marland, at Dallas, Texas, on February 15, 16 and 17, 1935, for the purpose of meeting with the Governors of other oil states or their representatives for the purpose of considering an oil states compact and other matters pertaining to the oil industry.

Senator Nance asked unanimous consent, which was granted, to take up for immediate consideration Senate Resolution No. 8, which was read at length, as follows:

SENATE RESOLUTION NO. 8—By GARVIN, TAYLOR, MacDONALD, FISCHL and WILBANKS.

A Resolution authorizing and directing the President of the Senate to appoint a Special Committee to attend a Conference called by Governor E. W. Marland at Dallas, Texas, on February 15, 16 and 17, 1935, for the purpose of meeting with the Governors of other Oil States or their representatives for the purpose of considering an Oil States Compact and other matters pertaining to the oil industry.

WHEREAS, Governor E. W. Marland has called a meeting of the Governors of the Oil States or their representatives to meet at Dallas, Texas, on February 15, 16 and 17, 1935, for the purpose of considering an Oil States Compact and any other matters of interest to the Oil Industry, and

WHEREAS, the Governor of the State has requested that a Committee from the State Senate and like Committee from the House be sent to attend said conference.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, that

SECTION 1. The President of the Senate is hereby authorized and directed to appoint a Special Committee consisting of five members of the Senate of the State of Oklahoma, directing said Committee to attend said conference at Dallas, Texas, on the 15th, 16th and 17th days of February, 1935.

Senator Commons presiding.

Upon motion of Senator Garvin, Senate Resolution No. 8 was adopted, and referred for engrossment, the Presiding Officer appointing as the Special Committee, as provided thereunder, Senators Garvin, Taylor, MacDonald, Wilbanks and Fischl.

Upon motion of Senator Nance, the appointment of the committee, as provided under Senate Resolution No. 8, was confirmed by the Senate.

Upon motion of Senator Nance, further consideration of SENATE BILL NO. 64 was set for Special Order at 2:00 p. m., on the next legislative day.

Upon motion of Senator Chamberlin, the Call of the House was ordered lifted.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 39—By WHITT, HUNT of Pittsburg, BYROM and BOGGS,

An Act providing for the payment by the State of the cost of criminal prosecution conducted in any county of this State for violation of any criminal law committed by any inmate of any penal institution of this State; providing that such payment shall be out of any funds available for the support and maintenance of the institution of which the person committing such crime is an inmate, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 39.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS,



A Bill to be entitled an Act amending Section 3483, Oklahoma Statutes 1931, relating to salaries in the Governor's office and making an appropriation for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the Conference Committee Report, and the Bill has been passed by the House as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 41, together with Conference Committee Report thereon, was ordered referred for enrollment.

#### GENERAL ORDER

By unanimous consent, SENATE BILL NO. 115, by Fischl, of the Senate, and Reed, of the House, was considered.

Section 1 was read and adopted, upon motion of Senator Fischl.

Upon motion of Senator Fischl, Senate Bill No. 115 was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended and Senate Bill No. 115 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 115 was read at length for the third time.

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

##### AYE:

Albright,	Duffy,	Logan,	Ritzhaupt,	Wilbanks,
Briggs,	Fischl,	Lowrance,	Rorschach,	Willis,
Broadbuss,	Garvin,	MacDonald,	Sowards,	Wright.
Burns,	George,	Nance,	Spencer,	
Carlile,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	
Commons,	Johnston,	Ray,	Timmons,	
Curnutt,	Jones,	Rinehart,	Whitaker,	Total, 35.

##### EXCUSED:

Carmack,	Hutchinson,	King.	Total, 3.
----------	-------------	-------	-----------

NOT VOTING:

Bushyhead,	Ivester,	Thomas,	
Fidler,	Pugh,	Waldrep.	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:

AYE:

Albright,	Duffy,	Logan,	Ritzhaupt,	Wilbanks,
Briggs,	Fischl,	Lowrance,	Rorschach,	Willis,
Broadbudd,	Garvin,	MacDonald,	Sowards,	Wright.
Burns,	George,	Nance,	Spencer,	
Carlile,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	
Commons,	Johnston,	Ray,	Timmons,	
Curnutt,	Jones,	Rinehart,	Whitaker,	Total, 35.

EXCUSED:

Carmack,	Hutchinson,	King.	Total, 3.
----------	-------------	-------	-----------

NOT VOTING:

Bushyhead,	Ivester,	Thomas,	
Fidler,	Pugh,	Waldrep.	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. 115 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 7 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 7 and ordered it referred for enrollment.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

# TWENTY-SEVENTH LEGISLATIVE DAY

WEDNESDAY, FEBRUARY 13, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Timmons,
Broaddus,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	Hill,	MacDonald,	Sowards,	Wright.
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	Total, 42.

## EXCUSED:

Carmack,	Willis,	Total, 2.
----------	---------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Chamberlin, Norman MacDonald was made an honorary page for this legislative day.

## COMMUNICATIONS

An invitation was presented by Senator Fidler, from the City Officials of Oklahoma City, inviting members of the Senate to be guests at a buffet dinner, at the Oklahoma University Club, February 20th, at 6:00 p. m., individual invitations and tickets to be delivered Tuesday, February 19th.

A wire, addressed to the President of the Senate from Henry W. Toll, Chicago, of the American Legislators' Association, was read, urging appointment of a Representative to the Interstate Assembly, February 28th.

A letter from Henry Brandon, of The Volunteers of America, relative to the appearance of Mrs. Maud Ballington Booth before the Senate.



Upon motion of Senator Briggs, Mrs. Maud Ballington Booth was extended an invitation to address the Senate, for 15 minutes, on the afternoon of February 28th.

Senator Stewart asked unanimous consent, which was granted, to have the following article read and incorporated in the Journal:

SUPREME COURT POWER—WHO STARTED IT?—JOHN  
MARSHALL, PERHAPS?

By ARTHUR BRISBANE

(Copyright, 1935, for the Daily Oklahoman)

One question may surprise you concerning supreme court decisions setting aside laws passed by the congress and signed by the president, on the ground that congress, in passing the law had exceeded its constitutional authority. This is the question: Are those supreme court decisions in themselves, unconstitutional?

When the supreme court, sometimes by a narrow margin of five to four, declares a law unconstitutional and void, *is it exceeding its constitutional authority?*

Where in the Constitution of the United States do you find authority for the supreme court power to overrule congress and the president in the making of laws—this absence of authority is no accident. Those that wrote the constitution, after long arguing, disputing and many concessions knew, presumably, what they wanted the constitution to say. And they *did not want it to give the supreme court the power to veto laws, that it now assumes and exercises.*

A resolution actually was introduced in the constitutional convention that would have given to the court that veto power. That resolution represented the conservative and aristocratic ideas of Alexander Hamilton. But the constitutional convention *which made the constitution*, rejected that suggestion, voted it down, declared that the convention *did not intend the supreme court to have such overwhelming power.*

\* \* \*

The supreme court's supreme power over legislation was a matter of slow growth, and perhaps a deliberate, well-meant planning, to rewrite the constitution, in such a way as to make it recognize the supreme court's supreme wisdom.

The learned Chief Justice Marshall wrote one decision after another, declaring certain actions of congress unconstitutional, and gradually the supreme court, independently of the constitution and in defiance and defeat of constitutional history and the wishes of the writers of the constitution, assumed on its own authority, the right to nullify any decision arrived at by the *elected* congress, and approved by the *elected* president. In other words, he construed the first

three lines of section 2, article 3 of the constitution in such a way as to give to the supreme court an authority that the constitutional convention, itself, writing the constitution, had categorically refused to give.

In other words, if the supreme court should not render a decision to the effect that abrogation of the "gold clause" by congress is unconstitutional, the supreme court, itself, might be acting unconstitutionally, for it has no power, under the constitution, to declare that action by congress and the president "null and void."

This is rather an important matter that might be settled while other things are being settled.

\* \* \*

A REPUBLICAN form of government would imply that laws made, and approved by *elected* representatives of the people should take precedence over decisions of judges *appointed* by an individual, especially as that individual has the legal power (President Roosevelt, of course, would not exercise it) to get any supreme court decision that might suit him, by "packing" the supreme court, adding enough members sharing his views.

The average American will agree that if the supreme court is allowed to retain its self-attributed power to overrule congress and the president, it should be required to do so by, at least a two-thirds majority, that is to say, six out of the nine Judges. When the court reports "five of us think yes, four of us think no," it would seem reasonable to revert to the decision of the elected congress and president.

Senator Nance moved that the President Pro Tempore be authorized and directed to confer with the Speaker of the Honorable House, relative to an extraordinary arrangement to be made between the two branches of the legislature, in the matter of considering legislation in the respective Houses and that the Speaker be advised that it is the request of the Senate that authors of Senate Bills be granted the courtesy of appearing before Committees of the Honorable House and that the Senate extend a like courtesy to members of the Honorable House, having bills before Senate Committees, which motion prevailed.

Senator Chamberlin moved that the Senate work under a Call of the House, which motion prevailed.

Upon roll call being ordered, the following were recorded "absent:" Senators Commons, Fidler, Garvin, King, Lowrance, Ray, Sowards and Wilbanks.

The Sergeant-At-Arms was instructed to bring all absent members into the Senate Chamber.

Senator Albright 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. 115 correctly engrossed and Senate Bill No. 41 correctly enrolled.

ALBRIGHT, Vice-Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 8 and ordered it referred for enrollment; signed, in open session, Engrossed Senate Bill No. 115 and ordered it transmitted to the Honorable House for consideration.

Senate Bill No. 41 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.

Senators Briggs, Commons, Fidler, Lowrance, King and Wilbanks asked to be recorded present, which was the order.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

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

ENROLLED SENATE BILL NO. 56—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making an appropriation to repair and refurnish and equip the Governor's mansion, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 56 was ordered referred to the Governor for consideration.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith for your signature:

ENROLLED HOUSE BILL NO. 109—By COMMITTEE ON APPROPRIATIONS,



A Bill to be entitled an Act making supplemental appropriations for the Hospital for Negro Insane at Taft, for the fiscal year ending June 30, 1935; reappropriating any balance remaining in the appropriation for the fiscal year ending June 30, 1935, made by Section 7, Chapter 199, Oklahoma Session Laws, 1933, for paying the expenses of primary and general elections held in this State during said fiscal year, to be used during the remainder of said year for the purpose of paying expenses of special elections called by the Governor, purchase of election supplies, the per diem and mileage of the members of the State Election Board, and in hiring emergency clerical help for the office of the Secretary of said Board, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 109 was read at length for the fourth time, the enrolled copy signed, in open session, by the President and ordered returned to the Honorable House.

#### COMMITTEE REPORT

Senator Wright submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, the Committee on Employment, beg to report that we have employed Lois Truitt in place of Charlie Head, as the assistant enrolling and engrossing clerk, dated this 11th day of February, 1935.

WRIGHT, Chairman.

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. 54 by Ritzhaupt, entitled:

An Act requiring members of district school boards to give fidelity bonds; providing for the removal of such persons for failure to give such bonds, 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.

RITZHAUPT, Chairman.

Upon motion of Senator Ritzhaupt the adverse report on Senate Bill No. 54 was adopted.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 71 by Broadus and Hutchinson, entitled:

An Act appropriating \$2,900.00 for the remainder of the fiscal year ending June 30, 1935, for the payment of wages for the months of February, March, April, May and June, 1935, to student nurses in training in the Oklahoma University Hospital and the Oklahoma Crippled Children's Hospital, Oklahoma City; prescribing the amounts and manner of making such payments, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 79, by Chamberlin, Garvin and Nance of the Senate, and Worthington, Speck, Williams, et al, of the House, entitled:

An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma orphan or destitute minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Affairs, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 93 by Waldrep, entitled:

An Act requiring any business college, correspondence school or commercial department of any other school domiciled outside the State of Oklahoma, and their agents or representatives, to post bond with Secretary of State, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 111 by Committee on Appropriations, entitled:

A Bill to be entitled: An Act making an appropriation to pay unpaid claims against certain State institutions herein named, and against 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 127 by Nichols, entitled:

A Bill to be entitled: An Act appropriating any money in the Tax Commission Fund, for the purpose of paying the former members of the Tax Commission, the secretary and attorney thereof, the remainder of salaries to which they are entitled under the law, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 129 by Nichols, entitled:

A Bill to be entitled: An Act making an appropriation to pay ex-Governor William H. Murray money to which he is entitled under the law, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 130 by Rorschach, entitled:

An Act making an appropriation for the purpose of removing a building and replacing same with a new building at the Whitaker State Orphans' Home, and authorizing the State Board of Public Affairs to expend said moneys,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 137 by Ritzhaupt, entitled:

An Act amending Section 7305, Oklahoma Statutes, 1931, and making the State Board of Education the ex-officio board of regents of the Colored Agricultural and Normal University of Oklahoma, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 150 by Spencer of the Senate and Carmichael and Roberts of the House, entitled:



An Act providing for the election at large of one mayor and a treasurer of the city school board and for the election from each ward of one councilman and one member of the city school board in cities in Oklahoma, 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.

RITZHAUPT, Chairman.

#### FIRST READING

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

SENATE BILL NO. 159—By NANCE—An Act authorizing the State Auditor to destroy by burning all claims and all cancelled warrants for all fiscal years, prior to the fiscal year beginning July 1, 1925; and directing the State Auditor to safely preserve the book records now in his office with reference to the claims and warrants so destroyed, and declaring an emergency.

SENATE BILL NO. 160—By CURNUTT—An Act amending Section 543, Oklahoma Statutes, 1931, relating to civil procedure, providing for the furnishing of written instruments to stay executions upon appeals, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

SENATE CONCURRENT RESOLUTION NO. 6—By LOGAN—A Resolution authorizing the appointment of Representatives from the State of Oklahoma to attend the Second Interstate Assembly to consider tax policies submitted by the Interstate Commission on conflicting taxation and requiring said Representatives to make recommendations based upon their findings to the Legislature.

#### SECOND READING

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

SENATE BILL NO. 155—By ALBRIGHT and BURNS—Referred to Committee on Agriculture.

SENATE BILL NO. 156—By ALBRIGHT and BURNS—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 157—By ALBRIGHT and BURNS—Referred to Committee on Public Service Corporations.

SENATE BILL NO. 158—By JONES—Referred to Committee on Insurance.

ENGROSSED HOUSE BILL NO. 39—By WHITT, HUNT of Pittsburgh, BYROM and BOGGS—Referred to Committee on Criminal Jurisprudence.

Senator Logan moved that the rules of the Senate be suspended for the purpose of immediately considering SENATE CONCURRENT RESOLUTION NO. 6, which motion prevailed.

Senate Concurrent Resolution No. 6 was read.

Senator Nance raised a point of order against further consideration, stating the hour for the special consideration of SENATE BILL NO. 64 had arrived, which point was sustained.

#### SPECIAL ORDER

Upon motion of Senator Timmons, the Senate proceeded to the consideration of SENATE BILL NO. 64, by Committee on Manufacturing and Industries.

The Johnston amendment to line 10, page 4, submitted on the last legislative day was re-read and, upon motion of Senator MacDonald, tabled, the roll call thereon being as follows:

##### AYE:

Albright,	Commons,	Howsley,	Nichols,	Wright.
Briggs,	Duffy,	Jones,	Ritzhaupt,	
Broaddus,	Fischl,	King,	Rorschach,	
Bushyhead,	Garvin,	Logan,	Taylor,	
Carlile,	George,	MacDonald,	Timmons,	
Chamberlin,	Hill,	Nance,	Whitaker,	Total, 25.

##### NAY:

Burns,	Ivester,	Paul,	Rinehart,	Waldrep.
Carmack,	Johnston,	Pugh,	Spencer,	
Curnutt,	Lowrance,	Ray,	Stewart,	Total, 13.

##### EXCUSED:

Fidler,	Willis.	Total, 2.
---------	---------	-----------

##### NOT VOTING:

Hutchinson,	Sowards,	Thomas,	Wilbanks.	Total, 4.
-------------	----------	---------	-----------	-----------

Upon motion of Senator Timmons, Section 3, as amended, was adopted.

Section 4 was read.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 7, page 5, by inserting after the word, "forestry," and before the word, "industrial," the following: "dams for water power".

RORSCHACH.

Upon motion of Senator Timmons, Section 4, as amended, was adopted.

Sections 5 and 6 were read and adopted, upon motions of Senator Timmons.

Section 7 was read.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 4, page 10, by striking the word, "very," and inserting the word, "every".

TIMMONS.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend Senate Bill No. 64, line 2, page 9, by striking after the word, "it," and before the word, "and," the balance of line 2 and line 3, down to and including the word, "Service".

IVESTER.

President Pro Tempore Briggs presiding.

Senator Johnston submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, between lines 14 and 15, page 10, by adding at the end of Section 7, the following: "The Board hereby created shall be vested with plenary authority to act and officiate as an Industries Board and to aid, abet and promote the development of the material and industrial and commercial resources of Oklahoma and to establish a complete welfare survey and statistical manifest of the State's actual and potential resources."

JOHNSTON.

Senator Timmons moved to table the Johnston amendment, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Carmack,	Howsley,	Nance,	Thomas,
Briggs,	Commons,	Jones,	Nichols,	Timmons,
Broadus,	Duffy,	King,	Sowards,	Wilbanks,
Bushyhead,	George,	Logan,	Stewart,	
Carlile,	Hill,	MacDonald,	Taylor,	Total, 23.

NAY:

Burns,	Ivester,	Pugh,	Rorschach,	Wright.
Chamberlin,	Johnston,	Ray,	Spencer,	
Fischl,	Lowrance,	Rinehart,	Waldrep,	
Hutchinson,	Paul,	Ritzhaupt,	Whitaker,	Total, 17.

EXCUSED:

Fidler,	Willis.	Total, 2.
---------	---------	-----------



## NOT VOTING:

Curnutt, Garvin. Total, 2.

Senator Fischl sent up the following explanation of his vote:

Mr. President: I vote to table the amendment only because I do not believe it belongs in this bill. The policy it proposes is wholesome and should be established.

FISCHL.

Senator Ivester sent up the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 64, line 11, page 10, by adding after the word, "thereon," and before the word, "in," the following: "If the consent of the land holder is first obtained."

IVESTER.

Upon motion of Senator Timmons, Section 7, as amended, was adopted.

Section 8 was read.

Senator Broaddus submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 3, page 11, by striking the words, "or public," and in line 15, page 11, by striking the words, "or any other public agency".

BROADDUS.

Senator Ritzhaupt submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend Senate Bill No. 64, line 8, page 12, by adding after the word, "act," the following: "The Planning Board shall divide its considerations equally to all parts of the State. The request of counties, municipalities and other chief legislative bodies shall be considered as a definite part of the official state plans."

RITZHAUPT.

Senator Whitaker submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend Senate Bill No. 64, line 2, page 12, by inserting after the word, "inspection," and before the word, "this," the following: "but nothing herein shall be deemed to preclude any such state official, department or other public agency from establishing, constructing or improving any project not recommended by the Planning Board, herein created."

WHITAKER.

Senator Curnutt submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 64, line 3, page 12, by inserting after the word, "to," and before the word, "improvements," the word, "roads".

CURNUTT.

Senator Rorschach submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 64, line 8, page 12, by adding the following: "Section 8-a. The Executive Vice Chairman and the three members hereof shall be bonded in the sum of \$5,000.00 each, said bonds to run in the name of the State of Oklahoma, for the faithful performance of their official duties."

RORSCHACH.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend the Rorschach amendment, by striking the figures, "\$5,000.00," and inserting the figures, "\$25,000.00."

PUGH.

Senator Paul asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend the Pugh amendment, by adding the words, "the same to be paid for by the appointees."

PAUL.

Upon motion of Senator Commons, the Pugh amendment, as amended, was tabled.

The vote occurring on the Rorschach amendment, it was declared adopted.

Upon motion of Senator Timmons, Section 8, as amended, was adopted.

Section 9 was read.

Senators Albright and Burns submitted the following amendment:

Mr. President: We move to amend Senate Bill No. 64, line 12, page 12, by striking after the word, "of," and before the word, "to," and inserting the words, "the sum of Two Hundred and Fifty Thousand".

ALBRIGHT and BURNS.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend the Albright-Burns amendment, by striking the words, "Two Hundred and Fifty Thousand," and inserting the figures, \$50,000.00."

PUGH.

Senator Timmons raised a point of order against the Pugh amendment, stating the rules provide that amendments containing the "highest figures" shall be considered first, which point was sustained.

Senator Fischl moved that the rules be amended to provide that amendments be considered first which provide for the "lowest figures," which motion failed of adoption.

Senator Broadus, as a substitute for the Albright-Burns amendment submitted the following:

Mr. President: I move to amend Senate Bill No. 64, line 12, page 12, by striking the words, "Five Hundred Thousand," and inserting the words, "One Hundred Thousand".

BROADUS.

Senator Chamberlin moved that the rules of the Senate be suspended for the purpose of considering the Broadus amendment, which motion prevailed.

The vote occurring on the Broadus amendment, it was declared adopted.

Upon motion of Senator Timmons, Section 9, as amended, was adopted.

Section 10 was read and adopted, upon motion of Senator Timmons.

Upon motion of Senator Timmons, Senate Bill No. 64, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Bill No. 64, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 64 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Jones,	Ray,	Timmons,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Johnston,	Paul,	Thomas,	Total, 37.

#### NAY:

Burns,	Ivester,	Pugh,	Spencer.	Total, 4.
--------	----------	-------	----------	-----------



EXCUSED:

Fidler, Willis, Total, 2.

NOT VOTING:

Hutchinson. 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:

AYE:

Albright,	Curnutt,	Jones,	Ray,	Timmons,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Johnston,	Paul,	Thomas,	Total, 37.

NAY:

Burns, Ivester, Pugh, Spencer. Total, 4.

EXCUSED:

Fidler, Willis, Total, 2.

NOT VOTING:

Hutchinson. 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. 64 was ordered referred for engrossment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 7 correctly enrolled.

ALBRIGHT, Vice-Chairman.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 7 and ordered it transmitted to the Secretary of State.

Upon motion of Senator Curnutt, the Call of the House was ordered lifted.

## MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

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

ENROLLED SENATE BILL NO. 41—By COMMITTEE ON AP-  
PROPRIATIONS,

A Bill to be entitled an Act amending Sections 3483, Oklahoma Statutes 1931, relating to salaries in the Governor's office and making an appropriation for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 41 was ordered transmitted to the Governor, for consideration.

## GENERAL ORDER

Senator Whitaker called up for consideration SENATE BILL NO. 135, by Whitaker and Ritzhaupt.

Section 1 was read.

At the request of Senator Curnutt and by unanimous consent of the Senate, further consideration of Senate Bill No. 135 was deferred for this legislative day.

Senator Paul asked unanimous consent, which was granted, to consider under third reading HOUSE BILL NO. 73, by Freeman and Goodwin.

## THIRD READING

HOUSE BILL NO. 73 was read for the third time at length.

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

AYE:

Briggs,	Curnutt,	King,	Rorschach,	Waldrep,
Broaddus,	Duffy,	Lowrance,	Sowards,	Whitaker,
Burns,	George,	Nance,	Spencer,	Wright.
Bushyhead,	Howsley,	Nichols,	Stewart,	
Carmack,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Thomas,	
Commons,	Jones,	Ritzhaupt,	Timmons,	Total, 31.

EXCUSED:

Fidler,	Willis.	Total, 2.
---------	---------	-----------

NOT VOTING:

Albright,	Garvin,	Logan,	Ray,	Wilbanks.
Carlile,	Hill,	MacDonald,	Rinehart,	
Fischl,	Hutchinson,			Total, 11.

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:

AYE:

Briggs,	Curnutt,	King,	Rorschach,	Waldrep,
Broaddus,	Duffy,	Lowrance,	Sowards,	Whitaker,
Burns,	George,	Nance,	Spencer,	Wright.
Bushyhead,	Howsley,	Nichols,	Stewart,	
Carmack,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Thomas,	
Commons,	Jones,	Ritzhaupt,	Timmons,	Total, 31.

EXCUSED:

Fidler,	Willis.	Total, 2.
---------	---------	-----------

NOT VOTING:

Albright,	Garvin,	Logan,	Ray,	Wilbanks.
Carlile,	Hill,	MacDonald,	Rinehart,	
Fischl,	Hutchinson,			Total, 11.

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. 73, and ordered the same returned to the Honorable House.

GENERAL ORDER

Senator Nichols asked unanimous consent, which was granted, to



consider SENATE JOINT RESOLUTION NO. 16, by Spencer and Burns of the Senate and Byrom of the House.

Senator Ray Presiding.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Commons.

Upon motion of Senator Nichols, Senate Joint Resolution No. 16 was advanced to engrossment and third reading.

By unanimous consent, Senators Nichols, Johnston, King and Waldrep were added as joint authors of Senate Joint Resolution No. 16.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Joint Resolution No. 16 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 16 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 16—By SPENCER, BURNS, NICHOLS, JOHNSTON, KING and WALDREP of the Senate, and BYROM of the House.

A JOINT RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION FOR THE PURPOSE OF AMENDING SECTION 1 OF ARTICLE VI AND REPEALING SECTION 27, 28, 29 AND 30 OF ARTICLE VI OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, SAID AMENDMENT AND REPEAL ABOLISHING THE OFFICE OF COMMISSIONER OF CHARITIES AND CORRECTIONS.

Now, therefore, be it resolved by the Senate and the House of Representatives of the Regular Session of the Fifteenth Legislature of the State of Oklahoma:

Section 1. Amendment to Constitution—Abolishing the Office of Commissioner of Charities and Corrections. The following amendments to Article VI, Section 1 of the Constitution of the State of Oklahoma is hereby proposed. The Secretary of State is hereby authorized and directed to submit the following amendment to the people for their approval or rejection as provided by law. Section 1, Article VI of the Constitution of the State of Oklahoma, when amended, shall read as follows:

"Article VI, Section 1. The Executive authority of the State shall be vested in a Governor, Lieutenant Governor, Secretary of State, State Auditor, Attorney General, State Treasurer, Superintendent of Public Instruction, State Examiner and Inspector, Chief

Mine Inspector, Commissioner of Labor, Commissioner of Insurance, and other officers provided by law and this Constitution, each of whom shall keep his office and public records, books and papers at the seat of government, and shall perform such duties as may be designated in this Constitution or prescribed by law."

Sections 27, 28, 29 and 30 of Article VI of the Constitution of the State of Oklahoma are hereby repealed.

Section 2. General Election—Submission of Amendment. This amendment shall be submitted to the people of the State for their approval or rejection at the next general election to be held throughout the State. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

"Legislative Referendum No. .... State Question No. ....

"The Gist of the Proposition is as follows:

"Shall Section 1, of Article VI, of the Constitution of the State of Oklahoma be amended by abolishing the office of Commissioner of Charities and Corrections, and shall Sections 27, 28, 29 and 30, Article VI of the Constitution be repealed; said Sections at present providing for the election, term, qualifications, powers and duties, and reports to Governor of and by the Commissioner of Charities and Corrections?

"Shall the proposed Amendment be adopted?

"YES

"NO

Section 3. Notice of Election. The Secretary of State shall cause notice of the election to be given and to have ballots printed and distributed, and to cause the election to be held as above provided and to cause the results thereof to be ascertained and declared so as to cause this amendment to be properly submitted to the people of the State for their approval or rejection as provided by law.

The President of the Senate shall immediately, after the effective date of the resolution, prepare and file one copy thereof including said ballot title with the Secretary of State and one copy with the Attorney General.

If a majority of all the electors voting at such election shall vote in favor of the above amendment, it shall thereby become a part of the Constitution of the State of Oklahoma.

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

## AYE:

Albright,	Duffy,	King,	Ray,	Waldrep,
Broadbudd,	Fischl,	Lowrance,	Rinehart,	Whitaker,
Burns,	Ivester,	Nance,	Ritzhaupt,	Wright.
Carmack,	Johnston,	Nichols,	Rorschach,	
Commons,	Jones,	Pugh,	Spencer,	Total, 23.

## NAY:

Curnutt,	MacDonald,	Taylor,	Timmons.	Total, 7.
George,	Paul,	Thomas,		

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Briggs,	Chamberlin,	Hill,	Logan,	Wilbanks.
Bushyhead,	Fidler,	Howsley,	Sowards,	
Carlile,	Garvin,	Hutchinson,	Stewart,	Total, 13.

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

Senate Resolution No. 16 was ordered referred for engrossment.

## COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Banks and Banking to whom was referred Senate Bill No. 72 by Commons, entitled:

An Act authorizing the construction and equipment of dormitories on the campus of the Northeast Oklahoma Junior College of the State of Oklahoma; providing for the issuance and payment of Northeast Oklahoma Junior College Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, 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.

BROADDUS, Chairman.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.



TWENTY-EIGHTH LEGISLATIVE DAY

THURSDAY, FEBRUARY 14, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broadus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Wright,
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 43.

EXCUSED:

Willis. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

Senator Wright submitted the following Committee Report, which, upon his motion, was adopted.

Mr. President: We, your Committee on Employment, hereby recommend that J. L. Howard replace Leonard Burhus as doorkeeper, effective today.

WRIGHT, Chairman.

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. 31 by Howsley or the Senate and Howell of the House, entitled:

An Act declaring liens upon crops to be harvested later than 18 months after the execution of such lien to be unlawful and contrary

to public policy and unenforcible in any court of this 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 88 by Nichols, Jones and Waldrep, entitled:

An Act to protect trade mark owners, distributors and the public against injurious and uneconomic practices in the distribution of articles of standard quality under a distinguished trade mark, brand or name,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 103 by Willis, entitled:

An Act amending Sections 10988, 10989, 10990, 10991, 10993, 10996, 10997, and 10998, Oklahoma Statutes 1931, relating to threshermen's liens; extending same to cover combines, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 146 by Carmack of the Senate, and Abernethy of Harmon, of the House, entitled:

An Act creating the office of patronage commissioner for the State of Oklahoma; providing for the manner of his appointment; fixing his salary; providing for stenographic and clerical help; defining his duties, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Committee Substitute for Senate Bill No. 147 by Wright, Briggs, Curnutt and Duffy of the Senate, and Howell of the House, entitled:

An Act relating to limitation of Commencement of Actions against Public Officers and Municipal Employees for Felonies, 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.

CURNUTT, Chairman.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolution No. 16 and Senate Bill No. 64 correctly engrossed and Senate Resolution No. 8 correctly enrolled.

ALBRIGHT, Vice-Chairman.

The President, in open session, signed Engrossed Senate Joint Resolution No. 16 and Engrossed Senate Bill No. 64 and ordered each transmitted to the Honorable House, for consideration.

The President, in open session, signed Enrolled Senate Resolution No. 8 and ordered it transmitted to the Secretary of State.

Senator Nichols moved that permit to appear before Senate Committees, as legislative representative of the Oklahoma Asphalt Company, granted Harry Lyons, of Oklahoma City, on February 7, 1935, be recalled.

Senator Chamberlin, as a substitute, moved that the matter of recalling the permit, issued Harry Lyons, be referred to the Senate Committee on Senate and Legislative Affairs, for investigation, recommendation and report.

Senator Wilbanks, in lieu of all pending motions, moved that the lobby permit, issued to Harry Lyons, be suspended and the matter of investigation be referred to a committee of five, the said Harry Lyons being invited to appear before the special committee.

The Wilbanks motion was declared adopted and the President appointed as such special committee, Senators Nichols, Waldrep, Curnutt, Wilbanks and Stewart.

#### FIRST READING

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

SENATE BILL NO. 161—By NICHOLS—An Act amending Section Four of an Act amending Section 3708, Oklahoma Statutes, 1931, House Bill No. 656, approved April 12, 1933, Chapter 156, Session Laws, 1933, entitled "An Act amending Subdivision H, Article 9, Chapter 20, Oklahoma Statutes, 1931, and providing for the regulation of the use of the Public Highways by motor vehicles operated for commercial purposes; levying a tax and providing for the disposition thereof; making such tax, penalties and costs a first lien on the property owned or used by motor carriers; providing for the collection of said tax, issuance of tax warrants therefor and the enforcement of the provisions hereof; making persons procuring passengers or freight transported



by unlicensed motor carriers liable for taxes and authorizing injunctions; repealing Sections 3692, 3693, 3694, 3695, 3696, 3697, 3698 and 3699 of Subdivision H, Article 9, Chapter 20, Oklahoma Statutes, 1931, and all Acts or parts of Acts in conflict therewith, and declaring an emergency."

SENATE BILL NO. 162—By LOWRANCE of the Senate, and FREEMAN and GOODWIN of the House—An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma and the nomination and election of Judges therefor, and declaring an emergency.

SENATE BILL NO. 163—By SOWARDS—An Act making an appropriation to be used for building and maintaining county and township roads and bridges under the supervision and direction of the board of county commissioners; providing the manner of distribution of the funds appropriated hereby to the various counties, and declaring an emergency.

SENATE BILL NO. 164—By RITZHAUPT—An Act creating an ex officio Board of Control for the State Insurance Fund; vesting in said Board all powers, duties and obligations heretofore exercised by the State Industrial Commission with reference to the administration of said State Insurance Fund, and declaring an emergency.

SENATE BILL NO. 165—By BROADDUS—An Act to amend Section 206, Oklahoma Statutes, 1931, providing what the answer in civil proceedings shall contain, and declaring an emergency.

SENATE BILL NO. 166—By BROADDUS—An Act providing for the verification of pleadings in all civil actions and declaring an emergency.

SENATE BILL NO. 167—By BROADDUS—An Act providing certain procedure for waiving right to have issues of fact determined by jury, requiring parties plaintiff to endorse on petition, amended petition, reply, amended reply, answer and amended answer to counterclaim, when filed, as to whether jury required; and requiring defendant to endorse on answer, amended answer, counterclaim, amended counterclaim when filed, whether jury required; and providing that when all parties plaintiff and defendant joining in pleadings fail to make such endorsement that that shall be construed as to operate to waive right to have issues of fact tried by a jury and such case shall be placed on the non-jury docket for expeditious trial, with a proviso that in case any party thereto shall, within twenty days before said case is to be called for trial, present application to have said cause stricken from the non-jury docket and order placed on the jury docket for trial, such application shall be granted, and declaring an emergency.

SENATE BILL NO. 168—By BROADDUS—An Act amending Section 6491, Oklahoma Statutes, 1933, providing for the appointment of the Marshal and Clerk of the City Courts in all Cities having a population of 25,000 and less than 55,000 as shown by last Federal census or any Federal census hereafter, and further amending Section 6502,

Oklahoma Statutes, 1931, with reference to the Judges of said Court, and fixing the amount of his bond, and declaring an emergency.

SENATE BILL NO. 169—By BROADDUS—An Act authorizing County Courts to transfer causes appealed from Justice of the Peace Courts, to the District Court, and declaring an emergency.

SENATE BILL NO. 170—By RORSCHACH of the Senate, and BAILEY of the House—An Act amending Section 7735, Oklahoma Statutes, 1931, making certain provisions for counties whose population is between 18,000 and 18,100, and declaring an emergency.

SENATE BILL NO. 171—By TIMMONS—An Act amending Sections 4305, 4309, 4311 and 4317 Oklahoma Statutes, 1931, relating to the State Board of Accountancy, and declaring an emergency.

SENATE BILL NO. 172—By WILBANKS—An Act amending Section 1, Chapter 112, Oklahoma Session Laws, 1933, relating to unlawful discriminations in the purchase or sale of commodities of general use, in the rendering of service to the public, and in the sale or furnishing of advertising, advertising service or space for advertisements in publications, fixing penalty for violation, and declaring an emergency.

SENATE BILL NO. 173—By WILBANKS—An Act authorizing Evelina Freeman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and her children for the alleged wrongful death of her said husband, Conaway Freeman, providing for service of summons upon the Secretary of State and naming the jurisdiction of said action, and declaring an emergency.

SENATE BILL NO. 174—By BRIGGS—An Act providing and requiring the Court Clerk of all counties of the State to give bond as other County Officials and providing that bond premium shall be paid by the County, and declaring an emergency.

SENATE BILL NO. 175—By PAUL—An Act classifying homestead property for the purpose of taxation, prescribing and levying a tax upon homestead property, providing for the collection and distribution of said tax, defining homesteads and repealing all laws in conflict therewith.

## SECOND READING

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

SENATE BILL NO. 159—By NANCE—Referred to Committee on State and County Affairs.

SENATE BILL NO. 160—By CURNUTT—Referred to Committee on Judiciary No. 1.

Senator Nance presiding.

## GENERAL ORDER

Senator Hill asked unanimous consent, which was granted, to take up for consideration HOUSE BILL NO. 89, by Committee on Penal Institutions.

Section 1 was read and adopted, upon motion of Senator Hill.

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

Upon motion of Senator Hill, House Bill No. 89 was advanced to engrossment and third reading.

Upon motion of Senator Hill, the rules of the Senate were suspended and House Bill No. 89 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 89 was read for the third time at length.

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

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Broadus,	Fidler,	Jones,	Ray,	Waldrep,
Burns,	Fischl,	King,	Rinehart,	Whitaker,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carlile,	George,	Lowrance,	Rorschach,	
Carmack,	Hill,	MacDonald,	Sowards,	
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	Total, 40.

## NAY:

Briggs. Total, 1.

## EXCUSED:

Willis. Total, 1.

## NOT VOTING:

Timmons, Wilbanks. 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:



AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Waldrep,
Burns,	Fischl,	King,	Rinehart,	Whitaker,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Wright,
Carlile,	George,	Lowrance,	Rorschach,	
Carmack,	Hill,	MacDonald,	Sowards,	
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	Total, 40.

NAY:

Briggs. Total, 1.

EXCUSED:

Willis. Total, 1.

NOT VOTING:

Timmons, Wilbanks. 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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 89, and ordered the same returned to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 129, by Nichols, was taken up for consideration.

Section 1 was read.

Senator Nichols moved the adoption of Section 1.

Upon motion of Senator Burns, the previous question was ordered.

The vote occurring on the Nichols motion, it was declared adopted.

Senator Stewart moved that the rules of the Senate be suspended and that Senate Bill No. 92, by Stewart, be ordered withdrawn from the Committee on Appropriations and substituted for Senate Bill No. 129, which motion failed of adoption.

Upon motion of Senator Nichols, Senate Bill No. 129 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 129 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 129 was read for the third time at length.

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

## AYE:

Albright,	Commons,	Johnston,	Nance,	Sowards,
Briggs,	Fischl,	Jones,	Nichols,	Waldrep,
Broaddus,	Garvin,	King,	Paul,	Whitaker.
Carmack,	George,	Logan,	Ray,	
Chamberlin,	Hill,	MacDonald,	Ritzhaupt,	Total, 23.

## NAY:

Burns,	Howsley,	Rinehart,	Stewart,	Wilbanks,
Bushyhead,	Ivester,	Rorschach,	Thomas,	Wright.
Curnutt,	Lowrance,	Spencer,	Timmons,	
Duffy,	Pugh,			Total, 16.

## EXCUSED:

Willis,	Total, 1.
---------	-----------

## NOT VOTING:

Carlile,	Fidler,	Hutchinson,	Taylor.	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:

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Waldrep,
Briggs,	Duffy,	Jones,	Ray,	Whitaker,
Broaddus,	Fischl,	King,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Lowrance,	Rorschach,	
Carmack,	George,	MacDonald,	Sowards,	
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Timmons,	Total, 31.

## NAY:

Burns,	Pugh,	Stewart,	Wilbanks.
Ivester,	Rinehart,	Thomas,	Total, 7.

## EXCUSED:

Willis,	Total, 1.
---------	-----------

## NOT VOTING:

Carlile,	Fidler,	Hutchinson,	Logan,	Taylor.
				Total, 5.

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. 129 was ordered referred for engrossment.

Senator Stewart served notice on the Senate that he would on some future legislative day move to reconsider the vote by which Senate Bill No. 129 was passed.

Senator Nichols moved that the rules of the Senate be suspended for the purpose of reconsidering the vote by which Senate Bill No. 129 was passed.

Senator Whitaker raised a point of order against the Nichols motion, citing Rule 10, which point of order was sustained.

Senator Briggs moved that the vote be reconsidered by which Senate Bill No. 129 was passed, which motion was tabled, upon motion of Senator Chamberlin.

#### GENERAL ORDER

SENATE BILL NO. 79, by Chamberlin, et al., was considered.

Section 1 was read.

Senator Duffy submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 79, line 5, page 2, by inserting after the word, "children," and before the word, "who," the words, "whose parents are or were, at the time of demise, citizens of the State of Oklahoma for a period of two years."

DUFFY.

Senator Duffy submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 79, line 3, page 2, by striking the word, "expenes," and inserting the word, "expenses."

DUFFY.

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

Section 2 was read.

Senator Wright submitted the following amendment, which was adopted:



Mr. President: I move to amend Senate Bill No. 79, line 17, page 2, by striking after the word, "exceed," and before the word, "Dollars," the words "One Hundred and Fifty," and inserting the words, "One Hundred".

WRIGHT.

Upon motion of Senator Chamberlin, Section 2, as amended, was adopted.

Section 3 was read and adopted, upon motion of Senator Chamberlin.

Upon motion of Senator Chamberlin, Senate Bill No. 79 was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 79, as amended, was considered engrossed and placed upon third reading and final passage.

### 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:

#### AYE:

Albright,	Commons,	Ivester,	Ray,	Whitaker,
Briggs,	Curnutt,	Johnston,	Rinehart,	Wilbanks,
Broadbudd,	Duffy,	Jones,	Ritzhaupt,	Wright.
Burns,	Garvin,	King,	Rorschach,	
Bushyhead,	George,	MacDonald,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Hutchinson,	Paul,	Thomas,	Total, 35.

#### EXCUSED:

Willis,	Total, 1.
---------	-----------

#### NOT VOTING:

Fidler,	Logan,	Pugh,	Timmons,	Waldrep.
Fischl,	Lowrance,	Sowards,		Total, 8.

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:

AYE:

Albright,	Commons,	Ivester,	Ray,	Whitaker,
Briggs,	Curnutt,	Johnston,	Rinehart,	Wilbanks,
Broadbudd,	Duffy,	Jones,	Ritzhaupt,	Wright.
Burns,	Garvin,	King,	Rorschach,	
Bushyhead,	George,	MacDonald,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Hutchinson,	Paul,	Thomas,	Total, 35.

EXCUSED:

Willis. Total, 1.

NOT VOTING:

Fidler,	Logan,	Pugh,	Timmons,	Waldrep.
Fischl,	Lowrance,	Sowards,		Total, 8.

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. 79 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 149, by Nichols, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 149 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 149 was considered engrossed and placed upon third reading and final passage.

THIRD READING

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:

AYE:

Albright,	Commons,	Ivester,	Paul,	Taylor,
Briggs,	Curnutt,	Johnston,	Ray,	Thomas,
Broadbudd,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Garvin,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Total, 37.

## EXCUSED:

Willis. Total, 1.

## NOT VOTING:

Fidler,	Logan,	Pugh,	Timmons,	Waldrep.
Fischl,				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:

## AYE:

Albright,	Commons,	Ivester,	Paul,	Taylor,
Briggs,	Curnutt,	Johnston,	Ray,	Thomas,
Broadus,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Garvin,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Total, 37.

## EXCUSED:

Willis. Total, 1.

## NOT VOTING:

Fidler,	Logan,	Pugh,	Timmons,	Waldrep.
Fischl,				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. 149 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 130, by Rorschach, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Rorschach.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 130, by adding a new Section as Section 3, to read as follows: "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 be in full force and effect from and after its passage and approval."

RORSCHACH.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 130, by adding the words, "AND DECLARING AN EMERGENCY."

RORSCHACH.

Upon motion of Senator Rorschach, Senate Bill No. 130 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 130 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 130 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Johnston,	Ray,	Waldrep,
Briggs,	Curnutt,	Jones,	Rinehart,	Whitaker,
Broadus,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Hill,	MacDonald,	Spencer,	
Carlile,	Howsley,	Nance,	Stewart,	
Carmack,	Hutchinson,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	Total, 36.

#### EXCUSED:

Willis. Total, 1.

#### NOT VOTING:

Fidler,	Garvin,	Pugh,	Timmons.
Fischl,	Logan,	Sowards,	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:

## AYE:

Albright,	Commons,	Johnston,	Ray,	Waldrep,
Briggs,	Curnutt,	Jones,	Rinehart,	Whitaker,
Broadus,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Hill,	MacDonald,	Spencer,	
Carlile,	Howsley,	Nance,	Stewart,	
Carmack,	Hutchinson,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	Total, 36.

## EXCUSED:

Willis. Total, 1.

## NOT VOTING:

Fidler,	Garvin,	Pugh,	Timmons.
Fischl,	Logan,	Sowards,	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.

Senate Bill No. 130 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 94, by Committee on Appropriations, was considered.

Section 1 was read.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 94, line 1, page 1, by inserting after the word, "appropriated," and before the word, "out," the words, "for the Training School for Negro Boys, located at Boley, Oklahoma".

DUFFY.

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

Upon motion of Senator Nichols, Senate Bill No. 94, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 94, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 94 was read for the third time at length.

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

AYE:

Albright,	Commons,	Johnston,	Paul,	Waldrep,
Broadbudd,	Curnutt,	Jones,	Ray,	Whitaker,
Burns,	Duffy,	King,	Rinehart,	Wilbanks,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wright.
Carlile,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Thomas,	Total, 32.

EXCUSED:

Willis. Total, 1.

NOT VOTING:

Briggs,	Garvin,	Logan,	Sowards,	Taylor,
Fidler,	Hutchinson,	Pugh,	Stewart,	Timmons.
Fischl,				Total, 11.

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:

AYE:

Albright,	Commons,	Johnston,	Paul,	Waldrep,
Broadbudd,	Curnutt,	Jones,	Ray,	Whitaker,
Burns,	Duffy,	King,	Rinehart,	Wilbanks,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wright.
Carlile,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Thomas,	Total, 32.

EXCUSED:

Willis. Total, 1.

NOT VOTING:

Briggs,	Garvin,	Logan,	Sowards,	Taylor,
Fidler,	Hutchinson,	Pugh,	Stewart,	Timmons.
Fischl,				Total, 11.

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. 94, as amended, was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 111, by Committee on Appropriations, was considered.



Section 1 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 111, line 5½, page 3, by inserting a new paragraph as follows: "The sum of \$6,817.00, for the Eastern Oklahoma College, at Wilburton, to be used for the payment of salaries for the months of May and June, 1933, for unpaid salaries for President, Faculty members and employees."

BRIGGS.

Senator Jones submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 111, line 2, page 1, by inserting before the word, "the," the following: "There is hereby appropriated out of any funds in the State Treasury, for general fund purposes, not otherwise appropriated, the following items:"

JONES.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 111, line 15, page 3, by adding after the word, "Dollars," the following: "Appropriation of \$18,267.86 for the payment of salaries as per the attached salary schedule."

RITZHAUPT.

Senator Paul moved that further consideration of Senate Bill No. 111 be indefinitely postponed.

Senator Nichols, as a substitute, moved that Senate Bill No. 111, as amended, be recommitted to the Committee on Appropriations for further consideration, which motion prevailed.

Senator Chamberlin moved that, when the Senate adjourns today, it adjourn to meet at 10:00 o'clock, a. m., tomorrow, which motion prevailed.

SENATE BILL NO. 119, by Curnutt, was considered.

Sections 1 and 2 were read and adopted, upon motion of Senator Curnutt.

Upon motion of Senator Curnutt, Section 3 was ordered stricken.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 119,

by striking therefrom the words, "AND DECLARING AN EMERGENCY."

CURNUTT.

Upon motion of Senator Curnutt, Senate Bill No. 119, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Curnutt, the rules of the Senate were suspended and Senate Bill No. 119, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 119 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Hutchinson,	Pugh,	Thomas,
Briggs,	Curnutt,	Ivester,	Rinehart,	Waldrep,
Broaddus,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Jones,	Rorschach,	Wright.
Bushyhead,	Garvin,	King,	Spencer,	
Carlile,	George,	Nance,	Stewart,	
Chamberlin,	Hill,	Nichols,	Taylor,	Total, 32.

#### NAY:

Carmack,	Lowrance,	Paul,	Ray.	Total, 4.
----------	-----------	-------	------	-----------

#### EXCUSED:

Willis.	Total, 1.
---------	-----------

#### NOT VOTING:

Fidler,	Logan,	Sowards,	Wilbanks.
Howsley,	MacDonald,	Timmons,	Total, 7.

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. 119, as amended, was ordered referred for engrossment.

Senator Carmack attempted to serve notice on the Senate that he would, on some future legislative day, move to reconsider the vote by which Senate Bill No. 119 was passed, the Chair ruling that the Senate rules did not provide for such a procedure.

### COMMITTEE REPORTS

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 129 correctly engrossed.

ALBRIGHT, Vice-Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 129 and ordered it transmitted to the Honorable House, for consideration.

By unanimous consent, the following Committee report was submitted and, upon motion of Senator Stewart, the bill was ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 28 by Pugh, Sowards, Garvin and others, entitled:

An Act directing the State Highway Commission on the first day of July, 1936, and each year thereafter, out of any monies available for use by it in the State Highway Construction and Maintenance Fund, to transfer to the Sinking Fund of each County of this State, which has heretofore issued any county road bonds, etc.,

wish to recommend this bill out of the Committee and recommend it to the Senate without recommendation.

COMMONS, Chairman.

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 160 by Curnutt, entitled:

An Act amending Section 543, Oklahoma Statutes, 1931, relating to Civil Procedure, providing for the furnishing of written instruments to stay executions upon appeals, 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.

CURNUTT, Chairman.

#### GENERAL ORDER

SENATE BILL NO. 135, by Whitaker, Ritzhaupt, et al, was considered.

Section 1 was read and adopted, upon motion of Senator Whitaker.

By unanimous consent, Senators Spencer and Thomas were added as joint authors of Senate Bill No. 135.

Upon motion of Senator Whitaker, Senate Bill No. 135 as amended, was advanced to engrossment and third reading.

Upon motion of Senator Whitaker, the rules of the Senate were



suspended and Senate Bill No. 135, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Chamberlin,	Hutchinson,	Pugh,	Taylor,
Briggs,	Commons,	Johnston,	Ray,	Thomas,
Broadbudd,	Curnutt,	Jones,	Rinehart,	Waldrep,
Burns,	Duffy,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Fischl,	Lowrance,	Rorschach,	Wright,
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Paul,	Stewart,	Total, 33.

#### EXCUSED:

Willis, Total, 1.

#### NOT VOTING:

Fidler,	Ivester,	Nichols,	Wilbanks.
Garvin,	Logan,	Sowards,	
Howsley,	MacDonald,	Timmons,	Total, 10.

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:

#### AYE:

Albright,	Chamberlin,	Hutchinson,	Pugh,	Taylor,
Briggs,	Commons,	Johnston,	Ray,	Thomas,
Broadbudd,	Curnutt,	Jones,	Rinehart,	Waldrep,
Burns,	Duffy,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Fischl,	Lowrance,	Rorschach,	Wright,
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Paul,	Stewart,	Total, 33.

#### EXCUSED:

Willis, Total, 1.

#### NOT VOTING:

Fidler,	Ivester,	Nichols,	Wilbanks.
Garvin,	Logan,	Sowards,	
Howsley,	MacDonald,	Timmons,	Total, 10.

The emergency having received the constitutional two-thirds ma-

majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 135, as amended, was ordered referred for engrossment.

Senator Commons moved that, when the Committee on State and County Affairs makes its report on SENATE BILL NO. 134, by Ray, Lowrance, et al, that the bill be referred to a Judiciary Committee.

Senator Briggs, as a substitute, moved that Senate Bill No. 134 be ordered withdrawn from the Committee on State and County Affairs and referred to the Committee on Legal Advisory.

Senator Ray, as a substitute for all pending motions, moved that Senate Bill No. 134 be ordered withdrawn from the Committee on State and County Affairs and placed upon the calendar.

Senator Burns moved the adoption of the previous question, which motion failed of adoption.

Senator Curnutt moved to table the Ray motion, which motion prevailed.

Senator Chamberlin moved to table the Briggs motion, which motion prevailed.

Senator Commons asked unanimous consent, to withdraw his motion, providing a public hearing is ordered on the bill.

Senator Ray announced a public hearing on Senate Bill No. 134 at 10:00 a. m., Wednesday, February 20th, 1935.

#### MESSAGES

The following Messages from the Governor were received and read:

To the President and Members  
Of the Honorable Senate,

GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 41 and 56, entitled:

ENROLLED SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS, entitled:

A Bill to be entitled an Act making an appropriation for salaries in the Governor's office for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency,

and

ENROLLED SENATE BILL NO. 56—By COMMITTEE ON APPROPRIATIONS, entitled:

A Bill to be entitled an Act making an appropriation to repair and refurnish and equip the Governor's mansion, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,

Governor of the State of Oklahoma.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

R. P. KUNTZ, Oklahoma City, Oklahoma,

as a member of the Fraternal Insurance Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 14th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

FLORENCE HARRIS, Muskogee, Oklahoma,

as a member of the Fraternal Insurance Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 14th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

J. J. GLASER, of Alva, Oklahoma,

as a member of the Fraternal Insurance Board, for a term of four (4) years.



Done, at Oklahoma City, Oklahoma, this the 14th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

O. H. SEARCY, of Tulsa, Oklahoma,

as a member of the Fraternal Insurance Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 14th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with Senator Nance presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Timmons, advised and consented to the confirmation of O. H. SEARCY, of Tulsa, as a member of the Fraternal Insurance Board, for a term of four (4) years.

The Senate, in executive session, and upon motion of Senator Broadus, advised and consented to the confirmation of FLORENCE HARRIS, of Muskogee, as a member of the Fraternal Insurance Board, for a term of four (4) years.

The Senate, in executive session, and upon motion of Senator Albright, seconded by Senator Johnston, advised and consented to the confirmation of J. J. GLASER, of Alva, Oklahoma, as a member of the Fraternal Insurance Board, for a term of four (4) years.

Senator Paul moved that the Senate proceed to the consideration of SENATE BILL NO. 134, by Ray, et al, which motion prevailed.

Senator Waldrep moved that a committee of eight (8) be appointed to determine the action that should be taken on Senate Bill No. 134, which motion prevailed, the Presiding Officer appointing as the special committee, thereunder, Senators Ray, Waldrep, Wright, Wilbanks, Spencer, Johnston, Commons and Briggs.

Upon motion of Senator Timmons, the Senate adjourned to meet at 10:00 a. m., Friday, February 15, 1935.

TWENTY-NINTH LEGISLATIVE DAY

FRIDAY, FEBRUARY 15, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by President Pro Tempore Briggs, acting Lieutenant Governor, due to the absence of Lieutenant Governor Berry, who is the Acting Governor.

Upon roll call, the following members were present:

PRESENT:

Briggs,	Curnutt,	King,	Rinchart,	Waldrep,
Broadus,	Duffy,	Logan,	Ritzhaupt,	Whitaker,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Bushyhead,	Howsley,	Nance,	Sowards,	Wright.
Carlile,	Hutchinson,	Nichols,	Spencer,	
Carmack,	Ivester,	Paul,	Stewart,	
Chamberlin,	Johnston,	Pugh,	Thomas,	
Commons,	Jones,	Ray,	Timmons,	Total, 36.

EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

ABSENT:

Albright. Total, 1.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

FIRST READING

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

SENATE BILL NO. 176—By RINEHART and FISCHL—An Act relating to and defining what constitutes doing business or having done business within the State of Oklahoma by a foreign corporation within the contemplation and for the purpose set out in Section 126, Oklahoma Statutes, 1931; providing rules of evidence with reference thereto; and declaring an emergency.

SENATE BILL NO. 177—By LOGAN—An Act creating the State Capitol Commission, providing for the regulation of the use of prop-

erty within the area adjacent to and surrounding the State Capitol Building of the State of Oklahoma, and the policing of streets within said area; providing for appeals from the Board of Adjustment herein authorized; making an appropriation, repealing all Laws in conflict herewith and for other purposes, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 161—By NICHOLS—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 162—By LOWRANCE of the Senate and FREEMAN and GOODWIN of the House—Referred to Committee on Judicial Re-districting.

SENATE BILL NO. 163—By SOWARDS—Referred to Committee on Appropriations.

SENATE BILL NO. 164—By RITHAUPT—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 165—By BROADDUS—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 166—By BROADDUS—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 167—By BROADDUS—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 168—By BROADDUS—Senator Broaddus asked unanimous consent, which was granted, to place Senate Bill No. 168 upon the Calendar, without reference to a Committee.

SENATE BILL NO. 169—By BROADDUS—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 170—By RORSCHACH of the Senate, and BAILEY of the House—Senator Rorschach asked unanimous consent, which was granted, to place Senate Bill No. 170 upon the Calendar, without reference to a Committee.

SENATE BILL NO. 171—By TIMMONS—Referred to Committee on State and County Officers.

SENATE BILL NO. 172—By WILBANKS—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 173—By WILBANKS—Referred to Committee on Legal Advisory.

SENATE BILL NO. 174—By BRIGGS—Referred to Committee on Legal Advisory.



SENATE BILL NO. 175—By PAUL—Referred to Committee on Revenue and Taxation.

#### GENERAL ORDER

SENATE BILL NO. 72, by Commons, was considered.

Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9 were read and adopted, upon motions of Senator Commons.

Senator Commons asked unanimous consent, which was granted, to add as joint authors of Senate Bill No. 72, Representatives Skinner and Poteet.

Upon motion of Senator Commons, Senate Bill No. 72, as amended, was advanced to engrossment and third reading.

SENATE BILL NO. 160, by Curnutt, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Curnutt.

Upon motion of Senator Curnutt, Senate Bill No. 160 was advanced to engrossment and third reading.

Upon motion of Senator Curnutt, the rules of the Senate were suspended and Senate Bill No. 160 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 160 was read for the third time at length.

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

##### AYE:

Briggs,	Curnutt,	Jones,	Pugh,	Willis,
Broadus,	Duffy,	King,	Rinehart,	Wright.
Carlile,	George,	Logan,	Rorschach,	
Carmack,	Howsley,	Lowrance,	Spencer,	
Chamberlin,	Ivester,	Nance,	Waldrep,	
Commons,	Johnston,	Nichols,	Whitaker,	Total, 25.

##### EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

##### ABSENT:

Albright.	Total, 1.
-----------	-----------

##### NOT VOTING:

Burns,	Paul,	Sowards,	Timmons.
Bushyhead,	Ray,	Stewart,	
Hutchinson,	Ritzhaupt,	Thomas,	Total, 10.

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:

**AYE:**

Briggs,	Curnutt,	Jones,	Pugh,	Whitaker,
Broadbudd,	Duffy,	King,	Ray,	Willis,
Burns,	George,	Logan,	Rinehart,	Wright.
Carlile,	Howsley,	Lowrance,	Ritzhaupt,	
Carmack,	Hutchinson,	Nance,	Rorschach,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Commons,	Johnston,	Paul,	Timmons,	Total, 31.

**EXCUSED:**

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

**ABSENT:**

Albright.	Total, 1.
-----------	-----------

**NOR VOTING:**

Bushyhead,	Spencer,	Waldrep.
Sowards,	Thomas,	Total, 5.

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. 160 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 79, 94, 119, 130, 135 and 149, each, correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 79, 94, 119, 130, 135 and 149 and ordered each transmitted to the Honorable House, for consideration.

**GENERAL ORDER**

HOUSE BILL NO. 33, by Huey, Morse, Martin and Munson, was considered.

Section 1 was read.

Senator Chamberlin submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend House Bill No. 33, line 8, page 1, by striking the letters, "rom," and inserting the word, "from."

CHAMBERLIN.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 33, by striking Sections 2 and 3 and by amending the title to conform thereto.

CHAMBERLIN.

Upon motion of Senator Chamberlin, House Bill No. 33, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and House Bill No. 33 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 33 was read for the third time at length.

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

#### AYE:

Briggs,	Commons,	Ivester;	Nance,	Stewart,
Broaddus,	Curnutt,	Johnston,	Nichols,	Thomas,
Burns,	Duffy,	Jones,	Pugh,	Waldrep,
Carlile,	George,	King,	Rinehart,	Willis,
Carmack,	Howsley,	Logan,	Rorschach,	Wright.
Chamberlin,	Hutchinson,	Lowrance,	Spencer,	Total, 29.

#### EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

#### ABSENT:

Albright,	Total, 1.
-----------	-----------

#### NOT VOTING:

Bushyhead,	Ray,	Sowards,	Whitaker.
Paul,	Ritzhaupt,	Timmons,	Total, 7.

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. 33, as amended, was ordered referred for engrossment.



## GENERAL ORDER

SENATE BILL NO. 63, by Wright, et al, was considered.

Section 1 was read.

Senator Wright submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 63, line 2, page 2, by striking the word, "in."

WRIGHT.

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

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

Upon motion of Senator Wright, Section 3 was ordered stricken.

Senator Wright submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 63, by striking from the title thereto the words, "AND DECLARING AN EMERGENCY."

WRIGHT.

Upon motion of Senator Wright, Senate Bill No. 63, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wright, the rules of the Senate were suspended and Senate Bill No. 63, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 63 was read for the third time at length.

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

## AYE:

Briggs,	Curnutt,	Johnston,	Pugh,	Willis,
Broaddus,	Duffy,	Jones,	Rinehart,	Wright.
Burns,	George,	King,	Ritzhaupt,	
Carlile,	Howsley,	Logan,	Rorschach,	
Carmack,	Hutchinson,	Lowrance,	Stewart,	
Chamberlin,	Ivester,	Nichols,	Waldrep,	Total, 26.

## EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

ABSENT:

Aldright. Total, 1.

NOT VOTING:

Bushyhead,	Paul,	Spencer,	Whitaker.
Commons,	Ray,	Thomas,	
Nance,	Sowards,	Timmons,	Total, 10.

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. 63, as amended, was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 93, by Waldrep, was considered.

Sections 1, 2, 3, 4 and 5 were read and adopted, upon motions of Senator Waldrep.

Upon motion of Senator Waldrep, Senate Bill No. 93 was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and Senate Bill No. 93 was considered engrossed and placed upon third reading and final passage.

THIRD READING

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:

AYE:

Briggs,	Curnutt,	Jones,	Pugh,	Whitaker,
Broadbuss,	Duffy,	King,	Ray,	Willis,
Burns,	George,	Logan,	Rinehart,	Wright.
Carlile,	Howsley,	Lowrance,	Ritzhaupt,	
Carmack,	Hutchinson,	Nance,	Rorschach,	
Chamberlin,	Ivester,	Nichols,	Timmons,	
Commons,	Johnston,	Paul,	Waldrep,	Total, 31.

NAY:

Stewart. Total, 1.

EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

## ABSENT:

Albright. Total, 1.

## NOT VOTING:

Bushyhead, Sowards, Spencer, Thomas. 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:

## AYE:

Briggs.	Curnutt,	Jones,	Pugh,	Whitaker,
Broaddus,	Duffy,	King,	Ray,	Willis,
Burns,	George,	Logan,	Rinehart,	Wright.
Carlile,	Howsley,	Lowrance,	Ritzhaupt,	
Carmack,	Hutchinson,	Nance,	Rorschach,	
Chamberlin,	Ivester,	Nichols,	Timmons,	
Commons,	Johnston,	Paul,	Waldrep,	Total, 31.

## NAY:

Stewart. Total, 1.

## EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

## ABSENT:

Albright, Total, 1.

## NOT VOTING:

Bushyhead, Sowards, Spencer, Thomas. 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. 93 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 103, by Willis, was considered.

Sections 1, 2, 3, 4, 5, 6, 7 and 8 were read and adopted, upon motions of Senator Willis.

Upon motion of Senator Willis, Senate Bill No. 103 was advanced to engrossment and third reading.

Upon motion of Senator Willis, the rules of the Senate were sus-



pending and Senate Bill No. 103 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Briggs,	Curnutt,	Jones,	Pugh,	Whitaker,
Broadus,	Duffy,	King,	Ray,	Willis,
Burns,	George,	Logan,	Rinehart,	Wright.
Carlile,	Howsley,	Lowrance,	Ritzhaupt,	
Carmack,	Hutchinson,	Nance,	Rorschach,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Commons,	Johnston,	Paul,	Timmons,	Total, 31.

#### EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

#### ABSENT:

Albright. Total, 1.

#### NOT VOTING:

Bushyhead,	Spencer,	Waldrep.
Sowards,	Thomas,	Total, 5.

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:

#### AYE:

Briggs,	Curnutt,	Jones,	Pugh,	Whitaker,
Broadus,	Duffy,	King,	Ray,	Willis,
Burns,	George,	Logan,	Rinehart,	Wright.
Carlile,	Howsley,	Lowrance,	Ritzhaupt,	
Carmack,	Hutchinson,	Nance,	Rorschach,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Commons,	Johnston,	Paul,	Timmons,	Total, 31.

#### EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

#### ABSENT:

Albright. Total, 1.

## NOT VOTING:

Bushyhead,	Spencer,	Waldrep.
Sowards,	Thomas,	Total, 5.

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. 103 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 153, by Stewart, was called up for consideration.

Senator Stewart asked unanimous consent, which was granted, to substitute SENATE BILL NO. 36, by Briggs, for Senate Bill No. 153.

By unanimous consent, Senator Stewart was added as a joint author of Senate Bill No. 36.

Section 1 was read and adopted, upon motion of Senator Stewart.

Upon motion of Senator Stewart, Senate Bill No. 36 was advanced to engrossment and third reading.

Upon motion of Senator Stewart, the rules of the Senate were suspended and Senate Bill No. 36 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 36 was read for the third time at length.

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

## AYE:

Briggs,	Duffy,	King,	Rinehart,	Willis,
Broadus,	George,	Logan,	Ritzhaupt,	Wright.
Carlile,	Howsley,	Lowrance,	Rorschach,	
Carmack,	Hutchinson,	Nance,	Stewart,	
Chamberlin,	Ivester,	Nichols,	Thomas,	
Commons,	Johnston,	Paul,	Timmons,	
Curnutt,	Jones,	Pugh,	Whitaker,	Total, 30.

## EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

## ABSENT:

Albright.	Total, 1.
-----------	-----------

NOT VOTING:

Burns,	Ray,	Spencer,	
Bushyhead,	Sowards,	Waldrep.	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:

AYE:

Briggs,	Duffy,	King,	Rinehart,	Willis,
Broadus,	George,	Logan,	Ritzhaupt,	Wright.
Carlile,	Howsley,	Lowrance,	Rorschach,	
Carmack,	Hutchinson,	Nance,	Stewart,	
Chamberlin,	Ivester,	Nichols,	Thomas,	
Commons,	Johnston,	Paul,	Timmons,	
Curnutt,	Jones,	Pugh,	Whitaker,	Total, 30.

EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

ABSENT:

Albright,	Total, 1.
-----------	-----------

NOT VOTING:

Burns,	Ray,	Sowards,	Spencer,	Waldrep.
Bushyhead,				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. 36 was ordered referred for engrossment.

GENERAL ORDER

Upon motion of Senator Stewart, SENATE BILL NO. 153, by Stewart, was ordered stricken from the calendar.

SENATE BILL NO. 31, by Howsley, of the Senate, and Howell, of the House, was considered.

Senator Chamberlin presiding.

Section 1 was read.

President Pro Tempore Briggs presiding.

Senator Chamberlin asked unanimous consent, which was granted, to defer consideration of Senate Bill No. 31 for this legislative day.



SENATE BILL NO. 50, by Stewart, was considered.

Section 1 was read.

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 50, line 5, page 1, by inserting after the word, "Mother," and before the word, "brother," the words, "sons, daughters."

STEWART.

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

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

Upon motion of Senator Stewart, Senate Bill No. 50 was advanced to engrossment and third reading.

Upon motion of Senator Stewart, the rules of the Senate were suspended and Senate Bill No. 50 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 50 was read for the third time at length.

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

#### AYE:

Briggs,	Duffy,	King,	Ritzhaupt,	Willis,
Broadus,	George,	Lowrance,	Rorschach,	Wright.
Carlile,	Howsley,	Nance,	Spencer,	
Carmack,	Ivester,	Paul,	Stewart,	
Chamberlin,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Rinehart,	Whitaker,	Total, 26.

#### EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

#### ABSENT:

Albright.	Total, 1.
-----------	-----------

#### NOT VOTING:

Burns,	Hutchinson,	Ray,	Waldrep.
Bushyhead,	Logan,	Sowards,	
Commons,	Nichols,	Timmons,	Total, 10.

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:

AYE:

Briggs,	Curnutt,	Jones,	Pugh,	Waldrep,
Broadus,	Duffy,	King,	Ray,	Whitaker,
Burns,	George,	Logan,	Rinehart,	Willis,
Carlile,	Howsley,	Lowrance,	Ritzhaupt,	Wright.
Carmack,	Hutchinson,	Nance,	Rorschach,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Commons,	Johnston,	Paul,	Timmons,	Total, 32.

EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

ABSENT:

Albright, Total, 1.

NOT VOTING:

Bushyhead,	Sowards,	Spencer,	Thomas.	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. 50 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 137, by Ritzhaupt, was considered.

Section 1 was read and adopted, upon motion of Senator Ritzhaupt.

Upon motion of Senator Ritzhaupt, Senate Bill No. 137 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 137 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

## AYE:

Briggs,	Duffy,	Logan,	Rorschach,	Willis,
Broaddus,	George,	Lowrance,	Spencer,	Wright.
Carlile,	Howsley,	Nance,	Stewart,	
Carmack,	Ivester,	Paul,	Thomas,	
Chamberlin,	Johnston,	Pugh,	Timmons,	
Commons,	Jones,	Rinehart,	Waldrep,	
Curnutt,	King,	Ritzhaupt,	Whitaker,	

Total, 30.

## EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

## ABSENT:

Albright.	Total, 1.
-----------	-----------

## NOT VOTING:

Burns,	Hutchinson,	Ray,	Total, 6.
Bushyhead,	Nichols,	Sowards.	

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:

## AYE:

Briggs,	Duffy,	Logan,	Rorschach,	Willis,
Broaddus,	George,	Lowrance,	Spencer,	Wright.
Carlile,	Howsley,	Nance,	Stewart,	
Carmack,	Ivester,	Paul,	Thomas,	
Chamberlin,	Johnston,	Pugh,	Timmons,	
Commons,	Jones,	Rinehart,	Waldrep,	
Curnutt,	King,	Ritzhaupt,	Whitaker,	

Total, 30.

## EXCUSED:

Fidler,	Garvin,	MacDonald,	Wilbanks.
Fischl,	Hill,	Taylor,	Total, 7.

## ABSENT:

Albright.	Total, 1.
-----------	-----------

## NOT VOTING:

Burns,	Hutchinson,	Ray,	Total, 6.
Bushyhead,	Nichols,	Sowards.	

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. 137 was ordered referred for engrossment.



GENERAL ORDER

SENATE BILL NO. 147, by Wright, et al, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Wright.

Upon motion of Senator Wright, Senate Bill No. 147 was advanced to engrossment and third reading.

Upon motion of Senator Wright, the rules of the Senate were suspended and Senate Bill No. 147 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 147 was read for the third time at length.

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

AYE:

Briggs,	Duffy,	King,	Ritzhaupt,	Willis,
Broadus,	George,	Logan,	Rorschach,	Wright.
Carlile,	Howsley,	Nance,	Spencer,	
Carmack,	Ivester,	Paul,	Thomas,	
Chamberlin,	Johnston,	Pugh,	Waldrep,	
Commons,	Jones,	Rinehart,	Whitaker,	Total, 26.

EXCUSED:

Fidler,	Garvin,	MacDonald,	Taylor,	Wilbanks.
Fischl,	Hill,			Total, 7.

ABSENT:

Albright.	Total, 1.
-----------	-----------

NOT VOTING:

Burns,	Hutchinson,	Nichols,	Sowards,	Timmons.
Bushyhead,	Lowrance,	Ray,	Stewart,	
Curnutt,				Total, 10.

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 Chamberlin, the emergency section to Senate Bill No. 147 was ordered stricken.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 147,

by striking therefrom the words, "AND DECLARING AN EMERGENCY."

CHAMBERLIN.

Senate Bill No. 147, as amended, was ordered referred for engrossment.

#### MESSAGES

The following Messages from Acting Governor James E. Berry, were received and read:

February 15, 1935.

To the President and Members  
Of the Honorable Senate.  
Gentlemen:

Several days ago you received a letter from James E. Berry inviting all members of the Senate who belong to the American Legion, and their wives, to attend a meeting of Carter C. Hanner Post 129, of Stillwater, Oklahoma, which is to be held in the cafeteria, State House, Oklahoma City, Oklahoma, Friday, February 15th, at 7:00 o'clock p. m.

In this letter you were requested to advise how many could accept. May I have this information by noon today?

Respectfully,

JAMES E. BERRY,

Acting Governor of the State of Oklahoma.

Upon motion of Senator Nance, the Secretary of the Senate was directed to notify the Acting Governor that three members of the Senate, who are Legionnaires, will accept the invitation to attend the meeting of the Carter C. Hanner Post 129, of Stillwater.

February 15, 1935.

To the President and Members  
Of the Honorable Senate.  
Gentlemen:

A committee from the Oklahoma Bankers Association has just called upon me and asked leave to appear before the proper committee of the Senate and discuss Senate Bill No. 154, and has asked me to transmit this request to you.

If this request is granted, please notify the Secretary of the Oklahoma Bankers' Association at Oklahoma City of the committee to which the matter is assigned and date of hearing.

Respectfully,

JAMES E. BERRY,

Acting Governor of the State of Oklahoma

Senator Nance moved that the Secretary of the Oklahoma Bankers' Association be advised that a public hearing will be granted on Senate Bill No. 154, at 10:00 a. m., Tuesday, February 19, 1935, before the Committee on Revenue and Taxation.

Upon motion of Senator Nance, the Senate adjourned, to meet at 1:30 p. m., Monday, February 18, 1935.



## THIRTIETH LEGISLATIVE DAY

MONDAY, FEBRUARY 18, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	King,	Rorschach,	Wilbanks,
Broaddus,	Fischl,	Lowrance,	Sowards,	Willis,
Burns,	Garvin,	MacDonald,	Spencer,	Wright.
Bushyhead,	George,	Nance,	Stewart,	
Carlile,	Hill,	Nichols,	Taylor,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Hutchinson,	Pugh,	Timmons,	
Commons,	Johnston,	Rinehart,	Waldrep,	Total, 40.

## EXCUSED:

Fidler,	Ivester,	Logan.	Total, 3.
---------	----------	--------	-----------

## ABSENT:

Ray.	Total, 1.
------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 33, Senate Bills Nos. 36, 50, 63, 72, 93, 103, 137, 147, and 160, each, correctly engrossed.

WILLIS, Chairman.

The president, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 33, as amended, and ordered it returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 36, 50, 63, 93, 103, 137, 147 and 160 and ordered each transmitted to the Honorable House, for consideration.

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 Engrossed House Bill No. 4 by Bailey, Johnston, Frazier, Twidwell, Rawls, Wooten, Welch, Cox, Reed, Phillips of Pawnee, O'Neill, Ulmark, Huey, Long, Coleman and Traw, entitled:

An Act abolishing run-off primary elections in this State; repealing Sections 2 to 7 inclusive, Chapter 24, Article 1, Session Laws 1929, and Sections 4, 5 and 9, Article 111, Chapter 29, Session Laws 1931, amending Section 2, Article 1, Chapter 29, Session Laws 1931, and Sections 3, 8 and 11, Article 111, Chapter 29, Oklahoma Session Laws 1931, 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Flood Control and Soil Erosion, to whom was referred House Bill No. 84, by Raasch, Kiker, Branam, Brewer et al, entitled:

An Act conferring additional duties, powers and limitations upon the Conservation Commission of the State of Oklahoma, 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.

HOWSLEY, Chairman.

Senator Rorschach moved that consideration of House Bill No. 84 be set for Special Order, at 2:00 p. b., on the next legislative day, which motion prevailed.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 117 by Chamberlin and George, entitled:

An Act defining political parties; providing for recognition of said parties; said party to lose recognition if it fails to receive certain percentage of vote; providing for organization of new political parties by petition; providing procedure and restrictions, 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 118 by Briggs, Broadus, Wilbanks, Stewart, George, Ritzhaupt, Curnutt, Whitaker, Commons, Fidler and Burns, entitled:

An Act relating to elections, providing for a uniform system of registration of electors in the State of Oklahoma; providing for payment of registration expense by the State; prohibiting voting without being registered; providing 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 without recommendation.

WILBANKS, Chairman.

Upon motion of Senator Whitaker Senate Bill No. 118 was ordered printed and placed upon the Calendar.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 122 by Wilbanks and George of the Senate and Huser of the House, entitled:

An Act amending Section 4, Chapter 199, Session Laws 1933, providing for repayment of election funds to the State which remain in custody of County Treasurers for twelve months, 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 123 by Wilbanks and George of the Senate, and Huser of the House, entitled:

An Act providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any State-wide general, primary, run-off primary, or special election within this State, or at any special election held in any Congressional District; providing the manner in which the votes may be cast; providing the duties of election officers; providing penalties for 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 124 by Wilbanks, entitled:

An Act repealing Sections 5817 and 5818, Oklahoma Statutes, 1931, relating to presidential electors,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WILBANKS, Chairman.



Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 125 by Whitaker, entitled:

An Act 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; repealing certain Sections, 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 132, by Commons et al., entitled:

An Act relating to primary elections; providing for the filing and nomination of candidates in primary elections; providing for filing of non-partisan and independent candidates; prescribing form of petition, convention certificates, and form of acceptances; prescribing filing periods and designating boards with which candidates shall file, regulating the conduct of primary elections; providing for the nomination of unopposed candidates; providing methods of procedure for contest of candidates filings; regulating designation of candidates on ballot; prohibiting the use of titles, prefixes and suffixes; providing other details for primary elections; prescribing penalties; repealing certain Sections, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

WILBANKS, Chairman.

Upon motion of Senator Wilbanks, Senate Bill No. 132 was ordered printed and placed upon the Calendar.

#### FIRST READING

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

SENATE BILL NO. 178—By TIMMONS—An Act amending Section 8210 Compiled Oklahoma Statutes, 1931, in re fees and compensation of County Court Reporter; repealing all Laws or parts of Laws in conflict therewith, and declaring an emergency.

SENATE BILL NO. 179—By GEORGE and JONES—An Act authorizing the construction, alteration, improvement, furnishing, and equipment of buildings on the campuses of certain State Educational Institutions of the State of Oklahoma through their respective Boards of Regents; to acquire any necessary land therefor; to issue and sell State Educational Building Bonds for such purposes; providing the manner of the expenditure of the proceeds of the Bonds; providing for the

payment thereof; from the income derived from "Section 13 Fund State Educational Institutions," and "New College Fund"; authorizing the investment of Municipal sinking funds and the capital and surplus of banks, trust, and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose; and declaring an emergency.

SENATE BILL NO. 180—By CHAMBERLIN and CURNUTT of the Senate and GIBBONS of the House—An Act amending Chapter 11, Section 1, Session Laws 1915; C. O. S. 1921, Section 1260; O. S. 1931, Section 1267, relating to procedure in renewing or extending real estate mortgages by administrators, executors and guardians in certain cases; providing that necessary repairs may be included therein and for other purposes, and declaring an emergency.

SENATE BILL NO. 181—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act making supplemental appropriation for the State Prison at McAlester and the Sub-Prison at Stringtown, Oklahoma, and declaring an emergency.

SENATE BILL NO. 182—By NICHOLS—An Act relating to the office of the State Fire Marshal; making an appropriation of \$12,500.00 for said office; amending Sections 3740 and 3744, Oklahoma Statutes, 1931, and declaring an emergency.

SENATE BILL NO. 183—By BROADDUS—An Act amending Section 6778, Oklahoma Statutes 1931, relating to appeals from the County Superintendents; providing for the transfer to the District Court of the appeals heretofore taken from the County Superintendent to the County Court; repealing all Laws in conflict, and declaring an emergency.

SENATE BILL NO. 184—By WILLIS—An Act directing the School Boards of all School Districts of this State operating any busses for the transportation of children to and from school, within ninety days after the effective date hereof to cause such busses to be painted with black and white stripes and to provide side entrances thereto; declaring the operation of any such busses not so painted and equipped to be unlawful; prescribing penalties for violation hereof, and declaring an emergency.

SENATE BILL NO. 185—By RINEHART and PAUL—An Act prohibiting the sale of student activity or athletic tickets as a condition precedent to admission of resident student to State Institutions of learning; providing a penalty for the violation thereof, and declaring an emergency.

SENATE BILL NO. 186—By COMMITTEE ON PRIVILEGES AND ELECTIONS—An Act relating to primary and general elections; amending Sections 5713 and 5809, Oklahoma Statutes 1931; providing for the form of ballot on which the names of candidates for presidential electors appear; repealing Sections 5815 and 5816, Oklahoma Statutes 1931, and other conflicting Laws, and declaring an emergency.

SENATE BILL NO. 187—By COMMITTEE ON PRIVILEGES AND ELECTIONS—An Act relating to Primary and General Elections; amending Sections 5643, 5644 and 5645, Oklahoma Statutes 1931, relating to qualifications of electors and to qualifications and affidavits of challenger voters; repealing all conflicting laws, and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 176—By RINEHART and FISCHL—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 177—By LOGAN—Referred to Committee on State and County Affairs.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith for your signature:

ENROLLED HOUSE BILL NO. 89—By COMMITTEE ON PENAL INSTITUTIONS,

An Act requiring all inmates of the State Penitentiary at McAlester, Oklahoma, the Sub-Prison at Stringtown, Oklahoma, and the State Reformatory at Granite, Oklahoma, to wear the regulation uniforms prescribed by the warden or superintendent thereof, for regular use of said inmates at all times said inmates are for any lawful reason without the confines of said institutions; prescribing penalties for violation hereof, and declaring an emergency.

ENROLLED HOUSE BILL NO. 73—By FREEMAN and GOODWIN,

An Act repealing Sections 4021 to 4029, inclusive, of the Oklahoma Statutes, 1931, abolishing all county court districts in Garvin County, Oklahoma, providing for one district and terms of county court therein, requiring all books and records of county court districts to be delivered to the court clerk of said county, providing for the future disposal of all cases now pending in said district, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the



same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 73 and 89 were, each, read for the fourth time, the enrolled copies signed, in open session, by the President, and ordered returned to the Honorable House.

### THIRD READING

SENATE BILL NO. 72 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Whitaker,
Briggs,	Duffy,	King,	Rorschach,	Willis,
Broaddus,	Garvin,	Lowrance,	Sowards,	Wright.
Burns,	George,	Nance,	Spencer,	
Carlile,	Hill,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Timmons,	Total, 31.

#### EXCUSED:

Fidler,	Ivester,	Logan.	Total, 3.
---------	----------	--------	-----------

#### ABSENT:

Ray.	Total, 1.
------	-----------

#### NOT VOTING:

Bushyhead,	Fischl,	MacDonald,	Thomas,	Wilbanks.
Carmack,	Howsley,	Ritzhaupt,	Waldrep,	Total, 9.

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:

#### AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Whitaker,
Briggs,	Duffy,	King,	Rorschach,	Willis,
Broaddus,	Garvin,	Lowrance,	Sowards,	Wright.
Burns,	George,	Nance,	Spencer,	
Carlile,	Hill,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Timmons,	Total, 31.

EXCUSED:

Fidler, Ivester, Logan. Total, 3.

ABSENT:

Ray. Total, 1.

NOT VOTING:

Bushyhead, Fischl, MacDonald, Thomas, Wilbanks.  
Carmack, Howsley, Ritzhaupt, Waldrep, Total, 9.

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. 72, and ordered the same transmitted to the Honorable House.

GENERAL ORDER

HOUSE BILL NO. 59, by Cox and Stokes, was considered.

Section 1 was read.

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 59, by inserting after line 4, and before line 5, page 1, the following: "and in all counties of the State where cattle are by law permitted to run at large on open range".

STEWART.

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

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

Sections 3, 4 and 5 were read and adopted, upon motions of Senator Stewart.

Upon motion of Senator Stewart, House Bill No. 59, 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. 59, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 59 was read for the third time at length.

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

## AYE:

Briggs,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Broadbudds,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Burns,	George,	Nance,	Spencer,	Willis,
Bushyhead,	Hill,	Paul,	Stewart,	Wright.
Carmack,	Howsley,	Pugh,	Taylor,	
Curnutt,	Johnston,	Rinehart,	Waldrep,	Total, 28.

## NAY:

Albright,	Chamberlin,	Hutchinson,	King.	Total, 4.
-----------	-------------	-------------	-------	-----------

## EXCUSED:

Fidler,	Ivester,	Logan,	Total, 3.
---------	----------	--------	-----------

## ABSENT:

Ray.	Total, 1.
------	-----------

## NOT VOTING:

Carlile,	Garvin,	Nichols,	Thomas,
Commons,	MacDonald,	Sowards,	Timmons.
Total, 8.			

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:

## AYE:

Briggs,	Curnutt,	Johnston,	Pugh,	Whitaker,
Broadbudds,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	King,	Rorschach,	Willis.
Bushyhead,	Garvin,	Lowrance,	Spencer,	
Carmack,	George,	Nance,	Stewart,	
Chamberlin,	Hill,	Nichols,	Taylor,	
Commons,	Howsley,	Paul,	Waldrep,	Total, 31.

## NAY:

Albright,	Wright.	Total, 2.
-----------	---------	-----------

## EXCUSED:

Fidler,	Ivester,	Logan.	Total, 3.
---------	----------	--------	-----------

## ABSENT:

Ray.	Total, 1.
------	-----------

## NOT VOTING:

Carlile.	MacDonald,	Sowards,	Timmons.
Hutchinson,	Rinehart,	Thomas,	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.



House Bill No. 59, as amended, was ordered referred for engrossment.

Senator Briggs moved that a Committee of five (5), consisting of the Chairmen of the Committees on Revenue and Taxation, Appropriations, Manufacturing and Industries, the Floor Leader and one to be appointed by the President, be appointed to confer at 11:00 a. m., tomorrow in the Federal Building, with Mr. Walter Gray, Attorney for P. W. A. Vice Chairmen of the named committees to act in case of the inability of the Chairman to attend.

The Briggs motion prevailed, the President appointing as the fifth member, Senator Chamberlin.

#### GENERAL ORDER

SENATE BILL NO. 14, by Ritzhaupt, was considered.

Senator Ritzhaupt asked unanimous consent, which was granted, to reconsider the vote by which the Briggs amendment to line 9, page 4, was adopted on January 31.

Upon motion of Senator Ritzhaupt, the Briggs amendment was tabled.

Senator Briggs submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 14, line 2, page 6, by adding after the word, "criminal," the following: "Provided however, the provisions of this Act shall not apply to nor the penalties hereof be imposed upon any person for or on account of having been convicted of a crime prior to the passage of this Act."

BRIGGS.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 14, line 5, page 4, by inserting after the word, "felony," and before the word, "and," the words, "involving moral turpitude".

BRIGGS.

Senator Briggs submitted the following amendment, which was tabled, upon motion of Senator Waldrep:

Mr. President: I move to amend Senate Bill No. 14, line 2, page 6, by adding after the word, "criminal," the following: "Provided, however, the provisions of this Act shall not apply to nor the penalties hereof be imposed upon any person for or on account of having been thrice convicted of crime, involving moral turpitude, prior to the passage of this Act."

BRIGGS.

Senator Wright submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 14, line 2, page 6, by adding after the word, "criminal," and before the word, "Section," the following: "Provided that before determining that a person shall be sterilized for being an habitual criminal, the court must determine that such person will, unless sterilized, transmit criminal tendencies to his children."

WRIGHT.

Senator Whitaker asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend the Wright amendment, by adding the following: "Provided, however, that the court must determine that there is a probability of such criminal transmitting to offsprings criminal tendencies or conditions of physical or moral degeneracy."

WHITAKER.

Upon motion of Senator Nichols, the Whitaker and Wright amendments were tabled.

Upon motion of Senator Ritzhaupt, Section 5, as amended, was adopted.

Senator Briggs asked unanimous consent, which was granted, to submit the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 14, lines 3 and 8, page 3, being Section 3, by inserting after the word "felonies," and "felony," respectively and before the words "separately," and "and" respectively, the words, "involving moral turpitude."

BRIGGS.

Senator Johnston asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 14, line 3, page 3, by adding the following: "The provisions of this Act are applicable to those cases only when each conviction relied upon is for an offense involving moral turpitude and such offense must be "malum in se" or must be an offense to which the terms of this Act may be made specifically applicable by statute."

JOHNSTON.

Senator Johnston asked unanimous consent, which was granted, to submit the following as a substitute for his previous amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 14, by adding at the end of Section 3, the following: "The spirit of this act is to put a stop to crime as a profession and the transmission of the blood and habits of such person."

JOHNSTON.

Section 6 was read and adopted, upon motion of Senator Ritzhaupt.

Section 7 was read.

Senators Nichols and Whitaker submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 14, line 17, page 8, by striking from said line the word, "by," and by striking all of line 18, page 8, and lines 1, 2, 3, and 4, page 9, and inserting the following: "and returned in the same manner as now provided by law for summons in civil cases."

NICHOLS and WHITAKER.

Upon motion of Senator Ritzhaupt, Section 7, as amended, was adopted.

Sections 8, 9, 10, 11, 12, 13, 14, 15 and 16 were read and adopted, upon motions of Senator Ritzhaupt.

Section 17 was read.

Senator Hill submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 14, line 18, page 17, by adding after the word, "judgment," the following: "Provided that in any case the defendant, by reason of poverty, is unable to pay costs of appeal or give security thereof, upon the filing of an affidavit by such defendant to that effect, no bond, security or deposit shall be required."

HILL.

Upon motion of Senator Ritzhaupt, Section 17, as amended, was adopted.

Section 18 was read.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 14, line 8, page 18, by inserting after the word, "case," and before the word, "containing," the word, "made," and in line 11, page 18, strike the word, "so," after the word, "case," and before the word, "made".

NICHOLS.

Upon motion of Senator Nichols, Section 18, as amended, was adopted.

Section 19 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 14, line 17,



page 18, by inserting after the word, "under," and before the word, "the," the word, "and," and by striking the word, "the," in said line.

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 19, as amended, was adopted.

Sections 20, 21 and 22 were read and adopted, upon motions of Senator Ritzhaupt.

Section 23 was read.

Senator Commons submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 14, between lines 6 and 7, page 21, by adding a new section after Section 23, to be known as Section 23-a, as follows: "Provided, however, the provisions of this Act shall not apply to a person or persons who have heretofore been or may hereafter be convicted of violating the provisions of any law or laws known as prohibitory laws, violations of the provisions of revenue acts, embezzlement, or person convicted of political offenses."

COMMONS.

Senator Thomas presiding.

Senator Commons, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 14, by adding a new section between lines 6 and 7, page 21, to be known as Section 23-a, as follows: "Provided that offenses arising out of violations of prohibitory laws, revenue acts, embezzlement or political offenses shall not come or be considered within the terms of this Act."

COMMONS.

Upon motion of Senator Ritzhaupt, Section 23, as amended, was adopted.

Upon motion of Senator Ritzhaupt, Section 24 was ordered stricken.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 14, by striking therefrom the words, "AND DECLARING AN EMERGENCY."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Senate Bill No. 14 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 14, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### Aye:

Albright,	Duffy,	King,	Rorschach,	Whitaker,
Broadus,	Fischl,	Lowrance,	Spencer,	Wilbanks,
Burns,	George,	Nance,	Stewart,	Willis,
Carlile,	Hill,	Nichols,	Taylor,	Wright.
Carmack,	Hutchinson,	Pugh,	Thomas,	
Commons,	Jones,	Ritzhaupt,	Waldrep,	Total, 28.

#### Nay:

Howsley,	Johnston,	Rinehart.	Total, 3.
----------	-----------	-----------	-----------

#### EXCUSED:

Briggs,	Fidler,	Logan.
Curnutt,	Ivester,	Total, 5.

#### ABSENT:

Ray.	Total, 1.
------	-----------

#### NOT VOTING:

Chamberlin,	Garvin,	Paul,	Timmons.
Bushyhead,	MacDonald,	Sowards,	Total, 7.

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. 14, as amended, was ordered referred for engrossment.

Senator Chamberlin asked unanimous consent, which was granted, to have the record show, had he been present at the time of third reading and final passage of Senate Bill No. 14 he would have voted "Aye."

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 59 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate

Amendments to and Engrossed House Bill No. 59, as amended, and ordered the bill returned to the Honorable House.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE CONCURRUENT RESOLUTION NO. 9—  
By JONES,

A Concurrent Resolution memorializing Congress to amend the Bankhead Cotton Control Act to exempt the first three (3) bales of cotton raised by any cotton grower from the operation of said law.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 14—  
By BAILEY,

A Resolution, authorizing the transfer of \$20,000.00 out of the hospital fund of the Eastern Oklahoma Hospital at Vinita, Oklahoma, to the support and maintenance fund thereof, and declaring an emergency,

and to advise you and through you the Honorable Senate that the same have been adopted by the House of Representatives and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Concurrent Resolutions Nos. 9 and 14 were ordered printed and placed upon the Calendar.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.



THIRTY-FIRST LEGISLATIVE DAY  
TUESDAY, FEBRUARY 19, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	Johnston,	Ray,	Timmons,
Briggs,	Fidler,	Jones,	Rinehart,	Waldrep,
Broaddus,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Taylor,	
Curnutt,	Ivester,	Pugh,	Thomas,	Total, 42.

EXCUSED:

Burns,	Logan.	Total, 2.
--------	--------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Nance moved that the Special Investigating Committee, authorized by the Senate to conduct an investigation of the School Land Department, be authorized and empowered to employ extra help—auditors, checkers and such other employees as may be necessary to carry out the order of the Senate, and to fix their salaries, which motion prevailed.

Due to the inability of Senator Wilbanks to serve, Senator Nance asked unanimous consent, which was granted, that Senator Spencer be appointed in his stead, to serve as Chairman of the Committee, appointed and authorized to make an investigation of the operation and management of the State Reformatory at Granite.

FIRST READING

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

SENATE BILL NO. 188—By TIMMONS—An Act authorizing Building and Loan Associations, co-operative banks and other mutual sav-

ings institutions to join the Federal Plan for the guaranty of their deposits and share and to insure their deposits and share accounts with the Federal Savings and Loan Insurance Corporation, and declaring an emergency.

SENATE BILL NO. 189—By BROADDUS—An Act amending Sections 2381 and 2383, Oklahoma Statutes of 1931, making it unlawful for any executive, legislative, ministerial or judicial officer or member of a Board to appoint or vote for appointment of any person related to him or any member of a Board by affinity or consanguinity within the third degree; or any person related to said officer or member of a Board by reason of marriage to anyone related to said officer or member of a Board by affinity or consanguinity within the third degree to any clerkship, office, position, employment, or duty in any department of the Government of which such executive, legislative, ministerial or judicial officer may be a member; or any person so related to any other such officer or member of a Board in consideration of the appointment or vote for the appointment by such other officer or member of a Board; or any person so related to the officer or member of a Board making or voting for such appointment, and declaring an emergency.

SENATE BILL NO. 190—By WRIGHT—A Bill entitled an Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Orphans' Home for white children at Helena, Oklahoma, and declaring an emergency.

SENATE BILL NO. 191—By CHAMBERLIN of the Senate, and COOK of the House—An Act relating to chattel mortgages, amending Sections 11277, 11278, 11281, 11283, 11285, 11286 and 11288 of the Oklahoma Statutes, 1931, providing for the discharge of the indebtedness secured by chattel mortgages by payment to the mortgagee or last assignee of record; providing for chattel mortgage securing future advances, and declaring an emergency.

SENATE BILL NO. 192—By GEORGE and PAUL—An Act authorizing the State Board of Public Affairs to establish a book bindery at the University of Oklahoma, authorizing the construction of a building for same, the purchase of equipment, making an appropriation therefor, and declaring an emergency.

SENATE BILL NO. 193—By STEWART and NANCE—An Act establishing a court fund to pay all costs of holding county, district, superior and common pleas court in the several counties of the State of Oklahoma; declaring it to be the policy for the State to pay court costs, making appropriation therefor, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 178—By TIMMONS—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 179—By GEORGE and JONES—Referred to Committee on Education.

SENATE BILL NO. 180—By CHAMBERLIN and CURNUTT of the Senate, and GIBBONS of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 181—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE BILL NO. 182—By NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 183—By BROADDUS—Referred to Committee on Education.

SENATE BILL NO. 184—By WILLIS—Referred to Committee on Education.

SENATE BILL NO. 185—By RINEHART and PAUL—Referred to Committee on Education.

SENATE BILL NO. 186—By COMMITTEE ON PRIVILEGES AND ELECTIONS—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 187—By COMMITTEE ON PRIVILEGES AND ELECTIONS—Referred to Committee on Privileges and Elections.

Senator Ritzhaupt moved that 450 copies of HOUSE BILL NO. 10, by Morse of Okmulgee, Thornton and Williams, be ordered printed for the use of the Senate and that the Secretary be instructed to mail one copy to each County Superintendent of Instruction.

Senator Filschl, as a substitute, moved that the Secretary be instructed to have mimeographed 1,000 copies of House Bill No. 10.

President Pro Tempore Briggs presiding.

Senator Nance, as a substitute for all pending motions moved that 1,000 copies of House Bill No. 10 be ordered printed, which motion prevailed.

Senator Timmons moved that the rules of the Senate be suspended for the purpose of considering a motion to substitute SENATE BILL NO. 188, by Timmons, for SENATE BILL NO. 136, by Timmons, Broadus, Ray, Commons, et al, which motion prevailed.

Senator Timmons moved that Senate Bill No. 136 be ordered withdrawn from the Committee on Banks and Banking and placed upon the calendar, which motion prevailed.



Senator Timmons moved that Senate Bill No. 188 be substituted for Senate Bill No. 136, which motion prevailed.

#### MESSAGES

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

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has refused to concur in Senate Amendments to:

#### ENGROSSED HOUSE BILL NO. 59—By COX and STOKES,

An Act authorizing the Board of County Commissioners in each county having a population of less than ten thousand to appoint a Cattle Brand Inspector; defining his powers and duties; making it unlawful to drive to, or ship from any such county any cattle until same have been inspected by said brand inspector, evidenced by proper certificate; prescribing a compensation of said inspector, and declaring an emergency,

and asks for a conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Shoemaker, Cook, Taylor.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Stewart, the request of the Honorable House, for a conference on Engrossed House Bill No. 59, was ordered granted, the President Pro Tempore appointing as Senate Conferees, thereon, Senators Albright, Stewart and Lowrance.

The following Messages from the Governor were received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

FRED HUNT, of TISHOMINGO, OKLAHOMA,

As Warden of the Oklahoma State Reformatory, Granite, Oklahoma, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 19th day of February, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I desire to withdraw the name of R. P. Kuntz, Oklahoma City, Oklahoma, submitted February 14, 1935, for your confirmation and approval as a Member of the Fraternal Insurance Board, and substitute the attached nomination.

Done, at Oklahoma City, Oklahoma, this the 19th day of February, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of

W. R. WELCH, of GUTHRIE, OKLAHOMA,

as a Member of the Fraternal Insurance Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 19th day of February, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Ray, seconded by Senator Stewart, advised and consented to the confirmation of the executive nomination of FRED HUNT, of Tishomingo, as Warden of the Oklahoma State Reformatory, Granite, Oklahoma, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Ritzhaupt, advised and consented to the confirmation of W. R. WELCH, of Guthrie, as a Member of the Fraternal Insurance Board, for a term of four (4) years.

#### SPECIAL ORDER

HOUSE BILL NO. 84, by Raasch, et al., of the House, and Howsley, et al., of the Senate, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend House Bill No. 84, lines 8 to 16, page 3, by striking after the word, "Senate," line 8, the remainder of the section and inserting the following: "One for a term of 2 years, one for a term of 4 years and one for a term of 6 years, and no Member of said Commission, so appointed, shall serve without the appointment having been submitted to and confirmed by the Senate. Any member of the said Board, so appointed and confirmed under the provisions of this Act, shall hold office for the term for which said appointment was made and confirmed or until his successor is appointed and confirmed."

CURNUTT.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend the Curnutt amendment by adding the following: "Any member so appointed shall have been a bona fide resident of the State for at least 5 years prior to the appointment."

RORSCHACH.

The vote occurring on the Curnutt amendment, as amended, it was declared adopted.

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

Sections 2, 3, 4 and 5 were read and adopted, upon motions of Senator Howsley.

Section 6 was read.

Senator Rorschach submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 84, line 5, page 10, by striking the word, "without," and inserting the word, "by".

RORSCHACH.

Senator Fidler submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 84, line 7, page 8, by adding after the word, "Acts," the following: "Provided that no land shall be purchased from the holder of option thereon, but must be purchased from the owner of the fee thereof."

FIDLER.

Senator Johnston submitted the following amendment, which was adopted:



Mr. President: I move to amend House Bill No. 84, line 5, page 11, at the end of Section 6, by adding the following: "The venue of all actions, affecting real estate, or any use or interest therein or damage thereto, or condemnation thereof, shall be in the county where the land or some portion thereof is located."

JOHNSTON.

Upon motion of Senator Rorschach, Section 6, as amended, was adopted.

Section 7 was read and adopted, upon motion of Senator Howsley.

Section 8 was read.

Senator Pugh submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 84, line 2, page 12, by striking after the word, "of," and before the word, "Dollars," line 3, the words and figures, "Forty-eight Hundred (\$4,800.00)," and inserting the words and figures, "Three Thousand (\$3,000.00)."

PUGH.

Senator Curnutt submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 84, lines 2 and 3, page 12, by striking after the word, "of," line 2, and before the word, "Dollars," line 3, and inserting the words and figures, "Thirty-six Hundred (\$3,600.00)."

CURNUTT.

Senator Broaddus submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 84, lines 1, 2 and 3, page 12, by striking lines 1, 2 and all of line 3, excepting the words, "and all other," and inserting the following: "Section 13,246. The Governor shall designate one of said Commissioners as Chairman thereof, who shall be paid an annual salary of \$3,600.00, per year, and the other Commissioners shall each receive \$1.00 per year."

BROADDUS.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 84, lines 8 and 9, page 12, by striking after the word, "and," the words and figures, "Twenty-four Hundred (\$2,400.00), Dollars," and inserting the words and figures, "not exceeding Eighteen Hundred (\$1,800.00) Dollars, and per year, for other help."

PUGH.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 84, lines 8 and 9, page 12, by inserting after the word, "year," the word, "each".

DUFFY.

Upon motion of Senator Howsley, Section 8, as amended, was adopted.

Sections 9, 10 and 11 were read and adopted, upon motions of Senator Howsley.

Section 12 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 84, line 15, page 16, by adding the following: "The Commission shall have the right to make segregation of the white and colored races as to the exercise of rights of fishing, boating and bathing."

JOHNSTON.

Upon motion of Senator Howsley, Section 12, as amended, was adopted.

Section 13 was read.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 84, line 14, page 17, by inserting the word and figures, "Section 14," before the word, "All," and renumbering the succeeding sections.

RORSCHACH.

Upon motion of Senator Howsley, Section 13, as amended, was adopted.

Sections 14, 15 and 16 were read and adopted, upon motions of Senator Howsley.

Upon motion of Senator Howsley, House Bill No. 84 was advanced to engrossment and third reading.

Upon motion of Senator Howsley, the rules of the Senate were suspended and House Bill No. 84, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

AYE:				
Albright,	Curnutt,	Ivester,	Ray,	Waldrep,
Briggs,	Duffy,	Johnston,	Rinehart,	Whitaker,
Broadbudd,	Fidler,	Jones,	Rorschach,	Wilbanks,
Bushyhead,	Fischl,	King,	Sowards,	Willis,
Carlile,	Garvin,	Nance,	Spencer,	Wright.
Carmack,	George,	Nichols,	Stewart,	
Chamberlin,	Hill,	Paul,	Taylor,	
Commons,	Howsley,	Pugh,	Timmons,	Total, 37.

EXCUSED:		
Burns,	Logan.	Total, 2.

NOT VOTING:		
Hutchinson,	MacDonald,	Thomas.
Lowrance,	Ritzhaupt,	Total, 5

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:

AYE:				
Albright,	Curnutt,	Ivester,	Ray,	Waldrep,
Briggs,	Duffy,	Johnston,	Rinehart,	Whitaker,
Broadbudd,	Fidler,	Jones,	Rorschach,	Wilbanks,
Bushyhead,	Fischl,	King,	Sowards,	Willis,
Carlile,	Garvin,	Nance,	Spencer,	Wright.
Carmack,	George,	Nichols,	Stewart,	
Chamberlin,	Hill,	Paul,	Taylor,	
Commons,	Howsley,	Pugh,	Timmons,	Total, 37.

EXCUSED:		
Burns,	Logan.	Total, 2.

NOT VOTING:		
Hutchinson,	MacDonald,	Thomas.
Lowrance,	Ritzhaupt,	Total, 5.

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. 84, as amended, was ordered referred for engrossment.

Senator Ritzhaupt asked unanimous consent, which was granted, to have the record show, had he been present at the time of final



passage of House Bill No. 84, he would have voted "AYE," on the bill and emergency.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted and, upon motion of Senator Wright, adopted by the Senate:

Mr. President: We, your Committee on Employment do hereby recommend that the Rev. Lloyd L. Roach of Stillwater, Oklahoma, be employed as Senate Chaplain for the next 20 days.

WRIGHT, Chairman.

#### GENERAL ORDER

SENATE BILL NO. 146, by Carmack, of the Senate, and Abernethy of Harmon, of the House, was considered.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 146 was advanced to engrossment and third reading.

Senator Nichols moved that the Senate work under a Call of the House, which was the order.

Upon a roll of the Senate being called, the following were noted "absent:" Senators Bushyhead, Carlile, Lowrance, MacDonald, Paul, Ritzhaupt, Timmons and Waldrep.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senators Carlile, Lowrance and Timmons asked to be recorded present, which was the order.

Senator Taylor asked unanimous consent, which was granted, to be recorded "excused," for the remainder of this legislative day.

Senator Commons moved that the Secretary of the Senate be instructed to send flowers to Senator Logan, who is ill at Okmulgee, which motion prevailed.

#### GENERAL ORDER

SENATE BILL NO. 127, by Nichols, was considered.

Section 1 was read.

Senator Pugh moved that further consideration of Senate Bill No. 127 be indefinitely postponed, which motion failed of adoption.

Upon motion of Senator Nichols, Section 1 was adopted.

Upon motion of Senator Nichols, Senate Bill No. 127 was advanced to engrossment and third reading.

Senators Paul, Bushyhead, Ritzhaupt and Waldrep asked to be recorded "present," which was the order.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 127 was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Nance, the previous question was ordered.

### THIRD READING

SENATE BILL NO. 127 was read for the third time at length.

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

<b>AYE:</b>				
Broadbudds,	Commons,	Johnston,	Stewart,	
Carlile,	Fischl,	Jones,	Whitaker,	
Carmack,	George,	Nichols,	Wright.	
Chamberlin,	Hill,	Rorschach,	Total, 15.	
<b>NAY:</b>				
Albright,	Fidler,	King,	Ray,	Thomas,
Briggs,	Garvin,	Lowrance,	Rinehart,	Timmons,
Bushyhead,	Howesley,	Nance,	Pitzhaupt,	Wilbanks,
Curnutt,	Hutchinson,	Paul,	Sowards,	Willis.
Duffy,	Ivester,	Pugh,	Spencer,	Total, 24.
<b>EXCUSED:</b>				
Burns,	Logan,	Taylor.	Total, 3.	
<b>NOT VOTING:</b>				
MacDonald,	Waldrep.	Total, 2.		

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 Curnutt moved that the vote be reconsidered by which Senate Bill No. 127 failed of passage.

Senator Pugh moved to table the Curnutt motion.

Senator Whitaker raised a point of order against the Curnutt motion, citing Rule 10.

The President Pro Tempore overruled the point of order and placed before the Senate the Curnutt motion.

The vote occurring on the Curnutt motion, it was declared failed of adoption.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted:

Mr. President: We, your Committee on Insurance to whom was referred Senate Bill No. 76 by Wilbanks, Garvin and Paul, entitled:

An Act fixing certain penal liabilities which shall be invoked against insurance companies, bonding and surety companies, and all other burial benefit or sick benefit associations or corporations, and providing when such damages may be assessed against such persons or corporations in addition to such liability as may be found to exist against them on certificates or policies issued by them; to repeal any and all statutory law in conflict with 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.

PAUL, Chairman.

Senator Paul moved the adoption of the adverse Committee Report.

Senator Wilbanks, as a substitute, moved that, notwithstanding the adverse committee report, Senate Bill No. 76 be ordered printed and placed upon the Calendar, which motion failed of adoption.

The vote occurring on the Paul motion, it was declared adopted.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 14 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 14 and ordered it transmitted to the Honorable House for consideration.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.



THIRTY-SECOND LEGISLATIVE DAY

WEDNESDAY, FEBRUARY 20, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President Pro Tempore.

The President presiding.

Upon roll call, the following members were present:

PRESENT:

Albright,	Fidler,	Johnston,	Ray,	Waldrep,
Briggs,	Fischl,	Jones,	Rinehart,	Whitaker,
Broaddus,	Garvin,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Chamberlin,	Hill,	Nance,	Sowards,	Wright.
Commons,	Howsley,	Nichols,	Stewart,	
Curnutt,	Hutchinson,	Paul,	Thomas,	
Duffy,	Ivester,	Pugh,	Timmons,	Total, 37.

EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

ABSENT:

MacDonald. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

FIRST READING

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

SENATE BILL NO. 194—By HILL—An Act amending Sections 5280, 5281 and 5282, Oklahoma Statutes, 1931, relating to the care of tubercular patients in State Tubercular Sanitoriums and in the counties of the State, and to the expenditure of the "Tuberculosis and Public Health Fund," and declaring an emergency.

SENATE BILL NO. 195—By JONES—A Bill to be entitled an Act making appropriation to pay the City of Stillwater for water and electricity used by the Oklahoma A. & M. College, and declaring an emergency.

SENATE BILL NO. 196—By LOGAN (by request)—An Act providing for Workmen's Compensation for accidental injuries incurred in certain employments; establishing procedure; fixing schedules, penalties, etc.; establishing a State Industrial Commission of five members; providing for appeals; amending, repealing or re-enacting certain Sections of Chapter 72, O. S. 1931, as amended by Chapter 29 S. L. 1933; repealing all laws or parts of laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 197—By NICHOLS—An Act authorizing H. A. Sarber and Esther Sarber, his wife, to institute and prosecute an action against the State of Oklahoma, for the use and benefit of the said H. A. Sarber and Esther Sarber, his wife, for alleged damages sustained by them, and each of them by reason of an automobile collision occurring on the 2nd day of August, 1933, between a Ford coupe in which they were riding and which was owned by the said H. A. Sarber, and a Chevrolet truck owned by the State Highway Department and at the time driven by one W. S. Clark, employee of said State Highway Department, and declaring an emergency.

SENATE BILL NO. 198—By BRIGGS and IVESTER—An Act making the State of Oklahoma, through the State Department of Highways and all funds under control of the State Highway Commission, liable for loss and damages sustained through wrongful and negligent acts of the Highway Commission, its agents, servants or employees engaged in the construction, maintenance and repairs of highways, providing for actions thereon when authorized by joint resolution of the Legislature prescribing procedure, repealing all laws in conflict herewith, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 189—By BROADDUS—Referred to Committee on State and County Affairs.

SENATE BILL NO. 190—By WRIGHT—Referred to Committee on Appropriations.

SENATE BILL NO. 191—By CHAMBERLIN of the Senate, and COOK of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 192—By GEORGE and PAUL—Referred to Committee on Appropriations.

SENATE BILL NO. 193—By STEWART and NANCE—Senator Stewart asked unanimous consent, which was granted, to place Senate Bill No. 193 upon the calendar, without reference to a committee.

By unanimous consent, Senators Nichols, Briggs and Ivester were added as joint authors of Senate Bill No. 193.

Senator Timmons asked unanimous consent, which was granted,

to have SENATE BILL NO. 104, by Timmons and Logan, of the Senate, and Chambers of the House, ordered withdrawn from the Legal Advisory Committee and placed upon the calendar.

Senator Nance moved that when the Senate adjourns on tomorrow, it adjourn to meet under the rules on Monday, February 25, 1935, which motion prevailed.

#### GENERAL ORDER

Senator Nichols asked unanimous consent, which was granted, to have SENATE JOINT RESOLUTION NO. 12, by Nichols, withdrawn from the calendar and rereferred to Legal Advisory Committee.

SENATE BILL NO. 154, by Briggs, was considered.

Section 1 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 154, line 3, page 1, by inserting after the figures, "1931," and before the word, "be," the following: "and Chapter 264, Session Laws of 1917, being Sections 12,363, 12,364, 12,365, 12,366, 12,367 and 12,368, Oklahoma Statutes, 1931," and by striking the word, "is," and inserting the word, "are."

BRIGGS.

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

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 154, by inserting after the figures, "1931," line 4, the following: "and Chapter 264, Session Laws, 1917, being Sections 12,363, 12,364, 12,365, 12,366, 12,367 and 12,368, Oklahoma Statutes, 1931."

BRIGGS.

Upon motion of Senator Briggs, Senate Bill No. 154 was advanced to engrossment and third reading.

SENATE BILL NO. 136, by Timmons, et al, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Timmons.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Bill No. 136 was advanced to engrossment and third reading.



## THIRD READING

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:

## AYE:

Albright,	Garvin,	Jones,	Ritzhaupt,	Willis,
Briggs,	George,	King,	Rorschach,	Wright.
Broaddus,	Hill,	Lowrance,	Stewart,	
Chamberlin,	Howsley,	Nance,	Timmons,	
Commons,	Hutchinson,	Paul,	Walddrep,	
Curnutt,	Ivester,	Ray,	Whitaker,	
Duffy,	Johnston,	Rinehart,	Wilbanks,	Total, 30.

## EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Bushyhead,	Fischl,	Pugh,	Thomas.
Fidler,	Nichols,	Sowards,	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:

## AYE:

Albright,	Garvin,	Jones,	Ritzhaupt,	Willis,
Briggs,	George,	King,	Rorschach,	Wright.
Broaddus,	Hill,	Lowrance,	Stewart,	
Chamberlin,	Howsley,	Nance,	Timmons,	
Commons,	Hutchinson,	Paul,	Walddrep,	
Curnutt,	Ivester,	Ray,	Whitaker,	
Duffy,	Johnston,	Rinehart,	Wilbanks,	Total, 30.

## EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Bushyhead,	Fischl,	Pugh,	Thomas.
Fidler,	Nichols,	Sowards,	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.

Senate Bill No. 136 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 84 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 84, as amended, and ordered the bill returned to the Honorable House.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 33—By HUEY, MORSE, MARTIN and MUNSON,

An Act amending Section 2250, Oklahoma Statutes, 1931, relating to kidnaping for reward, providing punishment by death; making it a felony to participate, receive or possess ransom moneys or value received from kidnaping, providing severing clause, repealing all laws in conflict, and declaring an emergency,

and that the same has been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 87—By COMMITTEE ON REVENUE AND TAXATION,

An Act amending Section 5, Chapter 103, Session Laws of 1933, and Section 12445, Oklahoma Statutes, 1931, relating to the payment of gross production tax on asphalt, ores bearing lead, zinc, jack, gold, silver, copper, petroleum crude oil, other mineral oil, natural gas and/or casinghead gas; providing for apportionment of taxes and penalties; providing for the enforcement of said Act; making an apportionment for the collection thereof; repealing conflicting laws.

ENGROSSED HOUSE BILL NO. 165—By MONTGOMERY, CAREY and MARTIN,

An Act amending Section 2724, Oklahoma Statutes, 1931, relating to limitation of time in the prosecution of crimes, providing no limitation in certain crimes of embezzlement of public moneys, and falsifications of public records, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 38—By COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA, JONES and BECK of the House, and CHAMBERLIN, HOWSLEY and NICHOLS of the Senate,

An Act amending Section 12527, Oklahoma Statutes, 1931, and Sections 12576 and 12577, Oklahoma Statutes, 1931; relating to motor fuel or gasoline excise tax, agricultural exemptions and refunds; providing the time of refund and providing a penalty for violation of this Act, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 38, 87 and 165.

Prior to the transmission to the Honorable House of ENGROSSED HOUSE BILL NO. 84, the presiding officer ordered the bill referred to the Committee on Engrossed and Enrolled Bills for correction.

#### GENERAL ORDER

SENATE BILL NO. 144, by Chamberlin, Commons and Garvin, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Chamberlin.



Upon motion of Senator Chamberlin, Senate Bill No. 144 was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 144 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 144 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Johnston,	Pugh,	Whitaker,
Briggs,	Fischl,	Jones,	Ray,	Wilbanks,
Broadus,	Garvin,	King,	Ritzhaupt,	Willis,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Timmons,	
Curnutt,	Ivester,	Paul,	Waldrep,	Total, 32.

#### EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

#### ABSENT:

MacDonald. Total, 1.

#### NOT VOTING:

Fidler,	Rinehart,	Thomas,
Hutchinson,	Sowards,	Total, 5.

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:

#### AYE:

Albright,	Duffy,	Johnston,	Pugh,	Whitaker,
Briggs,	Fischl,	Jones,	Ray,	Wilbanks,
Broadus,	Garvin,	King,	Ritzhaupt,	Willis,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Timmons,	
Curnutt,	Ivester,	Paul,	Waldrep,	Total, 32.

#### EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Fidler,	Rinehart,	Thomas.
Hutchinson,	Sowards,	Total, 5.

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. 144 was ordered referred for engrossment.

## COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 39 by Broaddus, King, Chamberlin, Paul, Whitaker, Rorschach, Bushyhead and Briggs, entitled:

An Act relating to the Oklahoma Historical Society, its powers, duties, its board of directors, officers, and employees, and their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and records in its custody, charges 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.

RAY, Chairman.

## GENERAL ORDER

SENATE BILL NO. 168, by Broaddus, was considered.

Section 1 was read and adopted, upon motion of Senator Broaddus.

Upon motion of Senator Broaddus, the title of Senate Bill No. 168 was ordered amended to conform with the bill.

Upon motion of Senator Broaddus, Senate Bill No. 168 was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, the rules of the Senate were suspended and Senate Bill No. 168 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 168 was read for the third time at length.

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

AYE:

Albright,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Briggs,	Garvin,	Lowrance,	Rorschach,	Willis,
Broadus,	George,	Nance,	Stewart,	Wright.
Chamberlin,	Hill,	Nichols,	Thomas,	
Commons,	Howsley,	Paul,	Timmons,	
Curnutt,	Johnston,	Pugh,	Waldrep,	
Duffy,	Jones,	Ray,	Whitaker,	Total, 31.

EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Bushyhead,	Hutchinson,	Rinehart,	
Fidler,	Ivester,	Sowards.	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:

AYE:

Albright,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Briggs,	Garvin,	Lowrance,	Rorschach,	Willis,
Broadus,	George,	Nance,	Stewart,	Wright.
Chamberlin,	Hill,	Nichols,	Thomas,	
Commons,	Howsley,	Paul,	Timmons,	
Curnutt,	Johnston,	Pugh,	Waldrep,	
Duffy,	Jones,	Ray,	Whitaker,	Total, 31.

EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Bushyhead,	Hutchinson,	Rinehart,	
Fidler,	Ivester,	Sowards.	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. 168 was ordered referred for engrossment.

President Pro Tempore Briggs presiding.

#### GENERAL ORDER

SENATE BILL NO. 19, by Pugh, was considered.

Section 1 was read.

Upon motion of Senator Thomas, further consideration of Senate Bill No. 19 was indefinitely postponed.

SENATE BILL NO. 51, by Commons, was considered.

Section 1 was read.

Senator Jones submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 51, line 15, page 2, by adding after the word, "service," and before the period, the following: "Provided, however, that municipalities having their own laboratories and testing apparatus, approved by the State Board of Health, and making regular periodical tests of their water shall not be required to have such water tested by the State Board of Health."

JONES.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 51, line 15, page 2, by adding after the word, "service," the following: "Provided nothing in this Act shall prohibit any county health officer from ordering or having water examined and/or analyzed by the State Board of Health laboratories free of charge."

RITZHAUPT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 51, line 7, page 1, by inserting after the word, "public," and before the word, "within," the words, "for public consumption".

CURNUTT.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 51, line 18, page 2, by adding after the word, "Oklahoma," the following: "or any other laboratory approved by the State Commissioner of Health."

RITZHAUPT.

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

Section 2 was read.

Senator Paul presiding.

Upon motion of Senator Commons, Section 2 was adopted.

By unanimous consent, the title of Senate Bill No. 51 was ordered amended by striking the words, "AND DECLARING AN EMERGENCY."

Upon motion of Senator Commons, Senate Bill No. 51 was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and Senate Bill No. 51 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 51 was read for the third time at length.

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

#### AYE:

Albright,	Fischl,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Garvin,	Lowrance,	Rorschach,	Willis,
Chamberlin,	George,	Nance,	Stewart,	Wright.
Commons,	Hill,	Nichols,	Thomas,	
Curnutt,	Howsley,	Paul,	Timmons,	
Duffy,	Ivester,	Ray,	Waldrep,	
Fidler,	Johnston,	Rinehart,	Whitaker,	Total, 31.

#### EXCUSED:

Burns,	Carmack,	Spencer,	
Carlile,	Logan,	Taylor.	Total, 6.

#### ABSENT:

MacDonald.	Total, 1.
------------	-----------

#### NOT VOTING:

Briggs,	Hutchinson,	Pugh,	
Bushyhead,	King,	Sowards.	Total, 6.

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. 51 was ordered referred for engrossment.

Senator Duffy moved that SENATE BILL NO. 193, by Stewart and Nance, be ordered withdrawn from the Calendar and referred to the Committee on Appropriations, after which the bill should go to an appropriate Judiciary Committee or Legal Advisory.

Senator Nance, as a substitute, moved that Senate Bill No. 193 be referred to Judiciary Committee No. 2, with instructions to amend the bill to provide that the State shall defray the cost of jury terms of district court and to pay all the cost of criminal actions.

Senator Curnutt moved to amend the Nance motion, by adding, "and that the criminal term of court be limited to those counties which do not have sufficient funds to conduct their own criminal court."

Senator Commons, in lieu of all pending motions, moved that Senate Bill No. 193 be ordered withdrawn from the Calendar and referred to a Special Committee, composed of Senators Stewart, Nichols, Duffy, Rinehart and Spencer, for consideration, which motion prevailed.

Senator Stewart asked unanimous consent, which was granted, to add Senators Commons and Briggs, as members of the Special Committee, appointed under the Commons motion.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 176 by Rinehart and Fischl, entitled:

An Act relating to and defining what constitutes doing business or having done business within the State of Oklahoma by a foreign corporation within the contemplation and for purposes set out in Section 126, Oklahoma Statutes 1931, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 180 by Chamberlin and Curnutt of the Senate, and Gibbons of the House, entitled:

An Act amending Chapter 11, Section 1, Session Laws 1915, C. O. S. 1921, Section 1260, O. S. 1931, Section 1267, relating to procedure in renewing or extending real estate mortgages by administrators, executors and guardians in certain cases, etc.,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 191 by Chamberlin of the Senate, and Cook of the House, entitled:

An Act relating to Chattel Mortgages, amending Sections 11277, 11278, 11281, 11283, 11285, 11286 and 11288 of the Oklahoma Statutes, 1931, providing for the discharge of the indebtedness securing by chattel mortgages by payment to the mortgagee, 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.

CURNUTT, Chairman.

#### GENERAL ORDER

Senator Briggs asked that consideration be given HOUSE CONCURRENT RESOLUTION NO. 9, by Jones, which was the order, the resolution being read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 9—By JONES.

A CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO AMEND THE BANKHEAD COTTON CONTROL ACT TO EXEMPT THE FIRST THREE (3) BALES OF COTTON RAISED BY ANY COTTON GROWER FROM THE OPERATION OF SAID LAW.

WHEREAS, the Bankhead Cotton Control Act, in its present form, operates as a severe restriction upon the income of the small farmer and grower of cotton and especially on tenant farmers of Oklahoma and of the United States, and

WHEREAS, the people of Oklahoma believe that the purpose of said Act is to restrict the growing of cotton in large quantities on individual farms.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the Congress of the United States is hereby memorialized by the people of the State of Oklahoma, through their Representatives in the Legislature, to amend the Bankhead Cotton Control Act to exempt from the law the first three (3) bales of cotton raised by any cotton grower of the United States, whose major crop is cotton and whose major income is from cotton.

BE IT FURTHER RESOLVED:

That copies of this resolution be mailed to the Clerk of the House of Representatives and the Senate of the United States Congress and to each member of the Oklahoma delegation in Congress.

By unanimous consent, the following were added as joint authors of House Concurrent Resolution No. 9: Senators Wilbanks, Rinehart, Johnston, Briggs, Ray, Fischl, Paul, Garvin, George, Waldrep and Chamberlin.

Upon motion of Senator Briggs, House Concurrent Resolution No. 9, as amended, was adopted, and ordered referred for engrossment.

Upon motion of Senator Hill, the Senate adjourned, to meet under the rules.

THIRTY-THIRD LEGISLATIVE DAY

THURSDAY, FEBRUARY 21, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	Johnston,	Ray,	Waldrep,
Briggs,	Fidler,	Jones,	Rinehart,	Whitaker,
Broadbudd,	Fischl,	King,	Ritzhaupt,	Wilbanks.
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Thomas,	
Curnutt,	Ivester,	Pugh,	Timmons,	Total, 37.

EXCUSED:

Burns,	Garvin,	MacDonald,	Taylor,
Carmack,	Logan,	Spencer,	Total, 7.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith for your signature:

ENROLLED HOUSE BILL NO. 33—By HUEY, MORSE, MARTIN and MUNSON,

An Act amending Section 2250, Oklahoma Statutes, 1931, relating to kidnaping for reward, providing punishment by death; making it a felony to participate, receive or possess ransom moneys or value received from kidnaping, providing severing clause, repealing all laws in conflict, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 33 was read at length 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,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 149—By NICHOLS,

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 149 was ordered referred for enrollment.

#### COMMITTEE REPORT

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Concurrent Resolution No. 9, Senate Bills Nos. 136, 144 and 168, each, correctly engrossed, and Senate Bill No. 149 correctly enrolled.

WILLIS, CHAIRMAN.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Concurrent Resolution No. 9, as amended, and ordered the resolution returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 136, 144 and 168 and ordered each transmitted to the Honorable House for consideration.

Senate Bill No. 149 was read at length 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.

#### FIRST READING

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

SENATE BILL NO. 199—By CHAMBERLIN, FISCHL, GARVIN, NANCE, STEWART, COMMONS and IVESTER of the Senate and HOLLIMAN, SINGLETON and WHITAKER of the House—An Act amending Section 2 of Article 12 of the Constitution of the State of Oklahoma, relating to homesteads and exemptions; amending the same so as to provide that the homestead of a family shall not be mortgaged except for the purchase money thereof, or improvements made thereon under certain conditions; providing that all pretended sales of the homestead involving any condition of defeasance shall be void, and declaring an emergency.

SENATE BILL NO. 200—By FISCHL—An Act relating to the giving of proof of financial responsibility by owners and operators of motor vehicles and to make uniform the law with reference thereto.

SENATE JOINT RESOLUTION NO. 17—By STEWART—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of Oklahoma repealing Section 9 of Article 5, Section 9A of Article 5, Section 11 of Article 5, Sections 12, 13, 14, 15, 16, and 21 of Article 5, and amending Sections 3 and 4 of Article 8, of the Constitution of Oklahoma, and inserting in lieu thereof an amendment to the Constitution of Oklahoma; providing for a One-House Legislature of fifty members, beginning the first Tuesday in January, 1939, providing that the Legislature, as now constituted, shall divide the State into fifty districts at the regular Session in 1937; that the salary of the members of the proposed One-House Legislature shall be fixed by Law, not to exceed the sum of One Thousand Dollars (\$1,000.00) per annum per member, but their term shall be for a period of two years; providing that the Lieutenant Governor shall be Presiding Officer, to be known as the President of the Legislature and for other purposes.

#### SECOND READING

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

SENATE BILL NO. 194—By HILL—Referred to Committee on Public Health.

SENATE BILL NO. 195—By JONES—Senator Jones asked unanimous consent, which was granted, to have Senate Bill No. 195 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 196—By LOGAN (by request)—Referred to Committee on Insurance, then to Committee on Commerce and Labor.

SENATE BILL NO. 197—By NICHOLS—Senator Nichols asked unanimous consent, which was granted, to have Senate Bill No. 197 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 198—By BRIGGS and IVESTER—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 87—By COMMITTEE ON REVENUE AND TAXATION—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 165—By MONTGOMERY, CAREY and MARTIN—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 38—By COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA, JONES and BECK of the House, and CHAMBERLIN, HOWSLEY and NICHOLS of the Senate—Senator Nance asked unanimous consent, which was granted, to have Engrossed House Bill No. 38 placed upon the Calendar, without reference to a Committee.

Senator Briggs asked unanimous consent, which was granted, to withdraw SENATE BILL NO. 198, by Briggs and Ivester, from Judiciary Committee No. 1, and place it upon the Calendar.

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

\* \* \* \*

The Senate reassembled, in open session, with Senator Hill presiding.

#### MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

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

ENROLLED SENATE BILL NO. 149—By NICHOLS.

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth 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 read for the fourth time and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 149 was ordered referred to the Governor, for consideration.

Upon motion of Senator Nance, the Senate adjourned to meet at 1:30 p. m., Monday, February 25, 1935.

## THIRTY-FOURTH LEGISLATIVE DAY

MONDAY, FEBRUARY 25, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Fidler,	King,	Rinehart,	Waldrep,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	
Duffy,	Jones,	Ray,	Timmons,	Total, 41.

## EXCUSED:

Broadbuss. Total, 1.

## ABSENT:

Carlile, Hutchinson, Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Nance asked unanimous consent, which was granted, to withdraw HOUSE BILL NO. 76, by Shoemaker, from the Committee on State and County Affairs and place the bill upon the Calendar.

## COMMITTEE REPORT

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 84, and Senate Bill No. 51, each, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 84, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bill No. 51 and ordered the bill transmitted to the Honorable House, for consideration.

The following Committee Reports were submitted, 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. 15 by Ritzhaupt, Fischl, Carmack, Waldrep, Wright, MacDonald, Taylor, Timmons, Ivester, Spencer, Rinehart, et al., entitled:

An Act amending Sections 1748 to 1755, inclusive, Oklahoma Statutes 1931, providing for medical and surgical treatment and hospital and convalescent care for children who are afflicted with any malady or deformity which can probably be remedied, 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.

JONES, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 190 by Wright, entitled:

A Bill entitled An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Orphans' Home for white children at Helena, 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.

NICHOLS, Chairman.

#### FIRST READING

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

SENATE BILL NO. 201—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act making supplemental appropriation for the State Board of Public Affairs for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

SENATE BILL NO. 202—By RITZHAUPT, WHITAKER, TIMMONS, MacDONALD, HILL, FIDLER, WALDREP and HUTCHINSON of the Senate, and ALLEN, COE, MUNGER and HUEY of the House—An Act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes and other insignia of beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to



prohibit the wearing, exhibition, display, or use of the same, by any person not entitled to wear, exhibit, display, or use the same and fixing a penalty for the violation of this Act.

SENATE BILL NO. 203—By RITZHAUPT, NICHOLS, WILLIS, BROADDUS, FISCHL and DUFFY—An Act providing for the payment by the State of the tuition and fees and transportation of certain persons in connection with such persons pursuing certain courses of study at educational institutions outside of the State, prescribing the conditions therefor, authorizing and directing the State Board of Education of Oklahoma to administer the provisions of this Act, making appropriation therefor, and declaring an emergency.

SENATE BILL NO. 204—By COMMONS—An Act amending Section 210 Oklahoma Statutes, 1931, relating to demurrers.

SENATE BILL NO. 205—By COMMONS—An Act relating to the removal from office of any Sheriff, who, knowingly permits slot machines to operate, requiring the Attorney General to institute proceedings and conduct same, and declaring an emergency.

SENATE BILL NO. 206—By COMMONS—An Act amending Section 12677 Oklahoma Statutes, 1931, relating to Excise Boards, their meetings, powers and duties.

#### SECOND READING

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

SENATE BILL NO. 199—By CHAMBERLIN, FISCHL, GARVIN, NANCE, STEWART, COMMONS and IVESTER of the Senate, and HOLLIMAN, SINGLETON and WHITAKER of the House—Referred to Committee on Constitution and Constitutional Amendments.

SENATE BILL NO. 200—By FISCHL—Referred to Committee on Judiciary No. 2.

SENATE JOINT RESOLUTION NO. 17—By STEWART—Referred to Committee on Constitution and Constitutional Amendments.

#### GENERAL ORDER

Senator Chamberlin asked unanimous consent, which was granted, to strike HOUSE BILL NO. 38, by Cox, et al, of the House, and Chamberlin, Howsley and Nichols of the Senate, from the Calendar and refer it to a Special Committee of six, for consideration.

The Chamberlin motion prevailed and the President appointed, as the Special Committee thereunder, Senators Chamberlin, Howsley, Nichols, Ray, Ritzhaupt and Wright.

Senator Nance presiding.

Senator Paul moved that the Chairman of the Enrolling and Engrossing Department be given exclusive jurisdiction over that department, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 102—By GREGORY,

An Act amending Section 9732, Oklahoma Statutes, 1931, providing that amended charters of corporations shall be signed by the Secretary of State, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 113—By CARLETON, COE, SCHWOERKE, KEYES and GIBBONS,

An Act creating and relating to Municipal Courts in cities having a population of more than 175,000 inhabitants; defining the jurisdiction thereof; providing the powers and jurisdiction of said Court in relation to juvenile delinquent cases; providing a code of procedure therefor; providing for the appointment of the officers thereof, prescribing their powers and duties; providing for the disposition of fines, penalties and forfeitures; prescribing procedure for appeals from said Court; providing for the empaneling and for the compensation of jurors in said Court; providing for the issuance monthly of a bulletin showing the style, disposition, etc., of each case filed in said Court; providing that the unconstitutionality of any portion of this Act shall not affect the remainder thereof; repealing all Acts in conflict, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 102 and 113.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 33—By HUEY, MORSE, MARTIN and MUNSON,

An Act amending Section 2250, Oklahoma Statutes, 1931, relating to kidnaping for reward, providing punishment by death; making it a felony to participate, receive or possess ransom moneys or value received from kidnaping, providing severing clause,

together with Engrossed House Bill No. 33 and Engrossed Senate Amendments to Engrossed House Bill No. 33 for the purpose of allowing your Honorable Body to correct the date of passage of the Engrossed Senate Amendments.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House was ordered granted and Enrolled House Bill No. 33, together with Engrossed copy of said Bill, was ordered referred to the Committee on Engrossed and Enrolled Bills for proper correction, as to date of passage.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 57—By LOWRANCE and FISCHL, of the Senate, and SADLER, of the House,

An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931, the same being an Act relating to the leasing of lakes, ponds, and streams by cities, towns and villages in the State of Oklahoma, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you and through you, the Honorable Senate that the House has adopted the Conference Committee Report and the bill has been passed by the House, AS AMENDED by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 57, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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



ENGROSSED SENATE BILL NO. 115—By FISCHL of the Senate, and REED of the House.

An Act appropriating Twenty-five Thousand Dollars out of the General Revenue Funds of the State of Oklahoma for the use of the State Game and Fish Department, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 115 was ordered referred for enrollment.

Upon motion of Senator Commons, 500 copies were ordered printed of HOUSE BILL NO. 87, by Abernethy of Harmon, of the House, and Logan, of the Senate.

#### GENERAL ORDER

Senator Timmons moved that SENATE BILL NO. 104, by Timmons and Logan, of the Senate, and Chambers of the House, be called up for consideration, which motion prevailed.

Senator Paul moved that SENATE BILL NO. 92, by Stewart, be withdrawn from the Committee on Appropriations.

Senator Chamberlin, as a substitute, moved that Senate Bill No. 92 be ordered withdrawn from the Committee on Appropriations and referred to a Special Committee of 3, with instructions to redraft the bill and make report thereon on the next legislative day, which motion prevailed, the Presiding Officer appointing as such Special Committee, Senators Paul, Commons and Chamberlin.

Referring further to SENATE BILL NO. 104:

Section 1 was read.

Senator Ritzhaupt moved that Senate Bill No. 104 be recommitted to the Committee on Education.

Senator Timmons, as a substitute, moved that Section 1 be adopted, which motion failed of adoption.

Senator Paul presiding.

The vote occurring on the Ritzhaupt motion, it was declared adopted.

SENATE BILL NO. 180, by Chamberlin and Curnutt, of the Senate, and Gibbons, of the House, was considered.

Senator Nance presiding.

Section 1 was read and adopted, upon motion of Senator Chamberlin.

Upon motion of Senator Chamberlin, Senate Bill No. 180 was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 180 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 180 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Johnston,	Ray,	Timmons,
Briggs,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Bushyhead,	Fischl,	King,	Rorschach,	Willis,
Carmack,	George,	Nance,	Sowards,	Wright.
Chamberlin,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	Total, 32.

#### EXCUSED:

Broadbuss. Total, 1.

#### ABSENT:

Carlile, Hutchinson. Total, 2.

#### NOT VOTING:

Burns,	Logan,	MacDonald,	Thomas,	Wilbanks.
Garvin,	Lowrance,	Rinehart,	Waldrep,	Total, 9.

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:

#### AYE:

Albright,	Duffy,	Johnston,	Ray,	Timmons,
Briggs,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Bushyhead,	Fischl,	King,	Rorschach,	Willis,
Carmack,	George,	Nance,	Sowards,	Wright.
Chamberlin,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	Total, 32.

EXCUSED:

Broadbuss. Total, 1.

ABSENT:

Carlile, Hutchinson. Total, 2.

NOT VOTING:

Burns,	Logan,	MacDonald,	Thomas,	Wilbanks.
Garvin,	Lowrance,	Rinehart,	Waldrep,	Total, 9.

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. 180 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 176, by Rinehart and Fischl, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Fischl.

Upon motion of Senator Fischl, Senate Bill No. 176 was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended and Senate Bill No. 176 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE 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:

AYE:

Albright,	Garvin,	King,	Ritzhaupt,	Wilbanks,
Carmack,	George,	Lowrance,	Rorschach,	Willis,
Chamberlin,	Hill,	Nance,	Sowards,	Wright.
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	
Fidler,	Johnston,	Ray,	Thomas,	
Fischl,	Jones,	Rinehart,	Whitaker,	Total, 31.

EXCUSED:

Broadbuss, Total, 1.

ABSENT:

Carlile, Hutchinson. Total, 2.



## NOT VOTING:

Briggs,	Duffy,	Nichols,	Waldrep.
Burns,	Logan,	Spencer,	
Bushyhead,	MacDonald,	Timmons,	Total, 10.

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:

## AYE:

Albright,	Garvin,	King,	Ritzhaupt,	Wilbanks,
Carmack,	George,	Lowrance,	Rorschach,	Willis,
Chamberlin,	Hill,	Nance,	Sowards,	Wright.
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	
Fidler,	Johnston,	Ray,	Thomas,	
Fischl,	Jones,	Rinehart,	Whitaker,	Total, 31.

## EXCUSED:

Broaddus.	Total, 1.
-----------	-----------

## ABSENT:

Carlile,	Hutchinson.	Total, 2.
----------	-------------	-----------

## NOT VOTING:

Briggs,	Duffy,	Nichols,	Waldrep.
Burns,	Logan,	Spencer,	
Bushyhead,	MacDonald,	Timmons,	Total, 10.

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. 176 was ordered referred for engrossment.

## GENERAL ORDER

Senator Wilbanks asked unanimous consent, which was granted, to withdraw HOUSE BILL NO. 4, by Bailey et al, from the Calendar and re-refer the bill to the Committee on Privileges and Elections.

SENATE BILL NO. 97, by Duffy, of the Senate, and others of the House, was considered.

Senator Duffy asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 97, by substituting therefor the following:

SENATE BILL NO. 97—By DUFFY.

AN ACT AMENDING SECTIONS 1, 2 AND 3, CHAPTER 137, OKLAHOMA SESSION LAWS 1933, RELATING TO THE COUNTY EMERGENCY INVESTMENT FUND TO PROVIDE THAT THE EXCISE BOARD OF ANY COUNTY MAY, BY ORDER, CAUSE ONE-HALF OF ALL MONEYS APPORTIONED TO SUCH COUNTY FROM CERTAIN SOURCES TO BE PLACED IN SAID FUND; PROVIDING FOR THE DISPOSITION OF ANY FUNDS ON HAND IN ANY COUNTY WHOSE EXCISE BOARD DOES NOT EXECUTE SUCH ORDER; PROVIDING FOR THE DISPOSITION OF ALL MONEYS RECEIVED BY VIRTUE OF THE LIQUIDATION OF INVESTMENTS ALREADY MADE FROM SAID FUND IN SUCH COUNTIES, AND DECLARING AN EMERGENCY.

Be it Enacted by the People of the State of Oklahoma:

Section 1. Section 1, Chapter 137, Oklahoma Session Laws, 1933, is hereby amended to read as follows:

"Section 1. *Upon order executed by the Excise Board of any county*, all moneys apportioned to *such* county of the State on and after the first day of July, 1933, from motor vehicle license fees and the excise tax on gasoline, under existing laws, which has heretofore been apportioned to the several counties for the construction, maintenance and repair of county roads and highways shall be placed to the credit of a fund to be known and designated as the 'County Emergency Investment Fund,' and shall be invested under the direction of the County Treasurer as hereinafter provided."

Section 2. Section 2, Chapter 137, Oklahoma Session Laws 1933, is hereby amended to read as follows:

"Section 2. The County Treasurer of each of the counties whose Excise Board has executed the order referred to in Section 1 hereof, in order that the required governmental functions may be carried on, is hereby authorized, empowered and directed to use all moneys collected and deposited in the said 'County Emergency Investment Fund,' in the order hereinafter designated, or in the order that may be prescribed by the County Excise Board as hereinafter provided, and no part of the fund shall be used for the second or any succeeding designated purposes until the next preceding requirement shall have been satisfied, as follows:

"First: For investment in outstanding legally issued non-payable county warrants, at not to exceed par, and accrued interest, if any, which have theretofore been issued against appropriations for the current fiscal year, and that the same shall be deemed to be satisfied at the end of each month upon purchase of all such warrants as are presented for investment.

"Second: For investment in outstanding legally issued non-payable county warrants, at not to exceed par and accrued interest, which have theretofore been issued against appropriations for any previous fiscal year, whether or not such warrants have been reduced to a judgment against the county; provided, that when any moneys in said fund have been used, to pay judgments rendered against any

county on account of unpaid warrants, as herein provided, it shall be the duty of the proper officers of any such county to make the levies necessary to pay such judgments the same as if they had not been paid out of such fund; and when so levied and collected such moneys shall be used to reimburse the said fund as provided in Section 3 of this Act. Provided that warrants issued after March 1, 1933, shall be given priority under this sub-section. As to all other unpaid and outstanding warrants, they shall be taken up by investment, as herein provided, in the order of their registration as provided in Section 5951, Oklahoma Statutes, 1931, upon notice by the Treasurer of ten (10) days, in the manner provided by said Section; and, if the holder of any warrant, or warrants, fails to present the same within the time specified, the available funds shall be used for investments in other outstanding warrants in the next order of their registration as provided in said Section. And provided further, after the investment in warrants as above provided, additional funds may be invested in judgments based upon warrants as provided in this Act.

"Third: For payment, into the sinking fund, so far as necessary, for the purpose of paying the accrued and accruing interest and principal of outstanding bonds issued for the construction of roads and highways; and any amount so used shall reduce, by a corresponding amount, the annual ad valorem levy made for the purpose of retiring such county highway bond indebtedness and interest thereon.

"Fourth: For payment, monthly, into the County Highway Construction and Maintenance Fund, to be expended therefrom as provided by law, in all cases where all such outstanding warrant, judgment or bond indebtedness has been paid, or where there is no such outstanding indebtedness, in which event, the provisions of this Act shall not apply.

"Provided further that the County Excise Board may, by proper order, direct the County Treasurer to change the order of the three (3) first purposes above designated.

"No part of said fund shall be invested in the warrants of any other county than the county to which the moneys were first apportioned."

Section 3. Section 3, Chapter 137, Oklahoma Session Laws 1933, is hereby amended to read as follows:

"Section 3. *The Treasurer of each of the counties whose Excise Board has executed the order referred to in Section 1 hereof, shall as collections are made of ad valorem taxes levied for current expense, or to satisfy judgments rendered on account of warrants issued for previous fiscal years, take up such county warrants or judgments so held for investment in the said 'County Emergency Investment Fund,' and shall reimburse, from such ad valorem taxes, the said fund so invested in all respects and in the same manner as now provided by law.*"

Section 4. Any moneys on hand in the County Emergency In-



vestment Fund created under the authority of Chapter 137, Oklahoma Session Laws 1933, of any county whose Excise Board does not execute the order referred to in Section 1 hereof, shall be transferred to and become a part of the County Highway Construction and Maintenance Fund for expenditure as provided by law. Provided, that in all counties having a population of not less than 185,000, said Emergency Investment Fund shall not be reduced by transfers below the income thereof for the preceding fiscal year, if such income has not exceeded \$150,000.00, it being the intention of this proviso to create a permanent fund not exceeding the amount stated in all such counties to carry out the provisions of Section 2 hereof.

Section 5. Any moneys received by the County Treasurer of any county whose Excise Board has not executed the order referred to in Section 1 hereof, in the liquidation of any investments made by him from moneys in the County Emergency Investment Fund under the authority of said Chapter 137, Oklahoma Session Laws, 1933, shall, upon receipt by him, be immediately transferred to and become a part of the County Highway Construction and Maintenance Fund for expenditure as provided by law, subject to the proviso of Section 4.

Section 6. 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.

Further consideration of Senate Bill No. 97 was deferred.

Senator Hill asked unanimous consent, which was granted, to withdraw SENATE BILL NO. 194, by Hill, from the Committee on Public Health and Welfare, and place the bill upon the Calendar.

#### MESSAGES

The following Messages from the Governor were received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. D. PATTERSON, OF EL RENO, OKLAHOMA,

as a Member of the State Board of Pharmacy, for a term expiring September 29, 1938, to fill the recess appointment of Carl Standford.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

T. B. CASEY, OF TISHOMINGO, OKLAHOMA,

as a Member of the State Board of Pharmacy, for a term expiring  
May 7, 1940, to become effective May 7, 1935.

Done, at Oklahoma City, Oklahoma, this the 25th day of February,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

R. R. OWENS, OF OKLAHOMA CITY, OKLAHOMA,

as State Budget Officer, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 25th day of February,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. A. MELTON, OF TULSA, OKLAHOMA,

as a Member of the Board of Education, for a term of six (6) years,  
to become effective July 1, 1935.

Done, at Oklahoma City, Oklahoma, this the 25th day of February,  
1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

H. W. TRIPPET, OF BARTLESVILLE, OKLAHOMA,

as a Member of the Building and Loan Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

R. E. THOMPSON, OF TULSA, OKLAHOMA,

as a Member of the Building and Loan Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. L. MENEFEE, OF PAULS VALLEY, OKLAHOMA,

as a Member of the Building and Loan Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

FRED KEMP, OF McQUEEN, OKLAHOMA,

as State Factory Inspector, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.



To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

AL PURYEAR, OF PAWHUSKA, OKLAHOMA,

as a Member of the State Board of Pharmacy, for a term expiring September 29, 1936, to fill the recess appointment of Chas. L. Rogers.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

T. J. DEAN, OF OKMULGEE, OKLAHOMA,

as a Member of the State Board of Pharmacy, for a term expiring June 30, 1939.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

SHARPE W. PHILPOTT, OF OKLAHOMA CITY, OKLAHOMA,

as Secretary of the State Insurance Board, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with Senator Nance presiding, who made the following announcements:

The Senate in executive session, and upon the motion of Senator Rinehart, seconded by Senator Stewart, advised and consented to the confirmation of the executive nomination of W. D. PATTERSON, of El Reno, as a member of the State Board of Pharmacy, for a term expiring September 29, 1938, to fill the recess appointment of Carl Stanford.

The Senate, in executive session, and upon motion of Senator Ray, seconded by Senator Fischl, advised and consented to the confirmation of the executive nomination of T. B. CASEY, of Tishomingo, as a Member of the State Board of Pharmacy, for a term expiring May 7, 1940, to become effective May 7, 1935.

The Senate, in executive session, and upon the motion of Senator Curnutt, seconded by Senator Commons, advised and consented to the confirmation of the executive nomination of AL PURYEAR, of Pawhuska, as a Member of the State Board of Pharmacy, for a term expiring September 29, 1936, to fill the recess appointment of Chas. L. Rogers.

The Senate, in executive session, and upon the motion of Senator Logan, advised and consented to the confirmation of the executive nomination of T. J. DEAN, of Okmulgee, as a Member of the State Board of Pharmacy, for a term expiring June 30, 1939.

The Senate, in executive session, and upon the motion of Senator Fidler, seconded by Senator Rorschach, advised and consented to the confirmation of the executive nomination of R. R. OWENS, of Oklahoma City, as State Budget Officer, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Timmons, seconded by Senator Pugh, advised and consented to the confirmation of the executive nomination of R. E. THOMPSON, of Tulsa, as a Member of the Building and Loan Board, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Paul, seconded by Senator Pugh and George, advised and consented to the confirmation of the executive nomination of W. L. MENEFEE, of Pauls Valley, as a Member of the Building and Loan Board, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Carmack, advised and consented to the confirmation of the executive nomination of FRED KEMP, of McQueen, as State Factory Inspector, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Fidler, advised and consented to the confirmation of the executive nomination of SHARPE W. PHILPOTT, of Oklahoma City, as Secretary of the State Insurance Board, for a term of four (4) years.

## GENERAL ORDER

SENATE BILL NO. 91, by Ritzhaupt, was considered.

Section 1 was read.

Senator Ritzhaupt moved the adoption of Section 1 which motion failed of adoption.

Senator Paul moved that Senate Bill No. 91 be referred to a Special Committee of 5, for consideration, which motion prevailed, the Presiding Officer appointing as such committee Senators Ritzhaupt, Paul, Johnston, Nichols and Commons.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Amendments to Enrolled House Bill No. 33 properly engrossed and Senate Bill No. 180 correctly engrossed.

WILLIS, Chairman.

Enrolled House Bill No. 33 was ordered returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 180 and ordered the bill transmitted to the Honorable House for consideration.

## MESSAGE

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

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendment to

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 9—  
By JONES,

A Concurrent Resolution memorializing Congress to amend the Bankhead Cotton Control Act to exempt the first three (3) bales of cotton raised by any cotton grower from the operation of said law,

and that the same has been adopted by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



GENERAL ORDER

SENATE BILL NO. 191, by Chamberlin, of the Senate, and Cook, of the House, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 6, page 3, by inserting after the word, "no," the word, "additional".

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, by inserting before the letter "a," line 5, page 1, the word and figures, "Section 11,277."

CURNUTT.

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

Section 2 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 12, page 3, by inserting before the word, "It," the word and figures, "Section 11,278".

CURNUTT.

Upon motion of Senator Pugh, Section 2, as amended, was adopted.

Senators Pugh and Chamberlin submitted the following amendment which was unanimously adopted:

Mr. President: We move to amend Senate Bill No. 191 by striking the following: Lines 1 and 2, page 1; line 9, page 3; lines 17 and 18, page 4; line 12, page 5; line 14, page 6; lines 6, 7, 16, 17 and 18, page 8; line 17, page 9; line 7, page 11; and by striking the words, "Severability Clause," line 7, page 14, and the words, "Emergency Clause," line 12, page 14.

PUGH and CHAMBERLIN.

Section 3 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 3, page 5, by inserting before the letter "a," the word and figures, "Section 11,281".

PUGH.

Upon motion of Senator Curnutt, Section 3, as amended, was adopted.

Section 4 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 15, page 5, by inserting before the letter "a," the word and figures, "Section 11,283".

PUGH.

Upon motion of Senator Curnutt, Section 4, as amended, was adopted.

Section 5 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 17, page 6, by inserting before the word, "Every," the word and figures, "Section 11,285".

PUGH.

Upon motion of Senator Pugh, Section 5, as amended, was adopted.

Section 6 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 10, page 8, by inserting before the word, "If," the word and figures, "Section 11,286".

PUGH.

Upon motion of Senator Curnutt, Section 6, as amended, was adopted.

Section 7 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 3,

page 9, by inserting before the word, "Before," the word and figures, "Section 11,288".

PUGH.

Upon motion of Senator Curnutt, Section 7, as amended was adopted.

Section 8 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 15, page 10, by striking the word, "In," and inserting the word "is".

CHAMBERLIN.

Upon motion of Senator Chamberlin, Section 8, as amended was adopted.

Section 9 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 191, line 10, page 12, by striking the word, "with," and inserting the word "within".

CHAMBERLIN.

Upon motion of Senator Chamberlin, Section 9, as amended, was adopted.

Sections 10 and 11 were read and adopted, upon motions of Senator Chamberlin.

Upon motion of Senator Chamberlin, Senate Bill No. 191, as amended, was advanced to engrossment and third reading.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 176 correctly engrossed and Senate Bill No. 115 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 176 and ordered the bill transmitted to the Honorable House for consideration.

Senate Bill No. 115 was read at length 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.



## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 84—By RAASCH, KIKER, BRANAN, BREWER, BYROM, COX, FRAZIER, HANKLA, HOGG, HOWELL, JOHNSON of Comanche, JONES, LARASON, McCOLLOM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TYLOR, WHITAKER, WRIGHT of Beaver, and THE COMMITTEE ON EROSION RECLAMATION AND DRAINAGE,

An Act conferring additional duties, powers and limitations, upon the Conservation Commission of the State of Oklahoma as created by the Laws of Oklahoma, Article 5, Chapter 70, Compiled Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive, amending Section 13241, Compiled Oklahoma Statutes, 1931, fixing the terms of the members of the Commission; declaring the conservation of the waters within the State in every manner and means therefor as public necessity and public utility; authorizing and encouraging the building, conservation of ponds, lakes and reservoirs, terracing, contour cultivation, non-eroding planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real or mixed property, to purchase personal property or sell the same when no longer needed; authorizing the Commission to accept grants, gratuities and assistance from the United States of America and its agencies, amending Section 13242, Compiled Oklahoma Statutes, 1931, relating to the duties of the State Engineer and the State Highway Engineer and as to their records; amending Section 13246, Compiled Oklahoma Statutes, 1931, fixing salaries of members of the Commission and authorizing the Commission to employ assistance; providing that no member of the Commission shall become interested in a contract of the Commission or profit thereby, and providing penalties; providing said Commission may sue and be sued; empowering the Commission to establish fees and collect for services supplied; authorizing the impounding of waters by saturation, and to appropriate and conserve waters; declaring all works of the Commission to be public utilities; districting the State into three areas, and declaring an emergency,

and asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Taylor, Chambers, Larason, Howell, Bailey, Raasch and Munger.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator MacDonald, the request of the Honorable House, for a conference on Engrossed House Bill No. 84, was ordered granted, the Presiding Officer appointing as the Senate Conferees thereunder, Senators Howsley, Rorschach, Albright, Rinehart, Johnston, Briggs, Carmack and Nance.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 126—By SCHWOERKE, BREWER, JOHNSON of Osage, MEYERS and EBY of the House, and HILL, TAYLOR and FIDLER of the Senate,

An Act relating to the practice of chiropody (podiatry) in this State, and regulating the practice thereof; creating a State Board of Chiropody and providing for appointment by the Governor of its members; prescribing its duties and powers and compensation; providing for its organization and duties of its officers; defining the practice of chiropody (podiatry) and defining chiropodist (podiatrist); providing for the licensing of persons practicing chiropody (podiatry) and for the revocation and suspension of licenses; providing fees and for their collection and payment, and for payment thereof into the State Treasury; making violations of this Act and of provisions of this Act unlawful and providing punishment; exempting licensed physicians and surgeons not practicing or offering to practice chiropody (podiatry) as a specialty; creating the chiropodist fund; making appropriation for the expenses of said Board; providing manner of expenditure thereof; limiting expenses and expenditures of said Board; making it compulsory to record license in County Clerk's office; providing that invalidity of any provision of the Act shall not affect the validity of any other provision,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 126.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 1—By SINGLETON of the House, and CHAMBERLIN, NANCE, RITZHAUPT, HILL, THOMAS,

CARMACK, PAUL, SOWARDS, CARLILE, WILLIS, GEORGE, BUSHYHEAD, KING, DUFFY, JONES, RINEHART, MacDONALD, RAY, BURNS, TAYLOR, JOHNSTON and FIDLER of the Senate,

An Act creating the State Relief Commission and providing for the members thereof; defining the purposes of this Act and the duties of the Commission; authorizing the Commission to make rules and regulations necessary to carry out the provisions hereof; providing for the allocation and distribution of the funds appropriated by this Act; authorizing the Commission to select a director and other officials and employees; providing for bonds for certain officials; authorizing the manner of the distribution of the funds appropriated; making further provision for the selection of officials and employees in order to effect economy; fixing the maximum amount that may be paid for salaries and certain other expenses; directing the method of payment of the funds; authorizing and directing the Adjutant General to furnish trucks and certain other equipment for use by the Commission; making appropriations to carry out the purposes and provisions of this Act for the remainder of the fiscal year ending June 30, 1935, defining certain terms and declaring an emergency,

and to advise you, and through you the Honorable Senate, that Engrossed House Substitute for Engrossed Senate Bill No. 1 has been passed by the House of Representatives and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 1 was read as follows:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 1—By SINGLETON of the House, and CHAMBERLIN, NANCE, RITZHAUPT, HILL, THOMAS, CARMACK, PAUL, SOWARDS, CARLILE, WILLIS, GEORGE, BUSHYHEAD, KING, DUFFY, JONES, RINEHART, MacDONALD, RAY, BURNS, TAYLOR, JOHNSTON and FIDLER of the Senate,

AN ACT CREATING THE STATE RELIEF COMMISSION AND PROVIDING FOR THE MEMBERS THEREOF; DEFINING THE PURPOSES OF THIS ACT AND THE DUTIES OF THE COMMISSION; AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS TO MAKE RULES AND REGULATIONS NECESSARY TO CARRY OUT THE PROVISIONS HEREOF; PROVIDING FOR THE ALLOCATION AND DISTRIBUTION OF FUNDS APPROPRIATED BY THIS ACT; AUTHORIZING THE COMMISSION TO SELECT A DIRECTOR AND OTHER OFFICIALS; AUTHORIZING THE MANNER OF THE DISTRIBUTION OF THE FUNDS APPROPRIATED; MAKING FURTHER PROVISION FOR THE SELECTION OF OFFICIALS AND EMPLOYEES IN ORDER TO EFFECT ECONOMY; FIXING THE MAXIMUM AMOUNT THAT MAY BE PAID FOR SALARIES AND CERTAIN OTHER EXPENSES; DIRECTING THE METHOD OF PAYMENT OF THE FUNDS; MAKING APPROPRIATIONS TO CARRY OUT THE PURPOSES AND PROVISIONS OF



THIS ACT FOR THE REMAINDER OF THE FISCAL YEAR ENDING JUNE 30, 1935, DEFINING CERTAIN TERMS AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby created for the purpose of allocating the funds appropriated by this Act to the various counties of the State, on a per capita basis according to the 1930 census of the United States, a State Relief Commission, to be composed of the Governor, the Chairman of the State Board of Affairs, the State Treasurer, the State Commissioner of Health, and the Adjutant General. The Governor shall be chairman of the Commission, and the members thereof shall receive no compensation or remuneration for their services. The Commission shall meet at the State Capitol upon call of the Governor.

Section 2. The primary purpose of this Act is to supplement the funds which have or may hereafter be appropriated by the County Excise Boards of the various counties of the State of Oklahoma for the indigent of the various counties. The funds provided for by this Act shall be used for the purpose of providing food, clothing, fuel, medical and surgical necessities and other necessary supplies for the destitute, unemployable citizens of this state, who are, and for a period of one year prior to the passage of this Act, have been bona fide citizens and actual residents in this State, who on account of age or other infirmity are now or may hereafter become unemployable, all as defined and provided by Articles 10 and 11, Chapter 35, Oklahoma Statutes, 1931, provided, however, that no one family shall be allowed more than Five Dollars each for man and wife and Two Dollars each for Children, and each dependent, per calendar month.

Section 3. Upon allocation of funds as provided herein by the State Relief Commission, the administration of the provisions of this Act shall be under the control, direction and supervision of the Board of County Commissioners of the various counties of the State, and said Commissioners, subject to the restrictions and limitations contained in this Act, are given authority to make such rules and regulations necessary to carry out the purposes and provisions of this Act.

Section 4. The Commission shall allocate on a per capita basis according to the United States census of 1930 the funds hereby appropriated or so much thereof as may be needed throughout and amongst the counties of the state from time to time in such a manner as will best relieve and provide for existing distress and need within the purposes of this Act.

Section 5. The Board of County Commissioners of the various counties of the state shall have the authority to administer and distribute the benefits intended by this Act by distributing food, clothing, medical and surgical necessities, and other necessary supplies or orders therefor, as intended herein, under the rules and regulations and orders promulgated by it.

Section 6. The Board of County Commissioners of the various

counties of the state are hereby authorized to appoint, with the consent and approval of the Federal Emergency Relief Administration in any county of the state, any official or employee now or hereafter engaged or employed by said Federal Emergency Relief Administrator in said county, to assist the Board of County Commissioners, subject to restrictions contained herein, in the distribution of the funds appropriated by this Act.

Section 7. It is hereby expressly provided that none of the funds herein provided shall be used for salaries or for the expenses of the administration of this Act.

Section 8. All funds paid out of the appropriation made by this Act shall be made by order of the State Relief Commission directed to the State Auditor, and the State Auditor shall thereupon issue his warrant directing the State Treasurer to pay out of said funds to the various County Treasurers of the State of Oklahoma as provided herein, the sum therein named. Provided, that any funds issued to any person entitled thereto by the Board of County Commissioners of the various counties of the State shall not be subject to assignment for discount, garnishment or other means or final process.

Section 9. Said Board of County Commissioners of the various counties of the State, shall submit to the State Examiner and Inspector, on forms prescribed by said State Examiner and Inspector within five (5) days after the end of each calendar month, a report showing amount spent or given, to whom paid or given and for what purpose said funds were distributed. Provided, that upon failure of the Board of County Commissioners in any County of this State to submit such report, the State Relief Commission shall withhold further allocation of funds to such County or Counties until such report has been submitted.

Section 10. For the purpose of providing funds for the State Relief Commission in carrying out the provisions and purposes of this Act as herein before set forth, there is hereby appropriated out of any funds in the Treasury of the State of Oklahoma to the credit of the General Revenue Funds, not otherwise appropriated, the sum of One Million (\$1,000,000.00) Dollars, for the fiscal year ending June 30, 1935, or so much thereof as may be needed.

Section 11. When used in this Act, the following terms shall, unless otherwise indicated, have the following meaning:

"Commission" means the State Relief Commission.

The words "Federal Emergency Relief Administration" means the Federal Emergency Relief Administration set up by the United States Government or any Department thereof, or any successor thereof, having the allocation to the several states of the funds provided by Congress for Relief purposes.

Section 12. 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 be in full force and effect from and after its passage and approval.

Senator Chamberlin moved that the Senate refuse to concur in Engrossed House Amendment to Engrossed Senate Bill No. 1 and request the Honorable House to grant a conference thereon, the Presiding Officer to appoint Senate Conferees thereunder, which motion prevailed, the Presiding Officer appointing as the Senate Conferees, Senators Nichols, Ritzhaupt, Chamberlin, Hill, Paul, MacDonald and Nance.

Upon motion of Senator Commons, the Senate adjourned to meet under the rules.

Albright	Yarnall	Johnson	Ellis	Toombs
Baker	Boyd	Long	Ray	Tamm
Bingham	Crane	McClure	Robinson	Wells
Boyd	Crane	McClure	Robinson	Wells
Brundage	Crane	McClure	Robinson	Wells
Carlisle	Crane	McClure	Robinson	Wells
Chamberlin	Crane	McClure	Robinson	Wells
Commons	Crane	McClure	Robinson	Wells
Crane	Crane	McClure	Robinson	Wells
Ellis	Crane	McClure	Robinson	Wells
Johnson	Crane	McClure	Robinson	Wells
Long	Crane	McClure	Robinson	Wells
McClure	Crane	McClure	Robinson	Wells
Robinson	Crane	McClure	Robinson	Wells
Wells	Crane	McClure	Robinson	Wells
Yarnall	Crane	McClure	Robinson	Wells

# COMMITTEE REPORTS

The following committee reports were submitted to the Senate and passed upon the Senate floor:

Mr. Chamberlin. We have considered the bill and find it to be in accordance with the Senate's policy and we recommend its passage.

Mr. Chamberlin. We have considered the bill and find it to be in accordance with the Senate's policy and we recommend its passage.

Mr. Chamberlin. We have considered the bill and find it to be in accordance with the Senate's policy and we recommend its passage.

MacDONALD, Chairman



## THIRTY-FIFTH LEGISLATIVE DAY

TUESDAY, FEBRUARY 26, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadbuss,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

## EXCUSED:

Hutchinson. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Timmons, the Honorable House was requested to return ENGROSSED SENATE BILL NO. 136, by Timmons, et al, for the purpose of correction.

## 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 Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 1 by Chamberlin, Nichols, MacDonald and Ritzhaupt, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 3, Article 4, 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.

MacDONALD, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 3 by Wilbanks, MacDonald, Chamberlin and Logan, entitled:

A Joint Resolution providing for the submission of a proposed amendment to the Constitution of Oklahoma, relating to Article 6, of said Constitution,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MacDONALD, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 4 by Chamberlin, Garvin, Willis, Curnutt, Whitaker, Stewart, Wright, Pugh, Ivester, Burns, Howsley, Briggs, Fischl, et al, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 32, 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.

MacDONALD, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 14 by Stewart and Briggs, entitled:

A Resolution authorizing the submission of a proposed amendment to the Constitution of Oklahoma to the people for their approval or rejection for the purposes of amending Section 14, Article 10 authorizing 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.

MacDONALD, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 15 by Stewart and Briggs, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 50, 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.

MacDONALD, Chairman.

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 92 by Stewart, entitled:

An Act making an appropriation from the General Revenue Fund to supplement the Common School Equalization Fund, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Substitute Bill herewith presented do pass.

PAUL, Chairman,  
COMMONS,  
CHAMBERLIN.

Mr. President: We, your Committee on Privileges and Elections, to whom was referred House Bill No. 4 by Bailey, Johnston, Frazier, Twidwell, Rawls, Wooten, Welch, Cox, Reed, Phillips of Pawnee, O'Neill, Ulmark, Huey, Long, Coleman and Traw, entitled:

An Act abolishing run-off primary elections in this State; repealing Sections 2 to 7 inclusive, Chapter 24, Article 1, Session Laws, 1929, and Sections 4, 5 and 9, Article 111, Chapter 29, Session Laws, 1931, amending Section 2, Article 1, Chapter 29, Session Laws, 1931, and Sections 3, 8 and 11, Article 111, Chapter 29, Oklahoma Session Laws, 1931, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Committee Substitute do pass.

WILBANKS, Chairman.

The following Special Committee Report was submitted:

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 46 by George of the Senate and Huey of the House, entitled:

An Act amending Section 5440, Oklahoma Statutes, 1931, relating to the revolving fund of the University of Oklahoma, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the vote by which the Stewart Amendment on Line 1, Page 2 was adopted, be reconsidered and the amendment withdrawn or tabled, for the reason that the subject matter of the amendment, to-wit: statutory regulation of fees is purely the subject matter of a new bill, and not this bill.

GEORGE,  
CHAMBERLIN,  
PAUL.

Senator Stewart moved that, notwithstanding the report of the majority of the Special Committee, that Senate Bill No. 46 be reported "do not pass."

Senator Johnston asked unanimous consent, to which Senator Stewart objected, that the Men's and Ladies' and String Quartets from the University of Oklahoma be invited to appear before the Senate



and sing "Oklahoma, Sweet Land of my Dreams," music by Professor Oscar Lehrer, and words by Jennie Harris Oliver.

Senator Johnston moved that the Men's and Ladies' and String Quartets of the Oklahoma University be invited to appear before the Senate.

Senator MacDonald, as a substitute, moved that the Men's and Ladies' and String Quartets of the Oklahoma University be invited to appear before the Senate, following the disposal of the Committee Report on Senate Bill No. 46, which motion prevailed.

Referring further to Special Committee Report on SENATE BILL NO. 46:

Senator Rinehart, as a substitute for the Stewart motion, moved that Senate Bill No. 46 be re-committed to the Special Committee, to which it was referred, with instructions to perform the duties imposed by the Senate at the time the bill was referred.

Upon motion of Senator Timmons, the previous question was ordered.

The vote occurring on the Rinehart motion, it was declared failed of adoption.

The vote occurring on the Stewart motion, it was declared failed of adoption.

Upon motion of Senator George the Committee Report on Senate Bill No. 46 was declared adopted.

Senator George moved that Senate Bill No. 46 be advanced to engrossment and third reading.

Senator Whitaker raised a point of order against the George motion, which was sustained, stating the Senate was working under a different order of business.

The Men's and Ladies' and String Quartets of the Oklahoma University were received and played and sang for the Senate.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills, begs leave to report Senate Bill No. 57 correctly enrolled.

WILLIS, Chairman.

Senator Lowrance presiding.

Senate Bill No. 57 was read at length 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.

President Pro Tempore Briggs presiding.

#### FIRST READING

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

SENATE BILL NO. 207—By TIMMONS—An Act amending Section 1445, Revised Laws of Oklahoma, 1910, being Section 5546, Compiled Oklahoma Statutes 1921, and Section 11976 Oklahoma Statutes 1931, relating to grants of right of way to the owners of telegraph and telephone lines over lands and real property and public grounds, streets and alleys in the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 208—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS—An Act ratifying the "Interstate Compact to conserve oil and gas" entered into by the Governor with the Representatives of certain other oil producing States at Dallas, Texas, on February 16, 1935; setting forth a copy of said compact which discloses the purpose thereof to be to conserve oil and gas by the prevention of physical waste thereof from any cause; authorizing the Governor to appoint a person to represent Oklahoma on the Interstate Oil Compact Commission provided in said Compact, fixing effective date of act, and declaring an emergency.

SENATE BILL NO. 209—By RINEHART and WALDREP—An Act requiring all railway corporations, persons, associations, companies, receivers, or lessees operating a railroad within the State of Oklahoma to furnish all conductors, brakemen, switchmen, or other employees having the duty of giving signals, with electric lanterns; providing a penalty for the violation thereof, and declaring an emergency.

SENATE BILL NO. 210—By RORSCHACH, COMMONS, CHAMBERLIN and DUFFY—An Act amending Section 12399, Oklahoma Statutes 1931, and Chapter 104, Acts of the Fourteenth Legislature, relating to listing and assessing property of public service corporations, fixing January First as the assessment date; and providing for return to be made to Oklahoma Tax Commission; providing for the valuation of the property of public service corporations.

SENATE BILL NO. 211—By WHITAKER—An Act providing for the erection, construction and furnishing of a building to be located on the State Capitol grounds in Oklahoma City to be known as the Oklahoma Court Building and to be used by the Supreme Court, the Criminal Court of Appeals, the Clerk of said Courts, the Attorney General and the State Law Library and other departments; providing for the construction thereof to be under the supervision of the State Board of Public Affairs; providing that the exterior architectural design of said building shall follow generally the design of the Oklahoma Historical Society Building; making an appropriation for the construction of said building, and declaring an emergency.

SENATE BILL NO. 212—By WHITAKER—An Act providing for

the redemption of real estate sold to the County on account of delinquent ad valorem taxes, where the County still holds the title thereto; providing for the waiving and releasing of interest, penalties and costs of the same if the principal amount thereof is paid on or before December 31, 1935, authorizing and directing County Treasurers to accept such amount and to issue redemption certificates therefor; providing the manner and means of issuing said redemption certificates; providing that after such payment said real estate shall be placed on the tax rolls; providing that the amounts paid hereunder shall accrue to the Common School Fund of the County; suspending all Laws or parts of Laws in conflict herewith for the term of this Act, and declaring an emergency.

SENATE BILL NO. 213—By JOHNSTON—An Act prescribing and defining the crime of receiving, accepting, or knowingly becoming an endorsee of a note or other writing, falsely stating the interest rate, or otherwise concealing or attempting to conceal usury or the evidence thereof and fixing the penalty therefor.

SENATE BILL NO. 214—By BROADDUS—An Act amending Section 1345, Oklahoma Statutes of 1931, requiring notice of final settlement of estates, the publication thereof, and providing for notice upon the surety or sureties upon the bond of many administrators, guardians, executors, or regarding administrations, guardians, executors.

SENATE BILL NO. 215—By RORSCHACH and COMMONS—An Act in reference to indebtedness of Cities, Counties, Townships, Boards of Education, Municipal Universities, School Districts, Drainage Districts, and other Municipalities, and providing for the funding of the same, and prohibiting the drawing of warrants or making of contracts under certain circumstances, and providing penalties for the violation of this Act, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 201—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE BILL NO. 202—By RITZHAUPT, WHITAKER, TIMMONS, MacDONALD, HILL, FIDLER, WALDREP and HUTCHINSON of the Senate, and ALLEN, COE, MUNGER and HUEY of the House—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 203—By RITZHAUPT, NICHOLS, WILLIS, BROADDUS, FISCHL and DUFFY—Referred to Committee on Education.

SENATE BILL NO. 204—By COMMONS—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 205—By COMMONS—Referred to Committee on Criminal Jurisprudence.



SENATE BILL NO. 206—By COMMONS—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 102—By GREGORY—Senator Rinehart asked unanimous consent, which was granted, to have House Bill No. 102 placed upon the calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 113—By CARLETON, COE, SCHWOERKE, KEYES and GIBBONS—Senator Fidler asked unanimous consent, which was granted, to have House Bill No. 113 placed upon the calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 126—By SCHWOERKE, BREWER, JOHNSON of Osage, MEYERS and EBY of the House, and HILL, TAYLOR and FIDLER of the Senate—Referred to Committee on Public Health.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
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 of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 1—By SINGLETON of the House, and CHAMBERLIN, NANCE, RITZHAUPT, HILL, THOMAS, CARMACK, PAUL, SOWARDS, CARLILE, WILLIS, GEORGE, BUSHYHEAD, KING, DUFFY, JONES, RINEHART, MacDONALD, RAY, BURNS, TAYLOR, JOHNSTON and FIDLER of the Senate,

An Act creating the State Relief Commission and providing for the members thereof; defining the purposes of this Act and the duties of the Commission; authorizing the Commission to make rules and regulations necessary to carry out the provisions hereof; providing for the allocation and distribution of the funds appropriated by this Act; authorizing the Commission to select a director and other officials and employees; providing for bonds for certain officials; authorizing the manner of the distribution of the funds appropriated; making further provision for the selection of officials and employees in order to effect economy; fixing the maximum amount that may be paid for salaries and certain other expenses; directing the method of payment of the funds; authorizing and directing the Adjutant General to furnish trucks and certain other equipment for use by the Commission; making appropriations to carry out the purposes and provisions of this Act for the remainder of the fiscal year ending June 30, 1935, defining certain terms, and declaring an emergency,

and the Speaker Pro Tempore of the House has appointed as House Conferees on said bill the following named House Members: Singleton, Coe, Beck, Wright of Washita, Dunn, Gibbons and Worthington.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 115—By FISCHL of the Senate,  
and REED of the House,

An Act appropriating Twenty-five Thousand Dollars out of the General Revenue Funds of the State of Oklahoma for the use of the State Game and Fish Department, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 115 was ordered referred to the Governor for consideration.

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate,  
GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 149, entitled:

ENROLLED SENATE BILL NO. 149—By NICHOLS, entitled:

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,

Governor of the State of Oklahoma.

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
15th Legislature:

As an error was inadvertently made in submitting the name of W. A. Melton of Tulsa, Oklahoma, for confirmation as a Member of the State Board of Education, I wish to withdraw this nomination from consideration.

Done, at Oklahoma City, Oklahoma, this the 25th day of February, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

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

\* \* \* \*

The Senate reassembled, in open session, with President Pro Tempore Briggs presiding, who made the following announcement:

The Senate, in executive session, and upon the motion of Senator Curnutt, advised and consented to the confirmation of the executive nomination of H. W. TRIPPETT, of Bartlesville, as a Member of the Building and Loan Board, for a term of four (4) years.

#### MESSAGE

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

To the President of the Senate,  
Building,  
SIR:

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

ENGROSSED SENATE BILL NO. 136—By TIMMONS, BROAD-DUS, RAY, COMMONS, ET AL.

An Act providing for the conversion of Building and Loan Associations and other home financing organizations into Federal Savings and Loan Association, prescribing the procedure therefor, defining the results thereof and providing for the indebtedness of such associations,

as requested by your Honorable Body for the purposes of correction.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Engrossed Senate Bill No. 136 was ordered referred to the Committee on Engrossed and Enrolled Bills for proper engrossment.

### GENERAL ORDER

SENATE BILL NO. 39, by Broaddus, et al, was considered.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 were read and adopted, upon motions of Senator Broaddus.

By unanimous consent, Section 11 was amended to read as follows: "Section 11. 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."

Upon motion of Senator Broaddus, Senate Bill No. 39 was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, the rules of the Senate were suspended and Senate Bill No. 39 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Commons,	Ivester,	Ray,	Wilbanks,
Briggs,	Curnutt,	Johnston,	Ritzhaupt,	Willis,
Broaddus,	Duffy,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Fidler,	MacDonald,	Sowards,	
Carlile,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Whitaker,	Total, 31.

#### EXCUSED:

Hutchinson. Total, 1.

#### NOT VOTING:

Burns,	Jones,	Pugh,	Thomas,	
Fischl,	King,	Rinehart,	Timmons,	
Garvin,	Logan,	Spencer,	Walidrep.	Total, 12.

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:

## AYE:

Albright,	Commons,	Ivester,	Ray,	Wilbanks,
Briggs,	Curnutt,	Johnston,	Ritzhaupt,	Willis,
Broadbudd,	Duffy,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Fidler,	MacDonald,	Sowards,	
Carlile,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Whitaker.	Total, 31.

## EXCUSED:

Hutchinson. Total, 1.

## NOT VOTING:

Burns,	Jones,	Pugh,	Thomas,	
Fischl,	King,	Rinehart,	Timmons,	
Garvin,	Logan,	Spencer,	Waldrep.	Total, 12.

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. 39 was ordered referred for engrossment.

## GENERAL ORDER

Senator Hill asked unanimous consent, which was granted, to take up for consideration SENATE BILL NO. 194, by Hill.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Hill.

Upon motion of Senator Hill, Senate Bill No. 194 was advanced to engrossment and third reading.

Upon motion of Senator Hill, the rules of the Senate were suspended and Senate Bill No. 194 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 194 was read for the third time at length.

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

## AYE:

Albright,	Commons,	Howsley,	Nichols,	Waldrep,
Briggs,	Curnutt,	Ivester,	Paul,	Whitaker,
Broadbudd,	Duffy,	Johnston,	Ray,	Wilbanks,
Bushyhead,	Fidler,	Jones,	Rorschach,	Willis,
Carlile,	Fischl,	King,	Stewart,	Wright.
Carmack,	George,	MacDonald,	Taylor,	
Chamberlin,	Hill,	Nance,	Timmons,	Total, 33.

EXCUSED:  
Hutchinson. Total, 1.

NOT VOTING:  
Burns, Lowrance, Ritzhaupt, Thomas.  
Garvin, Pugh, Sowards,  
Logan, Rinehart, Spencer, Total, 10.

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:

AYE:  
Albright, Commons, Howsley, Nichols, Waldrep,  
Briggs, Curnutt, Ivester, Paul, Whitaker,  
Broaddus, Duffy, Johnston, Ray, Wilbanks,  
Bushyhead, Fidler, Jones, Rorschach, Willis,  
Carlile, Fischl, King, Stewart, Wright.  
Carmack, George, MacDonald, Taylor,  
Chamberlin, Hill, Nance, Timmons, Total, 33.

EXCUSED:  
Hutchinson. Total, 1.

NOT VOTING:  
Burns, Lowrance, Ritzhaupt, Thomas,  
Garvin, Pugh, Sowards,  
Logan, Rinehart, Spencer, Total, 10.

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. 194 was ordered referred for engrossment.

#### GENERAL ORDER

Senator Stewart asked unanimous consent, which was granted, to take up for consideration SENATE BILL NO. 92, by Stewart.

Section 1 was read.

Senator Fischl submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend Senate Bill No. 92, line 3, page 1, by striking the figures, "\$950,000.00," and inserting the figures "\$1,500,000.00."

FISCHL



Senator Stewart moved that original Senate Bill No. 92 be substituted for Senate Bill No. 92, now under consideration, which motion was tabled, upon motion of Senator Commons.

Upon motion of Senator Chamberlin, Section 1 was adopted.

Section 2 was read.

Senator Chamberlin asked unanimous consent, which was granted, to strike the word "common," in the 4th line of the typed bill and insert the word, "public."

Upon motion of Senator Chamberlin, Section 2, as amended, was adopted.

Section 3 was read.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Paul:

Mr. President: I move to amend Senate Bill No. 92, by striking from paragraph "b," of Section 3, the figures "\$60.00," and inserting the figures, "\$100.00."

STEWART.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 92, by striking sub-section "a," of Section 3.

FISCHL.

Senator Wilbanks, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 92, line 3, Section 3, by substituting for the Fischl amendment, the following: "by striking after the word, "levy," and before the word, "for," the words and figures, "of 15 mills," and substituting therefor the words, "authorized by law."

WILBANKS.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 92, line 1, page 1, Section 3 (a), by striking after the word, "no," and before the word, "school," the word, "common."

COMMONS.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 92, line 3, of sub-section "c," of Section 3, by striking after the word "district," the rest of that section.

IVESTER.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Curnutt:

Mr. President: I move to amend the Ivester amendment, by striking "paragraph (c)."

PUGH.

Upon motion of Senator Curnutt, the Ivester amendment was tabled.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 92, line 5, page 1, by adding after the word, "transportation," the following: "Provided none of the funds provided hereunder shall be used for the purchase of equipment."

COMMONS.

Senator Thomas submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 92, line 5, paragraph "a," of Section 3, by adding after the word, "months," at the end of said paragraph, the following: "Provided none of said funds shall be used for the purchase of trucks for school districts nor to replace funds which have been used for the purchase of trucks by said districts."

THOMAS.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 92, line 16, page 1, by adding at the end of sub-section "a," of Section 3, the following: "Provided however the action of the Excise Board in reducing any estimate below the maximum levy shall not disqualify any district from receiving aid from hereunder."

FISCHL.

Upon motion of Senator Commons, Section 3, as amended, was adopted.

Sections 4 and 5 were read and adopted, upon motions of Senator Chamberlin.

Upon motion of Senator Chamberlin, Senate Bill No. 92, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 92, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

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:

## AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Briggs,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Fischl,	Logan,	Rorschach,	Willis,
Burns,	Garvin,	MacDonald,	Sowards,	Wright.
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Ivester,	Pugh,	Timmons,	
Curnutt,	Johnston,	Ray,	Waldrep,	Total, 40.

## EXCUSED:

Hutchinson. Total, 1.

## NOT VOTING:

Carlile, Lowrance, Spencer, 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:

## AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Briggs,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Fischl,	Logan,	Rorschach,	Willis,
Burns,	Garvin,	MacDonald,	Sowards,	Wright.
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Ivester,	Pugh,	Timmons,	
Curnutt,	Johnston,	Ray,	Waldrep,	Total, 40.

## EXCUSED:

Hutchinson. Total, 1.

## NOT VOTING:

Carlile, Lowrance, Spencer, 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. 92 was ordered referred for engrossment.



Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 136 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 136 and ordered it transmitted to the Honorable House for consideration.

### GENERAL ORDER

SENATE BILL NO. 190, by Wright, was considered.

Section 1 was read and adopted, upon motion of Senator Wright.

Upon motion of Senator Wright, Senate Bill No. 190 was advanced to engrossment and third reading.

Upon motion of Senator Wright, the rules of the Senate were suspended and Senate Bill No. 190 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 190 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Jones,	Ray,	Wilbanks,
Briggs,	Duffy,	King,	Ritzhaupt,	Willis,
Broadus,	Garvin,	Lowrance,	Rorschach,	Wright.
Burns,	George,	MacDonald,	Thomas,	
Carmack,	Hill,	Nance,	Timmons,	
Chamberlin,	Howsley,	Nichols,	Waldrep,	
Commons,	Johnston,	Pugh,	Whitaker,	Total, 31.

#### NAY:

Bushyhead,	Ivester,	Paul,	Stewart.	Total, 4.
------------	----------	-------	----------	-----------

#### EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

#### NOT VOTING:

Carlile,	Fischl,	Rinehart,	Spencer,	
Fidler,	Logan,	Sowards,	Taylor.	Total, 8.

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:

**AYE:**

Albright,	Curnutt,	Jones,	Ray,	Wilbanks,
Briggs,	Duffy,	King,	Ritzhaupt,	Willis,
Broaddus,	Garvin,	Lowrance,	Rorschach,	Wright.
Burns,	George,	MacDonald,	Thomas,	
Carmack,	Hill,	Nance,	Timmons,	
Chamberlin,	Howsley,	Nichols,	Waldrep,	
Commons,	Johnston,	Pugh,	Whitaker,	Total, 31.

**NAY:**

Bushyhead,	Ivester,	Paul,	Stewart.	Total, 4.
------------	----------	-------	----------	-----------

**EXCUSED:**

Hutchinson.	Total, 1.
-------------	-----------

**NOT VOTING:**

Carlile,	Fischl,	Rinehart,	Spencer,	
Fidler,	Logan,	Sowards,	Taylor.	Total, 8.

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. 190 was ordered referred for engrossment.

**GENERAL ORDER**

SENATE BILL NO. 31, by Howsley, of the Senate, and Howell, of the House, was considered.

Section 1 was read and adopted, upon motion of Senator Howsley.

Upon motion of Senator Howsley, Senate Bill No. 31 was advanced to engrossment and third reading.

Upon motion of Senator Howsley, the rules of the Senate were suspended and Senate Bill No. 31 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

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:

AYE:

Albright,	Curnutt,	Jones,	Ray,	Whitaker,
Briggs,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Broadbudd,	Garvin,	Lowrance,	Rorschach,	Willis.
Burns,	George,	MacDonald,	Sowards,	
Bushyhead,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Paul,	Timmons,	
Commons,	Johnston,	Pugh,	Waldrep,	Total, 35.

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Carlile,	Fischl,	Rinehart,	Taylor,	
Fidler,	Logan,	Spencer,	Wright.	Total, 8.

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:

AYE:

Albright,	Curnutt,	Jones,	Ray,	Whitaker,
Briggs,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Broadbudd,	Garvin,	Lowrance,	Rorschach,	Willis.
Burns,	George,	MacDonald,	Sowards,	
Bushyhead,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Paul,	Timmons,	
Commons,	Johnston,	Pugh,	Waldrep,	Total, 35.

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Carlile,	Fischl,	Rinehart,	Taylor,	
Fidler,	Logan,	Spencer,	Wright.	Total, 8.

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. 31 was ordered referred for engrossment.

GENERAL ORDER

Senator Nance asked unanimous consent, which was granted, to take up for consideration HOUSE BILL NO. 76, by Shoemake.



Section 1 was read and adopted, upon motion of Senator Nance.

Upon motion of Senator Nance, House Bill No. 76 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 76 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 76 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Johnston,	Ray,	Whitaker,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Garvin,	King,	Rorschach,	Willis,
Burns,	George,	MacDonald,	Sowards,	Wright.
Bushyhead,	Hill,	Nance,	Taylor,	
Carmack,	Howsley,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Waldrep,	Total, 32.

#### EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

#### NOT VOTING:

Carlile,	Fischl,	Paul,	Stewart,
Commons,	Logan,	Rinehart,	Timmons.
Fidler,	Lowrance.	Spencer,	Total, 11.

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:

#### AYE:

Albright,	Curnutt,	Johnston,	Ray,	Whitaker,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Garvin,	King,	Rorschach,	Willis,
Burns,	George,	MacDonald,	Sowards,	Wright.
Bushyhead,	Hill,	Nance,	Taylor,	
Carmack,	Howsley,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Waldrep,	Total, 32.

#### EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

NOT VOTING:

Carlile,	Fischl,	Paul,	Stewart,
Commons,	Logan,	Rinehart,	Timmons,
Fidler,	Lowrance,	Spencer,	Total, 11.

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 Engrossed House Bill No. 76 and ordered it returned to the Honorable House.

GENERAL ORDER

SENATE BILL NO. 198, by Briggs and Ivester, was considered.

Section 1 was read.

Senator Curnutt moved that further consideration of Senate Bill No. 198 be indefinitely postponed.

Senator Pugh presiding.

Senator Curnutt asked unanimous consent, which was granted, to withdraw his motion to indefinitely postpone further consideration of Senate Bill No. 198.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 198, lines 2 and 3, page 1, by striking after the word, "highways," line 2, and before the word, "is," line 3.

CURNUTT.

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

Mr. President: I move to amend Senate Bill No. 198, line 16, page 2, by inserting after the period the following: "Provided that not more than one-third of the amount of the judgment rendered in any such action shall be satisfied or paid from funds under the control of the Highway Commission, unless and until payment be authorized by an Act of the Legislature and then only in such sums as may be authorized."

BRIGGS.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

## THIRTY-SIXTH LEGISLATIVE DAY

WEDNESDAY, FEBRUARY 27, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Pro Tempore Briggs.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadbudd,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howesley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

## EXCUSED:

Hutchinson. Total, 1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Logan asked unanimous consent, which was granted, that the Senate Auditor be directed to purchase for him five (\$5.00) dollars worth of postage.

Senator Rorschach moved that each member of the Senate be furnished \$10.00 worth of postage.

Senator Ivester moved, as a substitute, that postage in the amount of \$50.00 be provided for distribution to those members of the Senate needing postage.

Senator Rorschach, as a substitute for all pending motions, moved that some person be designated to place postage on out-going mail.

Senator Ivester moved that arrangements be made for the purchase of a stamping machine, which motion failed of adoption.

The vote occurring on the substitute motion by Senator Rorschach, it was declared failed of adoption.



The vote occurring on the Ivester motion, it was declared failed of adoption.

The vote occurring on the original motion by Senator Rorschach, it was declared adopted.

Upon motion of Senator Nance, SENATE BILL NO. 159, by Nance, was ordered withdrawn from the Committee on State and County Affairs and placed upon the Calendar.

#### COMMITTEE REPORT

The following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Engrossed House Bill No. 39 by Whitt, Hunt of Pittsburgh, Byrom and Boggs, entitled:

An Act providing for the payment by the State of the cost of Criminal Prosecution conducted in any county of this State for violation of any criminal law committed by any inmate of any penal institution of this State; providing that such payment shall be out of any funds available for the support and maintenance of the institution of which the person committing such crime is an inmate, 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.

SPENCER, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 31, 39, 92, 190, 191 and 194, each, correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 31, 39, 92, 190 and 194 and ordered each transmitted to the Honorable House, for consideration.

#### FIRST READING

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

SENATE BILL NO. 216—By JOHNSTON—An Act limiting the terms of County Officers.

SENATE BILL NO. 217—By RITZHAUPT—An Act making appropriation for hospitalization, medical and surgical services and supplies for the indigent unemployables listed by the Federal Emergency

Relief Administration in Oklahoma; providing for the expenditure and distribution thereof; providing that unemployables who, because of receiving such hospitalization, medical and surgical services and supplies, will likely be restored to the status of employable persons shall be given preference in the distribution of such services and supplies, and declaring an emergency.

SENATE BILL NO. 218—By BRIGGS and NANCE—An Act creating a State Public Welfare Board; creating a County Public Welfare Board in each County of the State; designating the membership of each Board, prescribing their duties and powers; giving said Board general supervision over the distribution of relief for indigent aged, infirm and unemployables; giving said Board power to prescribe rules and regulations for the administration and distribution of relief, and declaring an emergency.

SENATE BILL NO. 219—By TIMMONS, FIDLER, MacDONALD et al.—An Act providing that certain corporations, agencies, or authorities created, or to be created under Acts of Congress of the United States of America, shall not be required to give cost, replevin, attachment, garnishment, redelivery, injunction or appeal bonds or other obligations or security, or to make deposits in lieu thereof, in civil actions where any such corporation, agency or authority is a party, and declaring an emergency.

SENATE BILL NO. 220—By NANCE—An Act conferring jurisdiction upon the County Courts of the State of Oklahoma in forcible entry and detainer actions; prescribing the procedure therefor; and repealing all Laws in conflict therewith, and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 207—By TIMMONS—Referred to Committee on Public Service Corporations.

SENATE BILL NO. 208—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS—By unanimous consent, Senate Bill No. 208 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 209—By RINEHART and WALDREP—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 210—By RORSCHACH, COMMONS, CHAMBERLIN and DUFFY—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 211—By WHITAKER—Referred to Committee on Public Buildings.

SENATE BILL NO. 212—By WHITAKER—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 213—By JOHNSTON—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 214—By BROADDUS—Referred by Committee on Judiciary No. 1.

SENATE BILL NO. 215—By RORSCHACH and COMMONS—Referred to Committee on Municipal Corporations.

### THIRD READING

SENATE 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:

#### AYE:

Briggs,	Garvin,	King,	Rorschach,	Wilbanks,
Broaddus,	George,	Logan,	Sowards,	Willis,
Burns,	Hill,	Lowrance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nance,	Taylor,	
Curnutt,	Ivester,	Pugh,	Thomas,	
Duffy,	Johnston,	Rinehart,	Timmons,	
Fischl,	Jones,	Ritzhaupt,	Waldrep,	Total, 31.

#### EXCUSED:

Hutchinson. Total, 1.

#### NOT VOTING:

Albright,	Carmack,	MacDonald,	Ray,
Bushyhead,	Commons,	Nichols,	Stewart,
Carlile,	Fidler,	Paul,	Whitaker.
			Total, 12.

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:

#### AYE:

Briggs,	Garvin,	King,	Rorschach,	Wilbanks,
Broaddus,	George,	Logan,	Sowards,	Willis,
Burns,	Hill,	Lowrance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nance,	Taylor,	
Curnutt,	Ivester,	Pugh,	Thomas,	
Duffy,	Johnston,	Rinehart,	Timmons,	
Fischl,	Jones,	Ritzhaupt,	Waldrep,	Total, 31.

#### EXCUSED:

Hutchinson. Total, 1.



## NOT VOTING:

Albright,	Carmack,	MacDonald,	Ray,	
Bushyhead,	Commons,	Nichols,	Stewart,	
Carlile,	Fidler,	Paul,	Whitaker.	Total, 12.

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. 191, and ordered the same transmitted to the Honorable House.

Upon motion of Senator Timmons, SENATE BILL NO. 52, by Timmons, Ivester et al., was ordered withdrawn from the Committee on State and County Affairs and placed upon the Calendar.

## GENERAL ORDER

Upon the request of Senator Duffy, SENATE BILL NO. 97, by Duffy, of the Senate, and Doggett, et al, of the House, was considered.

Section 1 was read.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 97, line 1, page 2, by inserting after the word, "county," and before the word, "all," the words, "one-half of".

DUFFY.

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

Sections 2, 3, 4 and 5 were read and adopted, upon motions of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 97 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 97 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 97 was read for the third time at length.

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

AYE:

Albright,	Fidler,	Johnston,	Rinehart,	Willis,
Briggs,	Fischl,	Jones,	Rorschach,	Wright.
Burns,	George,	King,	Taylor,	
Carmack,	Hill,	Logan,	Thomas,	
Curnutt,	Howsley,	MacDonald,	Timmons,	
Duffy,	Ivester,	Nance,	Wilbanks,	Total, 26.

NAY:

Chamberlin,	Garvin,	Ritzhaupt,	Stewart,
Commons,	Lowrance,	Sowards,	Total, 7.

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Broadus,	Nichols,	Ray,	Whitaker.
Bushyhead,	Paul,	Spencer,	
Carlile,	Pugh,	Waldrep,	Total, 10.

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:

AYE:

Albright,	Fischl,	Jones,	Ritzhaupt,	Willis,
Briggs,	Garvin,	King,	Rorschach,	Wright.
Burns,	George,	Logan,	Taylor,	
Carmack,	Hill,	Lowrance,	Thomas,	
Curnutt,	Howsley,	MacDonald,	Timmons,	
Duffy,	Ivester,	Nance,	Waldrep,	
Fidler,	Johnston,	Rinehart,	Wilbanks,	Total, 30.

NAY:

Chamberlin,	Commons,	Sowards,	Stewart.	Total, 4.
-------------	----------	----------	----------	-----------

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Broadus,	Carlile,	Paul,	Ray,	Whitaker.
Bushyhead,	Nichols,	Pugh,	Spencer,	Total, 9.

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. 97 was ordered referred for engrossment.

Senator Ritzhaupt asked unanimous consent, to which objection

was voiced, to withdraw SENATE JOINT RESOLUTION NO. 5, by Ritzhaupt, from the Committee on Constitution and Constitutional Amendments and place it upon the calendar.

Senator Ritzhaupt moved that Senate Joint Resolution No. 5 be ordered withdrawn from the Committee on Constitution and Constitutional Amendments and placed upon the calendar, which motion, by unanimous consent, he withdrew.

### GENERAL ORDER

Senator Rinehart asked unanimous consent, which was granted, to take up for consideration HOUSE BILL NO. 102, by Gregory.

Section 1 was read and adopted, upon motion of Senator Rinehart.

Upon motion of Senator Rinehart, House Bill No. 102 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 102 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 102 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Johnston,	Ritzhaupt,	Waldrep,
Briggs,	Fischl,	Jones,	Rorschach,	Whitaker,
Burns,	Garvin,	King,	Sowards,	Wilbanks,
Carmack,	George,	Logan,	Spencer,	Willis,
Chamberlin,	Hill,	Pugh,	Stewart,	Wright.
Commons,	Howsley,	Ray,	Thomas,	
Curnutt,	Ivester,	Rinehart,	Timmons,	Total, 33.

#### NAY:

Taylor.	Total, 1.
---------	-----------

#### EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

#### NOT VOTING:

Broadus,	Carlile,	Lowrance,	Nance,	Paul.
Bushyhead,	Fidler,	MacDonald,	Nichols,	Total, 9.

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:

AYE:

Albright,	Duffy,	Johnston,	Ritzhaupt,	Waldrep,
Briggs,	Fischl,	Jones,	Rorschach,	Whitaker,
Burns,	Garvin,	King,	Sowards,	Wilbanks,
Carmack,	George,	Logan,	Spencer,	Willis,
Chamberlin,	Hill,	Pugh,	Stewart,	Wright.
Commons,	Howsley,	Ray,	Thomas,	
Curnutt,	Ivester,	Rinehart,	Timmons,	Total, 33.

NAY:

Taylor. Total, 1.

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Broadbuss,	Carlile,	Lowrance,	Nance,	Paul.
Bushyhead,	Fidler,	MacDonald,	Nichols,	Total, 9.

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. 102, and ordered the same returned to the Honorable House.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16—By SADLER,

A Concurrent Resolution memorializing the President and Congress of the United States, to establish a National Memorial Park in Murray County, to consist of the area embraced by the geological formations known as "White Mound" and "Burning Mountain."

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 17—By SCHWOERKE,

A Concurrent Resolution memorializing Congress to enact the Frazier-Lemke Loan Refinancing Bill now pending before it,

and to advise 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,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Concurrent Resolutions Nos. 16 and 17 were ordered printed and placed upon the Calendar.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 42—By GREGORY and BYROM,

An Act relating to the County Fair Funds of Counties; providing that any cash surplus therein in excess of the estimated needs for the current fiscal year may be used to pay any outstanding warrants of any previous fiscal year issued against said fund; repealing conflicting laws, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 82—By HUSER,

An Act repealing Section 800, Oklahoma Statutes, 1931, relating to talesmen and special venires, and declaring an emergency,

ENGROSSED HOUSE BILL NO. 119—By DAVIS.

An Act amending Section 917, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace in forcible entry and detainer suits, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 121—By WELCH, BRUCE, CAR-MICHAEL, COE, DAVIS, FRAZIER, MONTGOMERY, O'BRIEN, RAWLS, RONE, SADLER, SPEAR, STANDRIDGE, STOKES, WYLY, SCHWOERKE and DOTY,

An Act giving to former owners of real estate the title to which has been acquired by the Chairman of the Board of County Commissioners of any County at resale and has not been further conveyed, and their grantees, assigns, heirs, devisees and successors in interest the exclusive right during the remainder of the year 1935 to reacquire the title thereto, procedure and conditions therefor; and providing that upon such reacquisition, title to such real estate shall revert just

as though resale tax deed had never been issued except that the same shall be free from ad valorem taxes for the years for which the same was sold and all subsequent years up to and including the year 1934; apportioning the funds derived therefrom; providing the duties of the County Clerk and the County Treasurer in connection therewith, suspending the enforcement of Chapter 159, House Bill No. 682, Fourteenth Legislature, 1933, Regular Session and all other laws and parts of laws in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 175—By GREGORY,

An Act amending Sections 1729 and 1737, Oklahoma Statutes, 1931, so that the laws of this State relating to dependent, neglected and delinquent children will apply to male children under the age of 16 years and female children under the age of 18 years, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 273—By BYROM,

An Act giving the Governor the power to release purchase options or waive the mineral rights under certain conditions, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 42, 82, 119, 121, 175 and 273.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 61—By BRIGGS of the Senate, and COLEMAN and TRAW of the House,

An Act providing for vacancies in the office of the County Commissioner and for the filling of said vacancies by appointment, and declaring an emergency.

ENGROSSED SENATE BILL NO. 65—By HILL and BRIGGS,

A Bill to be entitled an Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each,



for groceries and foodstuffs furnished to the destitute in Pittsburg County, Oklahoma, in December, 1934, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 61 and 65 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

**ENROLLED SENATE BILL NO. 57**--By LOWRANCE and FISCHL of the Senate, and SADLER of the House,

An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931, the same being an Act relating to the leasing of lakes, ponds and streams by cities, towns and villages in the State of Oklahoma, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 57 was ordered referred to the Governor, for consideration.

#### GENERAL ORDER

Senator Ritzhaupt asked unanimous consent, which was granted, to consider SENATE BILL NO. 15, by Ritzhaupt et al, of the Senate, and Allen and Billings of the House.

By unanimous consent, Senators Briggs and Johnston were added as joint authors of Senate Bill No. 15.

Sections 1, 2, 3, 4, 5 and 6 were read and adopted, upon motions of Senator Ritzhaupt.

Section 7 was read.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 15, line 11, page 19, by striking the word, "county," and inserting the words, "Supreme Court Judicial District".

FISCHL.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 15, line 1, page 22, by striking all of the balance of said section after the word, "Hospitals," and inserting the following: "Hospitals approved for general work, include those hospitals that meet the requirements of the American College of Surgeons for a fully standardized hospital. Such hospitals may be approved to accept any type of malady except those patients that may fall under the classification of chronic orthopedic and/or plastic surgery. ORTHOPEDIC HOSPITALS: Those hospitals that meet the requirements of the American College of Surgeons for a fully standardized hospital and have on their staff a specialist or specialists in Orthopedic and/or plastic surgery. Such hospitals may be approved to accept any type of malady or deformity. Provided that any surgeon to be classified and approved as an Orthopedist must devote not less than 60% of his professional time to orthopedic work. CONVALESCENT HOMES: Convalescent Homes or Institutions of 20 beds or more for the care of convalescing crippled children."

FISCHL.

Senator Fischl, as a substitute motion, moved that further consideration of Senate Bill No. 15 be postponed until 2:00 p. m., tomorrow, which motion was tabled, upon motion of Senator Wilbanks.

Senator Hill moved that the Senate work under a Call of the House, which motion prevailed.

Upon a roll call being ordered, the following were noted "absent": Senators Carlile, Fidler, Lowrance, MacDonald, Nance, Sowards and Waldrep.

The Sergeant-at-Arms was instructed to bring all absent members into the Senate Chamber.

Referring further to SENATE BILL NO. 15:

Senator Ivester moved to table the Fischl amendment, which motion prevailed.

Senator Chamberlin submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 15, line 12, page 22, by striking the word, "Restricted," and inserting the word, "Standard."

CHAMBERLIN.

Senators Carlile, MacDonald, Waldrep, Nance and Lowrance asked to be recorded "present," which was the order.

Upon motion of Senator Ritzhaupt, Section 7, as amended, was adopted.

Sections 8, 9 and 10 were read and adopted, upon motions of Senator Ritzhaupt.

Upon motion of Senator Ritzhaupt, Senate Bill No. 15, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 15, as amended, was considered engrossed and placed upon third reading and final passage.

### 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:

#### AYE:

Albright,	Commons,	Johnston,	Paul,	Thomas,
Briggs,	Curnutt,	Jones,	Pugh,	Timmons,
Broaddus,	Duffy,	King,	Ray,	Waldrep,
Burns,	Garvin,	Logan,	Rinehart,	Whitaker,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright,
Chamberlin,	Ivester,	Nichols,	Taylor,	Total, 39.

#### NAY:

Fischl.	Total, 1.
---------	-----------

#### EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

#### NOT VOTING:

Fidler,	Sowards,	Stewart.	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:

#### AYE:

Albright,	Commons,	Johnston,	Paul,	Thomas,
Briggs,	Curnutt,	Jones,	Pugh,	Timmons,
Broaddus,	Duffy,	King,	Ray,	Waldrep,
Burns,	Garvin,	Logan,	Rinehart,	Whitaker,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright,
Chamberlin,	Ivester,	Nichols,	Taylor,	Total, 39.



NAY:

Fischl. Total, 1.

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Fidler, Sowards, Stewart. 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. 15, as amended, was ordered referred for engrossment.

GENERAL ORDER

Senator Wilbanks asked unanimous consent, to which objections were voiced, to take up for consideration HOUSE BILL NO. 4, by Bailey, et al, of the House.

Upon motion of Senator Wilbanks, House Bill No. 4 was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Wilbanks.

Section 2 was read.

Senator Chamberlin moved that further consideration of House Bill No. 4 be indefinitely postponed, which motion was tabled, upon motion of Senator Curnutt, the roll call thereon being as follows:

AYE:

Albright,	Curnutt,	Jones,	Ray,	Timmons,
Briggs,	Duffy,	Lowrance,	Rinehart,	Waldrep,
Burns,	Fischl,	Nance,	Ritzhaupt,	Wilbanks,
Carlile,	Garvin,	Nichols,	Rorschach,	Willis,
Carmack,	Howsley,	Paul,	Taylor,	Wright.
Commons,	Ivester,	Pugh,	Thomas,	Total, 29.

NAY:

Broadus,	Hill,	Logan,	Whitaker.
Chamberlin,	Johnston,	Spencer,	
George,	King,	Stewart,	Total, 10.

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Bushyhead, Fidler, MacDonald, Sowards. Total, 4.

Upon motion of Senator Wilbanks, Section 2 was adopted.

Section 3 was read and adopted, upon motion of Senator Wilbanks.

Section 4 was read.

Senator Johnston submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 4, by striking Section 4.

JOHNSTON.

Senator Whitaker submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 4, line 2, page 12, by striking after the word, "Board," and before the word, "all," the balance of said line and the first four words in line 3.

WHITAKER.

Upon motion of Senator Wilbanks, Section 4, as amended, was adopted.

Section 5 was read.

Senator Wilbanks submitted the following amendment:

Mr. President: I move to amend House Bill No. 4, line 12, page 13, by striking the words, "Caucasian race or Indian race," and substituting the words, "white race."

WILBANKS.

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

Mr. President: I move to amend House Bill No. 4, line 12, page 13, by striking the word, "Caucasian," and inserting the word, "white."

WILBANKS.

Upon motion of Senator Wilbanks, Section 5, as amended, was adopted.

Section 6 was read.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 4, line 10, page 14, by striking the abbreviation, "Mrs."

NICHOLS.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 4, line 11, page 14, by striking the abbreviation, "Sen." and following the word, "titles," line 12, change the period to a comma and add: "Provided, however, any citizen, who is now or has served in the past or who may hereafter serve as a State Senator, may, if he so desires, add the prefix of "Senator," before his name.

STEWART.

Upon motion of Senator Commons, Section 6, as amended, was adopted.

Section 7 was read.

Senator Wilbanks submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 4, line 1, page 14, by striking the word, "Repealing," and substituting a comma for the period after the word, "Elections," in line 18 and adding: "are hereby repealed."

WILBANKS.

Senator Chamberlin submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 4, line 1/2, page 15, by adding a new section to be known as Section 8 and renumbering the following sections. "Section 8. A special election is hereby ordered, to be held throughout the State on the 16th day of April, 1935, for the express purpose of referring this bill to a vote of the people of the State of Oklahoma, as provided in Sections 2 and 3, Article 5, of the Constitution of the State of Oklahoma, and such referred measure shall not take effect and not be in force unless approved by a majority of the votes at such election."

CHAMBERLIN.

Upon motion of Senator Wilbanks, Section 7, as amended, was adopted.

Senator Hill asked unanimous consent, which was granted, to submit the following amendment to Section 5, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 4, line 12, page 13, by striking the words, "or the Indian race."

HILL.

Upon motion of Senator Wilbanks, House Bill No. 4 was advanced to engrossment and third reading.

Senator Wilbanks moved that the rules of the Senate be suspended and House Bill No. 4, as amended, be considered engrossed and placed upon third reading and final passage.

Senator Broadus, as a substitute, moved that House Bill No. 4 be



re-referred to the Committee on Privileges and Elections, with instructions to redraft the bill to include the Colorado plan of nominating candidates, which motion was tabled, upon motion of Senator Wilbanks.

The vote occurring on the Wilbanks motion, it was declared adopted.

### THIRD READING

HOUSE 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:

#### AYE:

Albright,	Curnutt,	Lowrance,	Rorschach,	Willis,
Briggs,	Duffy,	Nance,	Sowards,	Wright.
Burns,	Fischl,	Nichols,	Taylor,	
Bushyhead,	Garvin,	Paul,	Thomas,	
Carlile,	Howsley,	Pugh,	Timmons,	
Carmack,	Ivester,	Ray,	Waldrep,	
Commons,	Jones,	Rinehart,	Wilbanks,	Total, 30.

#### NAY:

Broadus,	Hill,	Logan,	Spencer,	
Chamberlin,	Johnston,	MacDonald,	Stewart,	
George,	King,	Ritzhaupt,	Whitaker.	Total, 12.

#### EXCUSED:

Hutchinson. Total, 1.

#### NOT VOTING:

Fidler. 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:

#### AYE:

Albright,	Curnutt,	Lowrance,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	Nance,	Sowards,	Willis,
Burns,	Fischl,	Nichols,	Spencer,	Wright.
Bushyhead,	Garvin,	Paul,	Taylor,	
Carlile,	Howsley,	Pugh,	Thomas,	
Carmack,	Ivester,	Ray,	Timmons,	
Commons,	Jones,	Rinehart,	Waldrep,	Total, 31.

#### NAY:

Broadus,	Hill,	Logan,	Whitaker.
Chamberlin,	Johnston,	MacDonald,	
George,	King,	Stewart,	Total, 10.

EXCUSED:  
Hutchinson. Total, 1.

NOT VOTING:  
Fidler, Rorschach. 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. 4, as amended, was ordered referred for engrossment.

Upon motion of Senator Fischl, the call of the House was ordered lifted.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 97 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 97 and ordered it transmitted to the Honorable House, for consideration.

Senator Logan asked unanimous consent, which was granted, to strike SENATE CONCURRENT RESOLUTION NO. 6, by Logan, from the Calendar.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 71—By WINGO, BOGGS and MAUK,

An Act providing for the payment by the Counties of this State, of the premium on all surety bonds required by law to be executed by any County Officer or his deputy.

ENGROSSED HOUSE BILL NO. 241—By KING, O'DELL and BREWSTER,

An Act relating to the nomination and election of County Commissioners in Creek County; providing for nomination of Commissioners by districts and election at large,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bills Nos. 71 and 241.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 9—By JONES of the House and WILBANKS, RINEHART, BRIGGS, JOHNSTON, FISCHL, GARVIN, RAY, CHAMBERLIN, GEORGE, WALDREP and PAUL of the Senate,

A Concurrent Resolution memorializing Congress to amend the Bankhead Cotton Control Act to exempt the first three (3) bales of cotton raised by any cotton grower from the operation of said law,

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

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolution No. 9 and ordered it returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 33—By HUEY, MORSE, MARTIN and MUNSON,

An Act amending Section 2250, Oklahoma Statutes, 1931, relating to kidnapping for reward, providing punishment by death; mak-



ing it a felony to participate, receive or possess ransom moneys or value received from kidnaping, providing severing clause.

ENROLLED HOUSE BILL NO. 76—By SHOEMAKE,

An Act authorizing the State Board of Affairs to transfer unused property from one department or institution to another, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 33 and 76 were, each, read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

## THIRTY-SEVENTH LEGISLATIVE DAY

THURSDAY, FEBRUARY 28, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadus,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlle,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

## EXCUSED:

Hutchinson. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMUNICATIONS

A communication to the President of the Senate was read as follows:

"Griffin, Ga., Feb. 22, 1935.

"Dear Governor: May I salute you as such and leave off the 'Lieutenant' part?

"I want to thank you and the State Senate for your courtesy when I visited you. I consider the fact that I was allowed to sit on the platform with you and then address your body as high points in my visit to your great State.

"It was certainly kind of you to allow me to speak to the Senate. I wish it were possible to discuss the Legion, at length, with your members. For the more one knows of The Legion and its program, the more one loves it.

"May I wish for each member of your body a most happy and successful year; for your state continued prosperity; and you, Mr. Governor Berry, continued usefulness to your State and Nation.

"QUIMBY MELTON, Vice-Commander,  
"Dixie Division,  
"The American Legion."

Senator Commons asked that the record show him "excused" until 4:00 p. m., this date.

#### COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 186 by Committee on Privileges and Elections, entitled:

An Act relating to Primary and General Elections; amending Sections 5713 and 5809, Oklahoma Statutes 1931; providing for the form of ballot on which the names of candidates for presidential electors appear; repealing Sections 5815 and 5816, Oklahoma Statutes 1931, and other 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 187 by Committee on Privileges and Elections, entitled:

An Act relating to Primary and General Elections; amending Sections 5643, 5644 and 5645, Oklahoma Statutes 1931, relating to qualifications of elections and to qualifications and affidavits of challenged voters; 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Engrossed House Bill No. 126 by Schwoerke, Brewer, Johnson et al., entitled:

An Act relating to the practice of chiropody (podiatry) in this State, and regulating the practice thereof; creating a State Board of Chiropody and providing for appointment by the Governor of its members; prescribing its duties and powers and compensation, 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.

CARLILE, Chairman.

The following Special Committee Report was submitted and, upon motion of Senator Chamberlin, adopted:

Mr. President: We, your Special Committee to whom was referred House Bill No. 38 by Cox and others of the House and Chamberlin and others of the Senate, entitled:

An Act amending Section 12527, Oklahoma Statutes, 1931, 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:

Amendment No. 1. Line 4, page 1, strike the comma after the word "cents."

Amendment No. 2. Line 8, page 1, after the word "taxation" and before the word, "after" insert: "to the Oklahoma Tax Commission," and line 9, page 1, add a comma after the word, "made" and strike the words in lines 9 and 10 "to the Oklahoma Tax Commission"; and in line 8, page 1, strike the comma after the word, "taxation."

Amendment No. 3. Line 12, page 2, add a new sentence after the word, "time," as follows: "The purchaser of motor fuel used exclusively for agricultural purposes shall be entitled to a refund of the tax paid on the same, as hereinafter provided."

Amendment No. 4. Line 19, page 2, after the word "invoice" and before the word "signed" insert the word "being" and strike in the same line and line 20 the words "a legal representative of," and in line 20, page 2, after the word "distributor" and before the word "render" insert the following: "or his legal representative," and strike the comma after the word "distributor" in line 20.

Amendment No. 5. Line 7, page 3, after the word "voucher" and before the word "drawn" strike the words "to be" and insert "shall."

Amendment No. 6. Line 16, page 3, strike the comma after the word "appropriating," and in same line after the word "any" and before the word "fuel" insert "motor."

Amendment No. 7. Line 19, page 3, by striking all the remainder of the section after the word "misdemeanor" and insert the following: "and upon conviction thereof shall be sentenced to pay a fine of not less than five hundred (\$500.00) dollars, or shall be sentenced to serve a term in jail of not exceeding one (1) year."

CHAMBERLIN, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 4 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 4, as amended, and ordered the bill returned to the Honorable House.

#### FIRST READING

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

SENATE BILL NO. 221—By MILITARY AFFAIRS COMMITTEE—An Act appropriating Twenty-one Thousand Dollars (\$21,000.00) for the remainder of the fiscal year ending June 30, 1935, and Twenty-one Thousand Dollars (\$21,000.00) for each of the fiscal years ending June 30, 1936, and June 30, 1937, to be expended by the Adjutant General for articles of uniform clothing and equipment for federally recognized officers and warrant officers of the Oklahoma National Guard; prescribing the method of making such expenditures; fixing a penalty for the filing of improper claims, and declaring an emergency.

SENATE BILL NO. 222—By HOWSLEY of the Senate and PAULS and HOWELL of the House—An Act making it lawful for the Board of County Commissioners of any county, the Board of Education or other governing Board of any school district, or the governing Board of any other municipal corporation in the State of Oklahoma holding or owning any public utility bonds of incorporated cities and towns of this State, the assessed valuation of which is less than the face value of the entire issue of said public utility bonds and accrued interest thereon, to accept in writing any plan of readjustment of such indebtedness proposed by the governing Board of such city or town under Section 80 of Chapter IX of the Bankruptcy Laws of the United States of America as amended in an Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, and Acts amendatory thereof and supplementary thereto, approved May 24, 1934, and to accept in full settlement of such indebtedness an amount less than the full amount due on such bonds or interest coupons; repealing all conflicting Laws and declaring an emergency.

SENATE BILL NO. 223—By COMMONS and RORSCHACH—An Act providing for funding of certain outstanding warrant indebtedness of the State of Oklahoma, and the issuance of Treasury Notes therefor; providing for the form and execution thereof; and making an appropriation for the payment of expenses in connection therewith; providing for the payment of same, and creating a fund and levying a tax therefor; providing for the acceptance of such treasury notes as legal security for public funds and other funds required to be secured; providing for the acceptance of such treasury notes as collateral on all

collateral bonds required by the Oklahoma Tax Commission; and fixing the rate of interest State funds secured by such treasury notes shall draw, and authorizing the purchase of said notes with sinking funds created by Law and with other trust funds, and the acceptance of the said notes in payment of taxes due the State; providing for the call and redemption of such warrants not funded, and for other purposes, and declaring an emergency.

SENATE BILL NO. 224—By SOWARDS—An Act authorizing Mutual Insurance Companies, organized or incorporated outside the State of Oklahoma and licensed to transact fire, lightning, hail, cyclone or windstorm insurance in the State where domiciled, to engage in the business of such insurance on farm property in the State of Oklahoma, repealing all Laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 225—By JOHNSTON and WRIGHT—An Act fixing the Statute of Limitations as to offenses committed against depositors, creditors, and bailors by banks and bankers, trusts and trustees.

SENATE BILL NO. 226—By BROADDUS—An Act providing for the refund of money actually paid by purchaser at Tax Certificate Sale, at Resale for Delinquent Taxes, and at Commissioner's Tax Sale when sale for any reason is void, and Tax Certificate or Tax Deed issued thereunder is void; defining meaning of word "Tax Deed" as used in this Act, repealing all Acts and parts of Acts in conflict herewith, including Section 12749, Oklahoma Statutes for 1931; providing time within which purchaser may demand return of purchase price, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 216—By JOHNSTON—Referred to Committee on State and County Affairs.

SENATE BILL NO. 217—By RITZHAUPT—Referred to Committee on Appropriations.

SENATE BILL NO. 218—By BRIGGS and NANCE—Senator Briggs asked unanimous consent, which was granted to have Senate Bill No. 218 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 219—By TIMMONS, FIDLER, MacDONALD et al.—Senator Timmons asked unanimous consent, which was granted, to have Senate Bill No. 219 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 220—By NANCE—Referred to Committee on Judiciary No. 1.



ENGROSSED HOUSE BILL NO. 42—By GREGORY and BYROM—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 82—By HUSER—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 119—By DAVIS—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 121—By WELCH, BRUCE, CAR-MICHAEL, COE, DAVIS, FRAZIER, MONTGOMERY, O'BRIEN, RAWLS, RONE, SADLER, SPEAR, STANDRIDGE, STOKES, WYLY, SCHWOERKE and DOTY—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 175—By GREGORY—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 273—By BYROM—Senator Carmack asked unanimous consent, which was granted, to have House Bill No. 273 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 71—By WINGO, BOGGS and MAUK—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 241—By KING, O'DELL and BREWSTER—Referred to Committee on State and County Affairs.

#### GENERAL ORDER

SENATE BILL NO. 208, by Committees on Oil and Gas of the House and Senate, was called up for consideration by Senator Garvin.

Sections 1 and 2 were read and adopted, upon motions of Senator Garvin.

Section 3 was read.

Senator Curnutt submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 208, line 10, page 9, by inserting after the word "Oklahoma," and before the word, "on," the following: "and no person so appointed shall serve without said appointment having been submitted to and confirmed by the Senate."

CURNUTT.

Senator Johnston submitted the following amendment, which by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 208, line 13, page 9, after the word, "confirmed," by adding the following: "No

stockholder, officer, attorney or employee of any oil or gas producing or holding company or refiner thereof to the extent of \$1,000,000.00 per year is qualified to such appointment."

JOHNSTON.

Upon motion of Senator Nance, Section 3 was adopted.

Sections 4, 5 and 6 were read and adopted, upon motions of Senator Nance.

Upon motion of Senator Nance, Senate Bill No. 208 was advanced to engrossment and third reading.

Upon motion of Senator Garvin, the rules of the Senate were suspended and Senate Bill No. 208 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 208 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Johnston,	Rinehart,	Thomas,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Timmons,
Broadus,	Fidler,	Logan,	Rorschach,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Wilbanks,
Carmack,	George,	Nance,	Spencer,	Willis.
Chamberlin,	Hill,	Nichols,	Stewart,	
Commons,	Howsley,	Paul,	Taylor,	Total, 33.

#### NAY:

Burns,	Ivester.	Total, 2.
--------	----------	-----------

#### EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

#### NOT VOTING:

Carlile,	King,	Pugh,	Waldrep,	
Fischl,	MacDonald,	Ray,	Wright.	Total, 8.

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:

AYE:

Albright,	Curnutt,	Johnston,	Rinehart,	Thomas,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Timmons,
Broaddus,	Fidler,	Logan,	Rorschach,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Wilbanks,
Carmack,	George,	Nance,	Spencer,	Willis.
Chamberlin,	Hill,	Nichols,	Stewart,	
Commons,	Howsley,	Paul,	Taylor,	Total, 33.

NAY:

Burns,	Ivester.	Total, 2.
--------	----------	-----------

EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

NOT VOTING:

Carlile,	King,	Pugh,	Waldrep,	
Fischl,	MacDonald,	Ray,	Wright.	Total, 8.

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. 208 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 61 and 65, each, correctly enrolled.

WILLIS, Chairman.

Senate Bills Nos. 61 and 65, were 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.

MESSAGES

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 115, entitled:

ENROLLED SENATE BILL NO. 115—By FISCHL of the Senate and REED of the House, entitled:

An Act appropriating Twenty-five Thousand Dollars out of the



general revenue funds of the State of Oklahoma for the use of the State Game and Fish Department, and declaring an emergency, and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of the State of Oklahoma.

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 313—By ABERNATHY of Pottawatomie, CAREY, SPENCER, FRAYER and HOYT,

An Act amending Section 1, Article 1, Chapter 96, Session Laws of Oklahoma, 1933, relating to District Court Judicial Districts in the State of Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 24—By ABERNATHY of Pottawatomie, CAREY, WILLIAMS, MUNGER, MUNSON, HUEY, COOK, REED, DEATON, COE, STOKES, HOWELL, HUSER, SADLER, TRAW, MARTIN, WRIGHT of Beaver, FREEMAN, WHITAKER, BROWN, COUCH, HAYNES, BILLINGS, SPENCER, DAVIS, BECK, MORSE, MAUK, BREWER, BOGGS, HUNT of Osage, STANDRIDGE, FRAYER, SPEAR, WORTHINGTON, FRAZIER, CARMICHAEL, DOGGETT, ROBERTS, WELCH, ALLEN and PHILLIPS of Pawnee, of the House and KING of the Senate,

An Act requiring licenses for the operation, maintenance, opening or establishing of stores in this State; prescribing the license and filing fees to be paid therefor; providing further that the revenue collected hereunder, less expenses for collection and enforcement, shall be placed to the credit of the general revenue fund for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and making appropriations therefor; prescribing penalties; repealing all laws in conflict herewith, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bills Nos. 24 and 313.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED SENATE BILL NO. 96—By TIMMONS,

An Act relating to the conversion of building and loan associations, chartered under the laws of the State of Oklahoma, into federal savings and loan associations, vitalizing and validating the conversion of associations in conformity with the United States Statutes, and giving the consent of the State of Oklahoma to such conversion, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 96 was ordered referred for enrollment.

Senator Wilbanks raised a question of "no quorum," and, upon a roll call of the Senate being ordered, a quorum of the Senate was declared present.

Senator Nance advised the Senate that Mrs. Maud Ballington Booth, of The Volunteers of America, was present, and, upon his request, Senator Johnston presented the distinguished visitor and her party, following which Mrs. Booth addressed the Senate.

President Pro Tempore Briggs presiding.

Upon motion of Senator Nance, a vote of thanks was extended Mrs. Booth for her splendid and constructive address.

#### GENERAL ORDER

At the request of Senator Hill, HOUSE BILL NO. 39, by Whitt, et al, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Hill.

Upon motion of Senator Hill, House Bill No. 39 was advanced to engrossment and third reading.

Upon motion of Senator Hill, the rules of the Senate were suspended and House Bill No. 39 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

## AYE:

Briggs,	Fidler,	King,	Paul,	Wilbanks,
Broadus,	George,	Logan,	Pugh,	Willis.
Burns,	Hill,	Lowrance,	Ritzhaupt,	
Bushyhead,	Howsley,	MacDonald,	Sowards,	
Carmack,	Ivester,	Nance,	Spencer,	
Chamberlin,	Jones,	Nichols,	Waldrep,	Total, 26.

## NAY:

Curnutt,	Rinehart,	Thomas.
Johnston,	Taylor,	Total, 5.

## EXCUSED:

Commons,	Hutchinson.	Total, 2.
----------	-------------	-----------

## NOT VOTING:

Albright,	Fischl,	Rorschach,	Whitaker,
Carlile,	Garvin,	Stewart,	Wright.
Duffy,	Ray,	Timmons,	Total, 11.

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:

## AYE:

Albright,	Fidler,	Johnston,	Paul,	Wilbanks,
Briggs,	Fischl,	Jones,	Pugh,	Willis.
Broadus,	Garvin,	King,	Ritzhaupt,	
Burns,	George,	Lowrance,	Sowards,	
Bushyhead,	Hill,	MacDonald,	Spencer,	
Carmack,	Howsley,	Nance,	Taylor,	
Chamberlin,	Ivester,	Nichols,	Thomas,	Total, 30.

## NAY:

Curnutt,	Rinehart.	Total, 2.
----------	-----------	-----------

## EXCUSED:

Commons,	Hutchinson.	Total, 2.
----------	-------------	-----------

## NOT VOTING:

Carlile,	Ray,	Timmons,	Wright.
Duffy,	Rorschach,	Waldrep,	
Logan,	Stewart,	Whitaker,	Total, 10.



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. 39, and ordered the same returned to the Honorable House.

Senator Fidler asked unanimous consent of the Senate, which was granted, to have the record show, had he been present on the last legislative day at the time HOUSE BILL NO. 4 was passed by the Senate, he would have voted "No," on the passage of the bill and emergency.

### GENERAL ORDER

SENATE BILL NO. 159, by Nance, was considered.

Section 1 was read and adopted, upon motion of Senator Nance.

Upon motion of Senator Nance, Senate Bill No. 159 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 159 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 159 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Howsley,	Nichols,	Thomas,
Briggs,	Duffy,	Johnston,	Paul,	Timmons,
Broadus,	Fidler,	Jones,	Pugh,	Waldrep,
Burns,	Fischl,	King,	Rinehart,	Willis.
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	
Carmack,	George,	Lowrance,	Sowards,	
Chamberlin,	Hill,	Nance,	Taylor,	Total, 32.

#### EXCUSED:

Commons,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

#### NOT VOTING:

Carlile,	MacDonald,	Rorschach,	Stewart,	Wright.
Ivester,	Ray,	Spencer,	Whitaker,	Total, 9.

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:

AYE:

Albright,	Curnutt,	Howsley,	Nichols,	Thomas,
Briggs,	Duffy,	Johnston,	Paul,	Timmons,
Broadus,	Fidler,	Jones,	Pugh,	Waldrep,
Burns,	Fischl,	King,	Rinehart,	Willis.
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	
Carmack,	George,	Lowrance,	Sowards,	
Chamberlin,	Hill,	Nance,	Taylor,	Total, 32.

EXCUSED:

Commons,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

NOT VOTING:

Carlile,	MacDonald,	Rorschach,	Stewart,	Wright.
Ivester,	Ray,	Spencer,	Whitaker,	Total, 9.

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 ordered referred for engrossment.

Senator Nance presiding.

### GENERAL ORDER

SENATE BILL NO. 198, by Briggs and Ivester, was considered further.

The Curnutt amendment submitted on February 26, was re-read.

Senator Hill raised a point of order against consideration of the Curnutt amendment, stating a substitute therefor was pending, which point of order was sustained.

The Briggs substitute amendment was re-read.

Senator Curnutt asked unanimous consent, which was granted, to withdraw his pending amendment.

Senator Chamberlin, as a substitute for the Briggs amendment, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 198, line 16, page 2, by changing the period after the word, "person," to a semi-colon and adding the following: "Providing further that such judgment, if obtained, shall not be paid until appropriation is made therefor by act of the legislature."

CHAMBERLIN.

Senator Curnutt re-submitted his amendment to lines 2 and 3, page 1, as follows, and, by unanimous consent, withdrew the amendment:

Mr. President: I move to amend Senate Bill No. 198, lines 2 and 3 page 1, by striking after the word, "Highways," line 2 and before the word, "is," line 3.

CURNUTT.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Ivester:

Mr. President: I move to amend Senate Bill No. 198, line 4, page 1, by inserting after the word, "damages," and before the word, "or," the following: "In any sum not to exceed \$10,000.00."

CURNUTT.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 198, by adding after the Chamberlin amendment, the following: "Providing further that none of the funds hereby made legal shall be subject to garnishment, injunction, attachment or any other mesne process."

CHAMBERLIN.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 198, line 3, page 1, by striking the word, "is," and inserting the word, "are," and in line 4, page 1, by striking the word, "is," and inserting the word, "are".

CHAMBERLIN.

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

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

Upon motion of Senator Briggs, Senate Bill No. 198 was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Bill No. 198 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

## AYE:

Albright,	Duffy,	Ivester,	Nichols,	Timmons,
Briggs,	Fidler,	Johnston,	Paul,	Wright.
Broadus,	Garvin,	Jones,	Pugh,	
Burns,	George,	King,	Rinehart,	
Carmack,	Hill,	Logan,	Rorschach,	
Chamberlin,	Howsley,	Nance,	Spencer,	Total, 26.

## NAY:

Curnutt,	Thomas,	Willis.
Sowards,	Whitaker,	Total, 5.

## EXCUSED:

Commons,	Hutchinson,	Wilbanks.	Total, 3
----------	-------------	-----------	----------

## NOT VOTING:

Bushyhead,	Lowrance,	Ritzhaupt,	Waldrep.
Carlile,	MacDonald,	Stewart,	
Fischl,	Ray,	Taylor,	Total, 10.

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:

## AYE:

Albright,	Fidler,	Jones,	Pugh,	Willis,
Briggs,	Garvin,	King,	Rinehart,	Wright.
Broadus,	George,	Logan,	Rorschach,	
Burns,	Hill,	Lowrance,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Timmons,	
Duffy,	Johnston,	Paul,	Whitaker,	Total, 30.

## NAY:

Curnutt,	Thomas.	Total, 2.
----------	---------	-----------

## EXCUSED:

Commons,	Hutchinson,	Wilbanks.	Total, 3.
----------	-------------	-----------	-----------

## NOT VOTING:

Bushyhead,	Fischl,	Ray,	Stewart,	Waldrep.
Carlile,	MacDonald,	Ritzhaupt,	Taylor,	Total, 9.

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 ordered referred for engrossment.

Upon motion of Senator Nichols, the Senate Auditor was instructed to send suitable flowers to Mrs. Homer Paul, at St. Mary's Hospital, in Rochester, Minn.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 15 and 208, each, correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 15 and 208 and ordered each transmitted to the Honorable House, for consideration.

Upon motion of Senator Ritzhaupt, SENATE BILL NO. 179, by George and Jones, was ordered printed.

Senator Briggs moved that, when the Senate adjourns today, it adjourn to meet at 10:00 a. m., tomorrow, which motion was adopted.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 220 by Nance, entitled:

An Act conferring Jurisdiction upon the County Courts of the State of Oklahoma in forcible entry and detainer actions; prescribing the procedure therefor; and 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 as amended.

CURNUTT, Chairman.

Upon motion, of Senator Briggs, the Senate adjourned, to meet at 10:00 a. m., Friday, March 1st, 1935.

## THIRTY-EIGHTH LEGISLATIVE DAY

FRIDAY, MARCH 1, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by the President.

Upon roll call, the President announced a quorum of the Senate was not present.

Upon motion of Senator Curnutt, the Senate recessed to meet at 10:30 a. m.

At 10:30 a. m., the Senate reassembled, with the President presiding.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Briggs,	Fidler,	King,	Rinehart,	Waldrep,
Broadbudd,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	MacDonald,	Sowards,	Wright.
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Ivester,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Thomas,	Total, 37.

## EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlile,	Hutchinson,	Stewart,	Total, 7.

The President declared a quorum present.

Prayer was offered by Senator Johnston.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 159 and 198 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 159 and ordered it transmitted to the Honorable House for consideration.



Senator Curnutt asked unanimous consent, which was granted, to defer signing Senate Bill No. 198 until a later date.

The following Committee report was submitted and, upon motion of Senator Commons, adopted:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 87 by Abernethy of Harmon of the House, and Logan of the Senate, entitled:

An Act amending Section 5, Chapter 103, Session Laws of 1933, and Section 12445, Oklahoma Statutes, 1931; relating to the payment of gross production tax on asphalt, ores bearing lead, zinc, jack, gold, silver, copper, petroleum, crude oil, other mineral oil, natural gas and/or casinghead gas; providing for apportionment of taxes and penalties; providing for the enforcement of said Act; making an apportionment for the collection thereof; 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 the bill be printed and placed upon the Calendar without further recommendation.

COMMONS, Chairman.

Upon motion of Senator Commons, consideration of House Bill No. 87 was set for Special Order, at 2:00 p. m., Wednesday, March 6th, 1935.

#### FIRST READING

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

SENATE BILL NO. 227—By LOGAN (By Request)—An Act amending Chapter 72, Oklahoma Statutes 1931, as amended by Chapter 29, Session Laws 1933, known as the "Workmen's Compensation Law", and declaring an emergency.

SENATE BILL NO. 228—By BROADDUS of the Senate and CHAMBERS of the House—An Act granting power to cities and towns to impose a tax on the gross receipts of any person, firm, association or corporation furnishing power, light, heat, gas, electricity, or water in any city or town by the governing body of said city or town, providing procedure for collecting such tax and penalties for non-payment thereof and repealing all acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 229—By RORSCHACH of the Senate and BAILEY of the House—An Act authorizing transfer of funds in the sum of Twenty Thousand (\$20,000) Dollars out of the Hospital Fund into the General Maintenance Fund of the Eastern Oklahoma Hospital at Vinita, Oklahoma, and declaring an emergency.

SENATE BILL NO. 230—By FISCHL of the Senate and REED of the House—An Act authorizing the State Game and Fish Commission to declare open season on certain game and to fix the time and conditions thereof in any Counties or parts of Counties of this State, and to require a special license or permit to hunt during such season, and to fix the amount thereof, and to prescribe any rules and regulations regarding the conduct and policies of such season and areas during such season, repealing all conflicting laws, and declaring an emergency.

SENATE BILL NO. 231—By BROADDUS—An Act amending Chapter 156 (House Bill 656) Oklahoma Session Laws 1933, and providing for the regulation of the use of the public highways by motor vehicles, and levying a tax providing for the disposition thereof.

#### SECOND READING

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

SENATE BILL NO. 221—By MILITARY AFFAIRS COMMITTEE—Referred to Committee on Appropriations.

SENATE BILL NO. 222—By HOWSLEY of the Senate, and PAULS and HOWELL of the House—Referred to Committee on Banks and Banking.

SENATE BILL NO. 223—By COMMONS and RORSCHACH—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 224—By SOWARDS—Referred to Committee on Insurance.

SENATE BILL NO. 225—By JOHNSTON and WRIGHT—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 226—By BROADDUS—Referred to Committee and Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 313—By ABERNATHY of Pottawatomie, CAREY, SPENCER, FRAYER and HOYT—Referred to Committee on Judicial Redistricting.

ENGROSSED HOUSE BILL NO. 24—By ABERNATHY of Pottawatomie, CAREY, WILLIAMS, MUNGER, MUNSON, HUEY, COOK, REED, DEATON, COE, STOKES, HOWELL, HUSER, SADLER, TRAW, MARTIN, WRIGHT of Beaver, FREEDMAN, WHITAKER, BROWN, COUCH, HAYNES, BILLINGS, SPENCER, DAVIS, BECK, MORSE, MAUK, BREWER, BOGGS, HUNT of Osage, STANDRIDGE, FRAYER, SPEAR, WORTHINGTON, FRAZIER, CARMICHAEL, DOGETT, ROBERTS, WELCH, ALLEN and PHILLIPS of Pawnee of the House, and KING of the Senate—Referred to Committee on Revenue and Taxation.

# GENERAL ORDER

Senator Carmack moved that the rules of the Senate be suspended and HOUSE BILL NO. 273, by Byrom be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Carmack, the rules of the Senate were suspended and House Bill No. 273 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 273 was read for the third time at length.

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

### AYE:

Briggs,	George,	Lowrance,	Ritzhaupt,	Wright.
Broadus,	Hill,	MacDonald,	Rorschach,	Willis,
Carmack,	Ivester,	Nance,	Spencer,	
Chamberlin,	Johnston,	Nichols,	Taylor,	
Curnutt,	Jones,	Paul,	Thomas,	
Duffy,	King,	Pugh,	Timmons,	
Fischl,	Logan,	Rinehart,	Whitaker,	Total, 30.

### EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlile,	Hutchinson,	Stewart,	Total, 7.

### NOT VOTING:

Albright,	Commons,	Howsley,	Waldrep.
Bushyhead,	Fidler,	Sowards,	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:

### AYE:

Briggs,	George,	Lowrance,	Ritzhaupt,	Willis,
Broadus,	Hill,	MacDonald,	Rorschach,	Wright.
Carmack,	Ivester,	Nance,	Spencer,	
Chamberlin,	Johnston,	Nichols,	Taylor,	
Curnutt,	Jones,	Paul,	Thomas,	
Duffy,	King,	Pugh,	Timmons,	
Fischl,	Logan,	Rinehart,	Whitaker,	Total, 30.

### EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlile,	Hutchinson,	Stewart,	Total, 7.



## NOT VOTING:

Albright,	Commons,	Howsley,	Waldrep.
Bushyhead,	Fidler,	Sowards,	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 House Bill No. 273, and ordered the same returned to the Honorable House.

## GENERAL ORDER

Senator Chamberlin asked unanimous consent, which was granted, to consider HOUSE BILL NO. 38, By Cox, et al., of the House. and Chamberlin, et al., of the Senate.

Section 1 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 38, line 4, page 1, by striking after the word, "cents" the comma.

CHAMBERLIN.

Senator Fischl submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend House Bill No. 38, line 2, page 1, by adding after the figures, "1931," the following: "as amended, by Section 1, House Bill No. 416, Chapter 126, Session Laws, 1933."

FISCHL.

Senator Ivester submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 38, lines 3 and 4, page 2, by substituting after the word, "that," in line 3, and before the word, "percentum," in line 4, the words and figures "ninety-seven (97)."

IVESTER.

Senator Whitaker submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 38, lines 5 and 6, page 2, by striking the words, "after all deductions allowed by law have been made."

WHITAKER.

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

Section 2 was read.

Senator Rorschach submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend House Bill No. 38, line 16, page 2, by striking after the word, "operating," and before the word, "stationary," the words, "farm tractors."

RORSCHACH.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 38, lines 1 and 2, page 3, by striking the words, "which shall be."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 38, line 12, page 3, by striking the words, "the said invoice or ticket shall show," and in line 17, page 3, strike the semicolon after the word, "thereby."

FISCHL.

Senators Wright and Fischl submitted the following amendment, which was tabled, upon motion of Senator Rorschach:

Mr. President: We move to amend House Bill No. 38, line 18, page 2, by adding after the word, "purposes," and before the word, "be," the following: "or when any municipal subdivision buys motor fuel solely for use of that municipality."

WRIGHT and FISCHL.

Senator Pugh submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 38, line 1, page 4, by inserting after the word, "purposes," the words, "including terracing."

PUGH.

Senator Rinehart submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 38, line 18, page 2, by adding after the word, "purpose," and before the word, "he," the following: "or is brought, stored or withdrawn from storage by railroads subject to the commerce laws of the United States, to be used by them on their lines of railroad."

RINEHART.

Upon motion of Senator Chamberlin, Section 2, as amended, was adopted.

Section 3 was read.

President Pro Tempore Briggs presiding.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 38, line 9, page 4, by striking after the word, "days," the comma and in line 11, page 4, by striking after the word, "distributor," the comma and in line 9 page 5, by striking the comma after the word, "provided," and in line 18, page 6, strike the comma after the letters, "priating."

CHAMBERLIN.

Senator Wright submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend House Bill No. 38, line 4, page 6, by striking after the word, "amount," and before the word, "said," the words, "received by the State," and inserting the word, "paid."

WRIGHT.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 38, line 14, page 4, by striking after the word, "purchased," and before the word, "the," the balance of line 14 and down to the word, "the," in line 15.

IVESTER.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 38, line 5, page 7, by striking the words and figures, "Five Hundred (\$500.00) Dollars," and inserting the words and figures, "One Hundred (\$100.00) Dollars, nor more than One Thousand (\$1,000.00) Dollars."

CHAMBERLIN.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 38, by striking lines 12, 13, 14 and 15, page 5.

IVESTER.

Upon motion of Senator Chamberlin, Section 3, as amended, was adopted.



Upon motion of Senator Chamberlin, House Bill No. 38, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the title of House Bill No. 38 was amended to read: "AN ACT AMENDING SECTION 12527, OKLAHOMA STATUTES, 1931, AND SECTIONS 12576, AND 12577, OKLAHOMA STATUTES, 1931, AND SECTION 1, HOUSE BILL NO. 416, CHAPTER 126, SESSION LAWS, 1933, RELATING TO MOTOR FUEL OR GASOLINE EXCISE TAX, AGRICULTURAL EXEMPTIONS AND REFUNDS; PROVIDING THE TIME OF REFUND AND PROVIDING A PENALTY FOR VIOLATION OF THIS ACT, AND DECLARING AN EMERGENCY."

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and House Bill No. 38, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 38 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Jones,	Pugh,	Thomas,
Briggs,	Fischl,	King,	Rinehart,	Timmons,
Broadus,	George,	Logan,	Ritzhaupt,	Waldrep,
Carmack,	Hill,	MacDonald,	Rorschach,	Whitaker,
Chamberlin,	Howsley,	Nance,	Sowards,	Willis,
Commons,	Ivester,	Nichols,	Spencer,	Wright,
Curnutt,	Johnston,	Paul,	Taylor,	Total, 34.

#### NAY:

Bushyhead. Total, 1.

#### EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlie,	Hutchinson,	Stewart,	Total, 7.

#### NOT VOTING:

Fidler, Lowrance. 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:

## AYE:

Albright,	Duffy,	Jones,	Pugh,	Thomas,
Briggs,	Fischl,	King,	Rinehart,	Timmons,
Broadbudd,	George,	Logan,	Ritzhaupt,	Waldrep,
Carmack,	Hill,	MacDonald,	Rorschach,	Whitaker,
Chamberlin,	Howsley,	Nance,	Sowards,	Willis,
Commons,	Ivester,	Nichols,	Spencer,	Wright,
Curnutt,	Johnston,	Paul,	Taylor,	Total, 34.

## NAY:

Bushyhead. Total, 1.

## EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlile,	Hutchinson,	Stewart,	Total, 7.

## NOT VOTING:

Fidler, Lowrance. 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. 38, as amended, was ordered referred for engrossment.

## GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 126, by Schwoerke et al of the House, and Hill et al of the Senate was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 126, line 3, page 2, by inserting after the word, "Governor," and before the word, "within," the words, "with the advice and consent of the Senate."

CURNUTT.

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

Sections 2, 3, 4, 5 and 6 were read and adopted, upon motions of Senator Hill.

Section 7 was read.

Senator Broadbudd submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 126, line 17, page 9, by striking the word, "two," and inserting the word, "one."

BROADDUS.

Upon motion of Senator Nance, Section 7, as amended, was adopted.

Section 8 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 126, line 11, page 11, by striking said line 11 and inserting the following: "by the Council of National Association of Chiropody as an accredited College of Chiropody."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 8, as amended, was adopted.

Sections 9, 10 and 11 were read and adopted, upon motions of Senator Nance.

Section 12 was read.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 126, line 2, page 16, by inserting after the word, "State," the following: "Provided that the fitting or recommending of appliances, devices or shoes for the prevention, correction or relief of foot ailments or troubles by retail shoe dealers or their salesmen, not holding themselves out to the public as Chiropodists, under the terms of this Act, shall not be in violation thereof."

FISCHL.

Upon motion of Senator Nance, Section 12, as amended, was adopted.

Sections 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 were read and adopted, upon motions of Senator Ritzhaupt.

Upon motion of Senator Nance, House Bill No. 126, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 126, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 126 was read for the third time at length.



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

## AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	King,	Ritzhaupt,	Willis.
Broadus,	George,	Logan,	Rorschach,	
Bushyhead,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Taylor,	
Chamberlin,	Ivester,	Nichols,	Thomas,	
Curnutt,	Johnston,	Pugh,	Timmons,	Total, 30.

## NAY:

Lowrance,	Paul,	Spencer.	Total, 3.
-----------	-------	----------	-----------

## EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlile,	Hutchinson,	Stewart,	Total, 7.

## NOT VOTING:

Commons,	Fidler,	Waldrep,	Wright.	Total, 4.
----------	---------	----------	---------	-----------

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. 126, as amended, was ordered referred for engrossment.

## GENERAL ORDER

Senator Timmons asked unanimous consent, which was granted, to take up for consideration SENATE BILL NO. 219, by Timmons, et al.

Section 1 was read and adopted, upon motion of Senator Timmons.

Upon motion of Senator Timmons, Senate Bill No. 219 was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Bill No. 219 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 219 was read for the third time at length.

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

AYE:

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Briggs,	Fischl,	King,	Rinehart,	Waldrep,
Broaddus,	George,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Sowards,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright.
Chamberlin,	Ivester,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Thomas,	Total, 33.

NAY:

Rorschach. Total, 1.

EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlile,	Hutchinson,	Stewart,	Total, 7.

NOT VOTING:

Commons, Fidler, MacDonald. 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:

AYE:

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Briggs,	Fischl,	King,	Rinehart,	Waldrep,
Broaddus,	George,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Sowards,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright.
Chamberlin,	Ivester,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Thomas,	Total, 33.

NAY:

Rorschach. Total, 1.

EXCUSED:

Burns,	Garvin,	Ray,	Wilbanks.
Carlile,	Hutchinson,	Stewart,	Total, 7.

NOT VOTING:

Commons, Fidler, MacDonald. 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 Bili No. 219 was ordered referred for engrossment.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 61—By BRIGGS of the Senate, and COLEMAN and TRAW of the House,

An Act providing for vacancies in the office of the County Commissioner and for the filling of said vacancies by appointment, and declaring an emergency.

ENROLLED SENATE BILL NO. 65—By HILL and BRIGGS,

A Bill to be entitled an Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each for groceries and foodstuffs furnished to the destitute in Pittsburg County, Oklahoma, in December, 1934, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 61 and 65 were ordered referred to the Governor, for his consideration.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 102—By GREGORY,

An Act amending Section 9732, Oklahoma Statutes, 1931, providing that amended charters of corporations shall be signed by the Secretary of State, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



House Bill No. 102 was read at length for the fourth time, the enrolled copy signed in open session, by the President Pro Tempore and ordered returned to the Honorable House.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 139 by Fischl, entitled:

An Act authorizing a representative of the estate of Gerald Wood, deceased, or his surviving heirs to bring suit against the State of Oklahoma for the benefit of said estate or said heirs for damages resulting from the death of said Gerald Wood, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 138 by Fischl, entitled:

An Act authorizing McKinley Mills to bring suit against the State of Oklahoma for the purpose of determining whether or not the State of Oklahoma is indebted to said McKinley Mills on account of injuries received by being run over by a truck, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DUFFY, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 96 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 96 was read at length 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.

Upon motion of Senator Nance, the Senate recessed, to meet at 1:30 p. m.

#### AFTERNOON SESSION

The Senate reassembled at 1:30 p. m., with the President Pro Tempore presiding.

Senators Wilbanks and Stewart asked to be recorded "present," which was the order.

#### 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 Criminal Jurisprudence to whom was referred Engrossed House Bill No. 43 by Montgomery, entitled:

An Act relating to evidence offered by defendant in criminal cases to establish an alibi; providing for notice thereof to the county attorney, or in the event of failure to give such notice, the court may continue said case for investigation upon motion of county attorney,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred Senate Joint Resolution No. 5 by Ritzhaupt, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection at the next regular general election held in the State of Oklahoma, a proposed amendment to Section 1 of Article 16, 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.

MacDONALD, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred Senate Joint Resolution No. 6 by Logan, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 1 of Article 23, of the Constitution of the State of Oklahoma, stating the number of hours which shall constitute a day's work,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MacDONALD, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to

whom was referred Senate Bill No. 112 by Pugh, Ivester, Willis and Curnutt, entitled:

An Act amending Sections 3484, 3485, 3486, 3489, 3492, 3493, 3495, and 3499 of Oklahoma Statutes 1931,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PUGH, Chairman.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 172 by Wilbanks, entitled:

An Act amending Section 1, Chapter 112, Oklahoma Session Laws 1933, relating to unlawful discriminations in the purchase or sale of commodities of general use, in the rendering of service to the public and in the sale of furnishing of advertising, advertising service or space for advertisements in publications, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Chairman.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 205 by Commons, entitled:

An Act relating to the removal from office of any sheriff who knowingly permits slot machines to operate; requiring the attorney general to institute proceedings and conduct 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.

SPENCER, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 219 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 219 and ordered the bill transmitted to the Honorable House, for consideration.

#### GENERAL ORDER

SENATE BILL NO. 44, by Stewart, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Stewart.



Upon motion of Senator Stewart, Senate Bill No. 44 was advanced to engrossment and third reading.

Upon motion of Senator Stewart, the rules of the Senate were suspended and Senate Bill No. 44 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 44 was read for the third time at length.

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

#### AYE:

Briggs,	Fischl,	Johnston,	Pugh,	Whitaker,
Carmack,	George,	Jones,	Rinehart,	Wilbanks,
Curnutt,	Hill,	King,	Rorschach,	Willis.
Duffy,	Howseley,	MacDonald,	Stewart,	
Fidler,	Ivester,	Paul,	Timmons,	Total, 23.

#### NAY:

Nance.	Total, 1.
--------	-----------

#### EXCUSED:

Burns,	Garvin,	Ray.
Carlile,	Hutchinson,	Total, 5.

#### NOT VOTING:

Albright,	Commons,	Ritzhaupt,	Thomas,
Broadbudd,	Logan,	Sowards,	Waldrep,
Bushyhead,	Lowrance,	Spencer,	Wright.
Chamberlin,	Nichols,	Taylor,	Total, 15.

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 Stewart, the emergency section to Senate Bill No. 44 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 44 was ordered referred for engrossment.

### GENERAL ORDER

Senator Nance called up for consideration SENATE BILL NO. 58, by Nance, et al.

Section 1 was read.

Senator Fischl moved that further consideration of Senate Bill

No. 58 be deferred until Thursday, March 7, 1935, at 2:00 p. m., when it should be considered as a Special Order.

Senator Nance, as a substitute, moved that Senate Bill No. 58 be read at length and that consideration be deferred until 2:00 p. m., Monday, March 4th, 1935, as a Special Order, which motion was adopted.

SENATE BILL NO. 122, By Wilbanks and George of the Senate and Huser of the House was considered.

Section 1 was read and adopted, upon motion of Senator Wilbanks.

Upon motion of Senator Wilbanks, Senate Bill No. 122 was advanced to engrossment and third reading.

Upon motion of Senator Wilbanks, the rules of the Senate were suspended and Senate Bill No. 122 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 122 was read for the third time at length.

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

#### AYE:

Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Broadus,	Howsley,	Nance,	Sowards,	Willis,
Carmack,	Ivester,	Nichols,	Stewart,	Wright.
Curnutt,	Johnston,	Paul,	Taylor,	
Fidler,	Jones,	Pugh,	Timmons,	
Fischl,	King,	Rinehart,	Waldrep,	
George,	Logan,	Ritzhaupt,	Whitaker,	Total, 31.

#### EXCUSED:

Burns,	Garvin,	Ray.
Carlile,	Hutchinson,	Total, 5.

#### NOT VOTING:

Albright,	Chamberlin,	Duffy,	Spencer,	
Bushyhead,	Commons,	MacDonald,	Thomas.	Total, 8.

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. 122 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 124, by Wilbanks, was considered.

Section 1 was read and adopted, upon motion of Senator Wilbanks.

Upon motion of Senator Wilbanks, Senate Bill No. 124 was advanced to engrossment and third reading.

Upon motion of Senator Wilbanks, the rules of the Senate were suspended and Senate Bill No. 124 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	George,	Logan,	Rorschach,	Wilbanks,
Briggs,	Hill,	MacDonald,	Sowards,	Willis,
Broadbuss,	Howsley,	Nance,	Stewart,	Wright.
Carmack,	Ivester,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Timmons,	
Fidler,	Jones,	Pugh,	Waldrep,	
Fischl,	King,	Ritzhaupt,	Whitaker,	Total, 31.

#### EXCUSED:

Burns,	Garvin,	Ray.
Carlile,	Hutchinson,	Total, 5.

#### NOT VOTING:

Bushyhead,	Commons,	Lowrance,	Spencer,
Chamberlin,	Duffy,	Rinehart,	Thomas.
			Total, 8.

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:

#### AYE:

Albright,	George,	Logan,	Rorschach,	Wilbanks,
Briggs,	Hill,	MacDonald,	Sowards,	Willis,
Broadbuss,	Howsley,	Nance,	Stewart,	Wright.
Carmack,	Ivester,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Timmons,	
Fidler,	Jones,	Pugh,	Waldrep,	
Fischl,	King,	Ritzhaupt,	Whitaker,	Total, 31.

#### EXCUSED:

Burns,	Garvin,	Ray.
Carlile,	Hutchinson,	Total, 5.



NOT VOTING:

Bushyhead,	Commons,	Lowrance,	Spencer,	
Chamberlin,	Duffy,	Rinehart,	Thomas.	Total, 8.

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. 124 was ordered referred for engrossment.

CONFERENCE COMMITTEE REPORT

Senator Chamberlin submitted the following Conference Committee Report, which was read:

To the President of the Senate, and  
The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Senate Bill No. 1, entitled:

An Act creating the State Relief Commission and providing for the members thereof; defining the purposes of this Act and the duties of the Commission; authorizing the Commission to make rules and regulations necessary to carry out the provisions hereof; providing for the allocation and distribution of the funds appropriated by this Act; authorizing the Commission to select a director and other officials and employees; providing for bonds for certain officials; authorizing the manner of the distribution of the funds appropriated; making further provision for the selection of officials and employees in order to effect economy; fixing the maximum amount that they may be paid for salaries and certain other expenses; directing the method of payment of the funds; authorizing and directing the Adjutant General to furnish trucks and certain other equipment for use by the Commission; making appropriations to carry out the purposes and provisions of this Act for the remainder of the fiscal year ending June 30, 1935, defining certain terms, and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith report and recommend that the Conference Committee Substitute for Engrossed Senate Bill No. 1, as hereto attached, do pass.

BECK,  
WORTHINGTON,  
GIBBONS,  
DUNN,  
COE,  
WRIGHT,

House Conferees.

NICHOLS,  
MacDONALD,  
NANCE,  
HILL,  
CHAMBERLIN,  
PAUL,

Senate Conferees.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED  
SENATE BILL NO. 1—By CHAMBERLIN, NANCE, RITZHAUPT,  
HILL, THOMAS, CARMACK, PAUL, SOWARDS, CARLILE, WILLIS,

GEORGE, BUSHYHEAD, KING, DUFFY, JONES, RINEHART, MacDONALD, RAY, BURNS, TAYLOR, JOHNSTON and FIDLER.

AN ACT CREATING THE STATE BOARD OF PUBLIC WELFARE AND CREATING IN THE SEVERAL COUNTIES OF THE STATE, COUNTY WELFARE BOARDS; DEFINING POWERS AND DUTIES OF SUCH STATE BOARD AND THE POWERS AND DUTIES OF SUCH COUNTY BOARDS; APPROPRIATING THE SUM OF ONE MILLION FIVE HUNDRED THOUSAND (\$1,500,000.00) DOLLARS FOR THE REMAINDER OF THE CURRENT FISCAL YEAR 1934-35 AND FOR THE FISCAL YEAR 1935-36 TO SUPPLEMENT THE FUNDS OF THE VARIOUS COUNTIES WHICH HAVE BEEN OR MAY BE APPROPRIATED FOR THE CARE OF THE POOR AND THE INDIGENT AND THE WIDOWS OF SUCH COUNTIES; PROVIDING FOR THE MAKING OF UNIFORM RULES AND REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS ACT; DIRECTING THE MANNER AND METHOD OF DISTRIBUTING THE FUNDS HEREBY APPROPRIATED, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. There is hereby created the State Board of Public Welfare which shall be composed of the Governor, the Chairman of the State Board of Public Affairs, the State Treasurer, the State Commissioner of Health, and the Adjutant General. The Governor shall be the chairman of the State Board of Public Welfare, and such board shall meet at the State Capitol upon call of the Governor. No member of such board shall receive any compensation or remuneration for services rendered under the provisions of this Act.

SECTION 2. There is hereby created in each County of this State for the purpose of administering the funds to be allocated thereto under the provisions of this Act, a County Welfare Board to be composed of the Chairman of the Board of County Commissioners, the County Judge and the County Superintendent of Public Health; provided that in counties not having a Superintendent of Public Health, the County Superintendent of Public Instruction shall be a member of such board. Such board shall select one of the members as chairman and shall administer and expend the funds allocated to such county under the provisions of this Act, subject to the right of the Board of County Commissioners to approve or reject any claim for payment out of the money allocated to such county.

SECTION 3. The primary purpose of this Act is to supplement the funds which have or may hereafter be appropriated by the County Excise Boards of the various counties of the State of Oklahoma for the indigent of the various counties. The funds provided for by this Act shall be used for the purpose of providing food, clothing, fuel, medical and surgical necessities and other necessary supplies for the destitute unemployable citizens of this State, who are, and for a period of one year prior to the passage of this Act, have been bona fide citizens and actual residents in this State, who on account of age or other infirmity are now or may hereafter become unemployable, all as defined and provided by Articles 10 and 11, Chapter 35, Oklahoma Stat-



utes, 1931. Provided, however, that no one family shall be allowed more than \$10.00 in any one calendar month.

SECTION 4. Upon allocation of the funds as provided herein by the State Board of Public Welfare, the administration of the provisions of this Act and distribution of such funds, shall be under the control, direction and supervision of the County Welfare Boards in the several counties of the State, under uniform rules and regulations promulgated by the State Board of Public Welfare, but in no wise inconsistent with the provisions of this Act. The members of said board shall serve without any compensation or remuneration for services rendered under the provisions of this Act.

SECTION 5. The State Board of Public Welfare shall, from time to time, allocate to the several counties of the State on a per capita basis according to the last Federal Census, the funds hereby appropriated or so much thereof as may be needed by such counties to supplement the funds which have or may hereafter be appropriated by the County Excise Boards of the various counties, for the care of the indigent and poor and the widows as provided by Article 10 and 11, Chapter 35, Oklahoma Statutes, 1931.

SECTION 6. The County Welfare Boards of the several counties of the State are hereby authorized to appoint, subject to approval of the Federal Emergency Relief Administrator in any county, any official or employee now or hereafter engaged or employed by said Federal Emergency Relief Administrator in said county to assist the County Welfare Board, subject to the restriction contained in this Act in the distribution of the funds appropriated hereby; provided further, that such County Welfare Board may utilize the services and the assistance of any social service director that may be now or hereafter appointed or employed by the Board of County Commissioners of any county of this State, pursuant to the provisions of Chapter 129, Session Laws, 1929.

SECTION 7. It is hereby expressly provided that none of the funds herein provided shall be used for salaries or for the expenses of the administration of this Act.

SECTION 8. All funds paid out of the appropriation made by this Act shall be made by order of the State Board of Public Welfare directed to the State Auditor, and the State Auditor shall thereupon issue his warrant directing the State Treasurer to pay out of said funds to the various County Treasurers of the State of Oklahoma as provided herein the sum therein named. Provided that any funds issued to any person entitled thereto by the County Welfare Board of the various counties of the State shall not be subject to assignment for discount, garnishment or other mesne or final process.

SECTION 9. Said County Welfare Board of the various counties of the State shall submit to the State Examiner and Inspector, on forms prescribed by said State Examiner and Inspector within five (5) days after the end of each calendar month, a report showing amount spent or given, to whom paid or given and for what purpose said funds were distributed. Provided that, upon failure of the County



Welfare Board in any county of this State to submit such report, the State Board of Public Welfare shall withhold further allocation of funds to such county or counties until such report has been submitted.

SECTION 10. For the purpose of providing the funds for the State Board of Public Welfare to carry out the provisions and purposes of this Act for the remainder of the current fiscal year and the ensuing fiscal year to June 30, 1936, there is hereby appropriated out of any funds in the State Treasury to the credit of the General Revenue Fund, not otherwise appropriated, the sum of One Million Five Hundred Thousand (\$1,500,000.00) Dollars; provided however, that from and after June 30, 1935, the State Board of Public Welfare shall not allocate any monies appropriated by this Act to any county of this State unless and until the County Excise Board of such county shall have levied an ad valorem assessment in such county of at least 8/10ths of one mill to obtain funds for the care and maintenance of the poor and indigent and the widows of such county, or unless and until a satisfactory showing is made to the State Board of Public Welfare, that such county is not financially able to make such levy and yet provide for the ordinary expenses of county government.

SECTION 11. The respective official bonds of the several State and County Officials who are hereby authorized and directed by this Act to administer the funds hereby appropriated, shall stand as security for the faithful performance of such duties by such respective State or County Officials.

SECTION 12. 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 be in force and effect from and after its passage and approval.

Senator Ivester moved that further consideration of the report of the Conference Committee on Senate Bill No. 1 be deferred until Monday, the substitute bill to be printed in the meantime.

Senator Nichols, as a substitute, moved that the Senate Conference Committee on Senate Bill No. 1 be discharged and a further committee appointed, which motion was tabled, upon motion of Senator Pugh.

Senator Ivester asked unanimous consent, which was granted, to withdraw his motion.

Senator George presiding.

Senator Timmons presiding.

Senator Chamberlin moved that the report of the Conference Committee on Senate Bill No. 1 be adopted, which motion was adopted.

Senate Bill No. 1, as amended in Conference, was read at length.

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

AYE:

Albright,	Fidler,	King,	Rinehart,	Waldrep,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Broadus,	George,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	Hill,	MacDonald,	Spencer,	Willis,
Carmack,	Howsley,	Nance,	Stewart,	Wright.
Chamberlin,	Ivester,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Thomas,	
Duffy,	Jones,	Pugh,	Timmons,	Total, 37.

EXCUSED:

Burns,	Garvin,	Ray.
Carlile,	Hutchinson,	Total, 5.

NOT VOTING:

Commons,	Sowards.	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:

AYE:

Albright,	Fidler,	King,	Rinehart,	Waldrep,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Broadus,	George,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	Hill,	MacDonald,	Spencer,	Willis,
Carmack,	Howsley,	Nance,	Stewart,	Wright.
Chamberlin,	Ivester,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Thomas,	
Duffy,	Jones,	Pugh,	Timmons,	Total, 37.

EXCUSED:

Burns,	Garvin,	Ray.
Carlile,	Hutchinson,	Total, 5.

NOT VOTING:

Commons,	Sowards.	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.

Senate Bill No. 1, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

GENERAL ORDER

Upon motion of Senator Rorschach, SENATE BILL NO. 170, by Rorschach, of the Senate, and Bailey, of the House, was ordered stricken from the Calendar.

Upon motion of Senator Rorschach, ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 14, by Bailey, was ordered stricken from the Calendar.

SENATE BILL ON. 123, by Wilbanks and George of the Senate, and Huser of the House, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Wilbanks.

Senator Wilbanks asked unanimous consent, which was granted, to submit the following amendment to Section 1, which was adopted:

Mr. President: I move to amend Senate Bill No. 123, line 2, page 2, by striking the words, "run-off primary".

WILBANKS.

Section 3 was read.

Senator Wilbanks submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 123, lines 6 and 7, page 3, by striking the words, "run-off primary".

WILBANKS.

Senator Whitaker moved that Section 3 be stricken.

Senator Wilbanks moved that the Whitaker motion be tabled, which motion failed of adoption.

Senator Wilbanks, as a substitute, moved that further consideration of Senate Bill No. 123 be deferred until the next legislative day, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, POTEET and TRAW,

An Act establishing the "General School Fund of the State"; providing the purposes for which such fund shall be used; providing for



an appropriation therefor in the sum of \$10,000,000, excepting the income and revenue mentioned in Section 3, Article 11 of the Constitution; providing for estimating the amount of said fund for each fiscal year and the apportionment of said "General School Fund of the State"; the method of drawing warrants against said fund; and of distributing the same to school districts of the State; authorizing any school district to sell non-payable warrants drawn against said fund; authorizing the withholding of State aid from schools under certain conditions; providing for reports and applications for State aid; authorizing any cash surplus in said fund on June 30, of any year to be transferred to that fund for the ensuing fiscal year; fixing the date this Act becomes effective; making the provisions of the Act severable; repealing all Laws and parts of Laws in conflict herewith,

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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 212.

Upon motion of Senator Logan, 200 copies of Engrossed House Bill No. 212 were ordered printed.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 39—By WHITT, HUNT of Pittsburg, BYROM and BOGGS,

An Act providing for the payment by the State of the cost of criminal prosecution conducted in any county of this State for violation of any criminal law committed by any inmate of any penal institution of this State; providing that such payment shall be out of any funds available for the support and maintenance of the institution of which the person committing such crime is an inmate, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 39 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 96—By TIMMONS,

An Act relating to the conversion of building and loan associations, chartered under the laws of the State of Oklahoma, into federal savings and loan associations, vitalizing and validating the conversion of associations in conformity with the United States Statutes, and giving the consent of the State of Oklahoma to such conversion, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 96 was ordered referred to the Governor, for his consideration.

Senator Spencer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills beg leave to report House Bill No. 126 correctly engrossed.

SPENCER, Vice-Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 126, as amended, and ordered it returned to the Honorable House.

#### GENERAL ORDER

Senator Wilbanks called up for consideration SENATE BILL NO. 117, by Chamberlin and George.

Sections 1, 2, 3 and 4 were read and adopted, upon motions of Senator Wilbanks.

Upon motion of Senator Wilbanks, Senate Bill No. 117 was advanced to engrossment and third reading.

The Presiding Officer announced the Senate at ease for 15 minutes.

The Senate re-assembled with President Pro Tempore Briggs presiding.

Senator Stewart moved that when the Senate adjourns today, it adjourn to meet under the rules on Monday, March 4th, 1935, which motion prevailed.

By unanimous consent, the Senate recessed to meet at 8:00 o'clock, p. m.

The Senate reassembled, at 8:00 o'clock, p. m., with the President Pro Tempore presiding.

#### MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 361—By BAILEY, MUNSON, SHOEMAKE, HOLLIMAN, KIKER, CARMICHAEL and STOKES,

An Act levying a stamp tax on the sales of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expense of collection, enforcement, purchase of stamps and refunds, shall be placed to the credit of the general revenue fund of the State for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refunds and making appropriations therefor; requiring wholesalers and/or jobbers and retailers to procure licenses or permits and regulating the issuance and revocation of such licenses or permits; prescribing penalties; repealing all laws in conflict herewith, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



The President Pro Tempore announced First Reading of Engrossed House Bill No. 361.

Upon motion of Senator Wright, the Senate adjourned to meet under the rules, on Monday, March 4th, 1935.

THIRTY-NINTH LEGISLATIVE DAY

MONDAY, MARCH 4, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Fidler,	King,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Logan,	Rorschach,	Wilbanks,
Broadus,	George,	Lowrance,	Sowards,	Willis,
Burns,	Hill,	Nance,	Spencer,	Wright.
Bushyhead,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	
Duffy,	Jones,	Rinehart,	Waldrep,	Total, 40.

EXCUSED:

Carlile,	Carmack,	Garvin,	MacDonald.	Total, 4.
----------	----------	---------	------------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

RESOLUTIONS

The following Resolutions were introduced:

SENATE CONCURRENT RESOLUTION NO. 7—By BURNS and SPENCER—A Concurrent Resolution providing for the Sine Die adjournment of the Regular Session of the Fifteenth Legislature of the Senate and House of Representatives of the State of Oklahoma.

By unanimous consent, Senate Concurrent Resolution No. 7 was read at length.

Senator Burns moved that Senate Concurrent Resolution No. 7 be adopted.

Senator Waldrep, as a substitute, moved that further consideration of Senate Concurrent Resolution No. 7 be indefinitely postponed.

Senator Nance, as a substitute for all pending motions moved that

Senate Concurrent Resolution No. 7 be referred to the Committee on Rules and Procedure.

Upon motion of Senator Commons, the previous question was ordered.

The vote occurring on the Nance motion, it was declared adopted.

SENATE CONCURRENT RESOLUTION NO. 8—By LOGAN—A Concurrent Resolution fixing the date for a recess of the House of Representatives and Senate for a period of thirty days; providing for the conducting of certain business of the Legislature during said period.

Senator Burns asked unanimous consent, to which objections were volced, to withdraw Senate Concurrent Resolution No. 7.

By unanimous consent, Senate Concurrent Resolution No. 8 was ordered referred to the Committee on Rules and Procedure.

#### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 38, Senate Bills Nos. 44, 122 and 124, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 38, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 44, 122, 124 and 198 and ordered each transmitted to the Honorable House, for consideration.

#### FIRST READING

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

SENATE BILL NO. 232—By NANCE, NICHOLS, PAUL, COMMONS, BRIGGS, TIMMONS and PUGH—An Act amending Sections 20, 21, 22, 24, and 34 of Article IX, of the Constitution of the State of Oklahoma, and repealing Section 23, of Article IX of the Constitution of the State of Oklahoma, pursuant to authority vested in the Legislature by Section 35, of Article IX, of the Constitution of the State of Oklahoma, relating to the manner in which appeals from orders of the Corporation Commission affecting the rates, charges, services, practices, rules and regulations of any public utility, or any public service corporation, or any individual, person, firm, corporation, receiver or trustee engaged in the public utility business, may be taken



to the Supreme Court of Oklahoma; and providing that such appeals shall be for the purpose of judicial review only; and providing for notice of such appeal, the time within which an appeal shall be perfected; providing further for exclusive jurisdiction of such appeals in the Supreme Court; and providing for the nature and extent of such review by the Supreme Court; providing for superseding or suspending the order of the Corporation Commission appealed from, conditioned upon the filing with the Corporation Commission of a satisfactory suspending or supersedeas bond to protect parties affected thereby, and providing for the keeping of records relative to the amounts of such refund; providing for precedence of such cases on the docket of the Supreme Court; providing further that no new evidence shall be introduced in the Supreme Court upon such appeals; and providing that the action of the Corporation Commission shall be considered as *prima facie* just, reasonable and correct; and providing that the right of any person to institute or prosecute, in the ordinary Courts of Justice, any action, suit or motion shall not be extinguished or impaired by reason of any fine or penalty imposed by the Corporation Commission upon a public utility or public service corporation because of failure to comply with any order or requirement thereof; and providing that no collateral attack may be made on any order or ruling of the Corporation Commission affecting the rates, charges, service, rules and regulations of any public utility or public service corporation; and defining terms; and repealing all acts or parts of acts in conflict; and providing that in case any section, clause or sentence of this Act is for any reason held invalid or unconstitutional such illegality or unconstitutionality shall not affect the validity of any remaining portion or portions of this Act, and providing for an emergency.

SENATE BILL NO. 233—By PAUL—An Act authorizing actions against the Highway Commission for recovery of damages in certain cases, prescribing method of service of summons, and providing that such actions may be filed and prosecuted to final determination in cases where the cause of action arises either prior or subsequent to the effective date of this Act, and declaring an emergency.

SENATE BILL NO. 234—By PAUL—An Act prescribing rules and regulations for the Commissioners of the Land Office, repealing all laws in conflict therewith, creating certain positions, fixing the salaries payable thereof and making an appropriation therefor, and repealing all laws in conflict therewith, and declaring an emergency.

Upon motion of Senator Paul, Senate Bill No. 234 was ordered printed.

SENATE BILL NO. 235—By COMMITTEE ON MILITARY AFFAIRS—An Act to provide an accounting system for the National Guard; to bring injury to officers and men while on duty within the provisions of the Workmen's Compensation Law; prohibiting discriminations; providing that officers and men employed by the public shall not lose pay while on duty in the National Guard; making it a felony to assault troops while on duty; providing that the Attorney General

or Judge Advocate must defend in certain cases; exempting National Guard property from taxation, making it a misdemeanor to destroy military property and providing for discipline of the National Guard, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 227—By LOGAN (by request)—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 228—By BROADDUS of the Senate and CHAMBERS of the House—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 229—By RORSCHACH of the Senate and BAILEY of the House—Senator Rorschach asked unanimous consent, which was granted, to place Senate Bill No. 229 upon the Calendar without reference to a Committee.

SENATE BILL NO. 230—By FISCHL of the Senate and REED of the House—Referred to Committee on Fish and Game.

SENATE BILL NO. 231—By BROADDUS—Referred to Committee on Roads and Highways.

ENGROSSED HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, POTEET and TRAW—Referred to Committee on Education then to Appropriations.

ENGROSSED HOUSE BILL NO. 361—By BAILEY, MUNSON, SHOEMAKE, HOLLIMAN, KIKER, CARMICHAEL and STOKES—Senator Nance asked unanimous consent, which was granted, to place House Bill No. 361 upon the Calendar, without reference to a Committee.

## GENERAL ORDER

Senator Timmons asked unanimous consent, which was granted, to take up for consideration SENATE JOINT RESOLUTION NO. 1, by Chamberlin, Nichols, MacDonald and Ritzhaupt.

Senator Burns moved that the Senate work under a Call of the House, which motion was adopted.

Upon a roll call being ordered, the following were noted "absent:" Senators Albright, Commons, Hutchinson, Logan, Nichols, Stewart and Wilbanks.

The Sergeant-at-Arms was instructed to bring all absent members into the Senate Chamber.

Senators Commons, Nichols, Stewart, Wilbanks and Albright asked to be recorded "present," which was the order.

Referring further to SENATE JOINT RESOLUTION NO. 1:

Senators Timmons and Fischl asked to be added as joint authors of Senate Resolution No. 1, which was the order.

Section 1 was read.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 1, line 4, page 1, by striking the figure, "4", and inserting the figure, "6".

TIMMONS.

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

Section 2 was read.

Senator Chamberlin submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Joint Resolution No. 1, line 12, page 2, by striking the figure, "4," and substituting the figure "6".

CHAMBERLIN.

Upon motion of Senator Chamberlin, Section 2, as amended, was adopted.

Section 3 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 1, lines 11 and 12, page 3, by inserting the following date: "14th day of May".

CHAMBERLIN.

Upon motion of Senator Chamberlin, Section 3, as amended, was adopted.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Joint Resolution No. 1, by striking the figure, "4," and inserting the figure, "6".

TIMMONS.



Senator Spencer submitted the following amendment, consideration of which was ruled out of order on a point of order, raised by Senator Timmons, who stated Section 3 had previously been adopted:

Mr. President. I move to amend Senate Joint Resolution No. 1, by striking Section 3.

SPENCER.

Upon motion of Senator Timmons, Senate Joint Resolution No. 1, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Joint Resolution No. 1, as amended, was considered engrossed and placed upon third reading and final passage.

Senators Hutchinson and Logan asked to be recorded "present," which was the order.

### THIRD READING

SENATE JOINT RESOLUTION NO. 1 was read for the third at length, as follows:

SENATE JOINT RESOLUTION NO. 1—By CHAMBERLIN, NICHOLS, MacDONALD, RITZHAUPT, FISCHL and TIMMONS.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 3, ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 3, Article 6 of the Constitution of the State of Oklahoma, to-wit:

"Section 3. No person shall be eligible to the office of Governor, Lieutenant Governor, Secretary of State, State Auditor, Attorney General, State Treasurer, Superintendent of Public Instruction of State Examiner and Inspector, except a citizen of the United States of the age of not less than thirty years and who shall have been three years next preceding his election, a qualified elector of this State."

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

### "BALLOT TITLE

"Legislative Referendum No. .... State Question No. ....

"The gist of the proposition is as follows:

"To amend Section 3, Article 6 of the Constitution of Oklahoma so that women, as well as men, shall be eligible to the office of Governor, Lieutenant Governor, Secretary of State, State Auditor, Attorney General, State Treasurer, Superintendent of Public Instruction, and State Examiner and Inspector.

"Shall the proposed amendment be adopted?

☐ YES

☐ NO"

The President of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 3. A special election is hereby ordered to be held throughout the State on the 14th day of May, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this resolution, shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

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

AYE:

Albright,	Duffy,	Johnston,	Ray,	Thomas,
Briggs,	Fidler,	Jones,	Rinehart,	Timmons,
Broaddus,	Fischl,	King,	Ritzhaupt,	Waldrep,
Burns,	George,	Logan,	Rorschach,	Whitaker,
Bushyhead,	Hill,	Nichols,	Sowards,	Wilbanks,
Chamberlin,	Howsley,	Paul,	Spehcer,	Willis,
Curnutt,	Hutchinson,	Pugh,	Taylor,	Total, 34.

NAY:

Commons,	Lowrance,	Wright,
Ivester,	Stewart,	Total, 5.

EXCUSED:

Carlile,	Carmack,	Garvin,	MacDonald,	Total, 4.
----------	----------	---------	------------	-----------

NOT VOTING:

Nance,	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 Timmons, the roll call on Section 3 of

Senate Joint Resolution No. 1 was ordered deferred until some future legislative day.

### COMMITTEE REPORT

Senator Nance submitted the following Committee Report and, by unanimous consent, consideration thereof was deferred for this legislative day:

Mr. President: We, your Committee on Rules and Procedure beg leave to submit the following report and recommendation as to permanent rules of the Senate.

NANCE, 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 and Correction of the Journal.
- (c) Resolutions and Notices.
- (d) Petitions and Memorials.
- (e) Reports of Select Committees.
- (f) Reports of Standing 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 OF 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 Journal as approved by the Senate, shall be duly authenticated by the President or President Pro Tempore and the Secretary of the Senate 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. LX.)

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.

(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 be changed only 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 Senator 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.

(a-1) Provided, when considering bills on general order no Senator shall consume more than five (5) minutes without the unanimous consent of the Senate.

(U. S. Senate: XIX-I; Jefferson's Manual; Secs. XXII, XXXIX.)

(b) No Senator in debate shall, directly or indirectly by any form or 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, transgress 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. (a) 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 call 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.)

(b) Roll call vote shall be taken on any matter, when demanded by as many as three members of the Senate.

(c) No interruption of the vote of the Senate on roll call or when the house is being divided, shall be permitted.



## 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. Consideration of such motion shall not be had the same day, except by unanimous consent. 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) To 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; 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.

(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 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 except by unanimous consent.

(c) 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. (a) Roll call may be applied on the emergency unless objected to by more than one Senator.

(b) 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 without instructions shall not be debatable.

(U. S. Senate: XV-2; Jefferson's Manual; Sec. 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. 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.

(a) 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 motion 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.

### APPOINTMENT OF COMMITTEES

RULE 23. The President shall appoint all temporary and special 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 decided, 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 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 Engrossed and Enrolled Bills 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. The presentation of 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 written 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.)

## PRIVILEGES OF THE SENATE

RULE 29. (a) "No person, except members of the Senate and its officers and employees, the Governors and ex-Governors of the State and Territory, all members of the House of Representatives, all State officers, members of the United States Senate and Congress, ex-Lieutenant Governors, and ex-members of the Senate, not engaged in lobbying before the Senate or Senators, immediate members of the families of Senators shall be admitted to the floor of the Senate during the sitting of the Senate, provided, however, that special personages may be invited to visit the Senate during its session upon a vote of the Senate."

(b) No person not a member of the Senate shall address the Senate in session save by the unanimous consent of the Senate.

## DECORUM OF MEMBERS

RULE 30. 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 31. All bills and resolutions reported by standing Committees shall be referred and placed on the Senate Calendar under the heading General Order. All bills and resolutions on General Order shall be subject to general amendment and the following rules shall be observed:

(a) The bills shall first be read at length unless otherwise ordered, and then read and considered by sections.

(b) Bills under consideration under the heading General Order must not be interlined or defaced, but all amendments offered shall be duly entered upon a separate piece of paper, shall be in writing and entered in the Journal.

## MANNER OF PUTTING QUESTIONS

RULE 32. 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 33. (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 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 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 ten 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 34. 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 35. Questions of privilege shall be: First, affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; Second, the right, reputation, and conduct of members individually in their representative capacity, only, and shall have precedence of all other questions, except motion to adjourn.

(U. S. Senate: V-1.)

### INTERRUPTIONS

RULE 36. 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.

### FILING OF BLANKS

RULE 37. On filing of blanks, the question shall first be taken on the largest sum, greatest number and most distant day.

### AMENDMENT TO RULES

RULE 38. (a) Any proposed amendment to the rules shall lie over one day, unless by unanimous consent the same shall be then considered. Any such amendment shall require the affirmative vote of a majority of those elected to and constituting the Senate.

(b) Rules may be suspended by the affirmative vote of a majority of those elected to and constituting the Senate.

### DEBATE ON FINAL PASSAGE OF A BILL

RULE 39. After report on a bill by a committee, 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 40. 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 41. (a) A motion to adjourn shall always be in order, except when the motion shall have been the last 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 42. (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.

STANDING ORDERS FOR THE GOVERNMENT OF  
THE SENATE OF OKLAHOMA  
OFFICERS OF THE SENATE

RULE 43. The officers of the Senate shall be:

The President.

The President Pro Tempore.

The 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.

## ENDORISING OF PAPERS

RULE 44. Every Senator presenting a paper shall endorse the same, if a petition, memorial, remonstrance, or communication 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 45. The following standing committees shall be elected by the Senate, and no additions shall be made to any committee, except when a majority of the Senate agrees thereto:

- (1) Committee on Agriculture to consist of eleven members.
- (2) Committee on Appropriations to consist of twenty-nine members.
- (3) Committee on Banks and Banking to consist of thirteen members.
- (4) Committee on Code Revision to consist of five members.
- (5) Committee on Commerce and Labor to consist of nine members.
- (6) Committee on Committees to consist of eleven members.
- (7) Committee on Congressional and Legislative Redistricting to consist of eleven members.
- (8) Committee on Constitution and Constitutional Amendments to consist of sixteen members.
- (9) Committee on Criminal Jurisprudence to consist of eight members.
- (10) Committee on Education to consist of twenty-five members.
- (11) Committee on Enrolled and Engrossed Bills to consist of five members.
- (12) Committee on Fees and Salaries to consist of seven members.
- (13) Committee on Federal Relations and Activities to consist of eight members.
- (14) Committee on Fish and Game to consist of fifteen members.
- (15) Committee on Hospitals and Charities to consist of twelve members.
- (16) Committee on Indian Affairs to consist of six members.
- (17) Committee on Insurance to consist of seventeen members.
- (18) Committee on Erosion, Flood Control and Drainage to consist of nine members.
- (19) Committee on Judicial Redistricting to consist of seven members.
- (20) Committee on Judiciary No. 1 to consist of ten members.
- (21) Committee on Judiciary No. 2 to consist of nine members.

- (22) Committee on Legal Advisory to consist of six members.
- (23) Committee on Old Age Security and Pensions to consist of fourteen members.
- (24) Committee on Livestock and Tenant Farming to consist of seven members.
- (25) Committee on Manufacturing and Industry to consist of eleven members.
- (26) Committee on Military Affairs to consist of nine members.
- (27) Committee on Mines and Manufacturing to consist of seven members.
- (28) Committee on Municipal Corporations to consist of eleven members.
- \* (29) Committee on Penal Institutions to consist of nine members.
- (30) Committee on Private Corporations to consist of seven members.
- (31) Committee on Oil and Gas to consist of twenty-one members.
- (32) Committee on Privileges and Elections to consist of seven members.
- (33) Committee on Prohibition Enforcement to consist of nine members.
- (34) Committee on Public Health and Welfare to consist of twelve members.
- (35) Committee on Public Buildings to consist of six members.
- (36) Committee on Public Printing to consist of eleven members.
- (37) Committee on Public Service Corporations to consist of twelve members.
- (38) Committee on Retrenchment and Reform to consist of seven members.
- (39) Committee on Revenue and Taxation to consist of twenty-nine members.
- (40) Committee on Roads and Highways to consist of thirty-one members.
- (41) Committee on Rules and Procedure to consist of seven members.
- (42) Committee on School Lands to consist of ten members.

(43) Committee on Senate and Legislative Affairs to consist of nine members.

(44) Committee on Soldier's Relief to consist of twelve members.

(45) Committee on State and County Affairs to consist of twelve members.

(b) The Roster of each Committee shall be arranged to show the ranking of the membership of such committees on the basis of seniority in so far as practicable; seniority to be determined: First, upon service with such standing committee; Second, upon Senate service; Third, upon entire legislative service; Fourth, if no difference in seniority exists, then to be listed in order alphabetically.

#### INTRODUCTION OF BILLS

RULE 46. (a) One original and eight copies of every bill shall be sent to the Secretary's desk.

(b) 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.

(c) 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.

#### EXECUTIVE BUSINESS PROCEEDINGS ON - NOMINATIONS

RULE 47. 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 48. 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 ON REMARKS ON NOMINATIONS

RULE 49. 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 50. 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 51. Lobbying under certain conditions is prohibited by law. Sections 2291-2298 Comp. Statutes, 1931.

#### COMMITTEE ON PRINTING

RULE 52. 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 directions. Said Committee 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 COMMITTEE ON SENATE AND LEGISLATIVE AFFAIRS

RULE 53. 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 54. 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 55. 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 56. No person, except Senators, officers or designated employees, shall be or permitted within the desk of the Secretary of or 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 57. 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 58. 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 COMMITTEE

RULE 59. 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 60. 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 61. 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 62. (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 appropriations 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 thereon, and shall not be considered by the Senate until the Committee on Appropriations has reported thereon in accordance with the rules of the Senate.

### DISPOSITION OF BILLS

RULE 63. 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 64. 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 the chief of the enrolling and engrossing department for enrollment. The said chief shall enroll said bill and return 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.

### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and

through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 4—By BAILEY, JOHNSTON, FRAZIER, TWIDWELL, RAWLS, WOOTEN, WELCH, COX, REED, PHILLIPS of Pawnee, O'NEILL, ULMARK, HUEY, LONG, COLEMAN and TRAW,

An Act abolishing run-off primary elections in this State; repealing Sections 2 to 7 inclusive, Chapter 24, Article 1, Session Laws 1929, and Sections 4, 5 and 9, Article 111, Chapter 29, Session Laws 1931, amending Section 2, Article 1, Chapter 29, Session Laws 1931, and Sections 3, 8 and 11, Article 111, Chapter 29, Oklahoma Session Laws 1931, and declaring an emergency,

and asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives:

Bailey,  
Munson.  
Coe.  
Barnett.  
Martin.  
Thornton.  
Gibbons.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Wilbanks, the request of the Honorable House, for a conference on Engrossed House Bill No. 4, was ordered granted and the President appointed as Senate conferees thereunder Senators Wilbanks, Commons, Nichols, Briggs, Rinehart, Lowrance and Rorschach.

To the President of the Senate,

Building.

SIR:

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

ENROLLED HOUSE BILL NO. 273—By BYROM,

An Act giving the Governor the power to release purchase options or waive the mineral rights under certain conditions, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 273 was read at length 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,  
Building.

SIR:

I am directed by the House to return herewith:

ENGROSSED SENATE BILL NO. 1—By CHAMBERLIN, NANCE, RITZHAUPT, HILL, THOMAS, CARMACK, PAUL, SOWARDS, CARLILE, WILLIS, GEORGE, BUSHYHEAD, KING, DUFFY, JONES, RINEHART, MacDONALD, RAY, BURNS, TAYLOR, JOHNSTON and FIDLER,

An Act creating the State Relief Commission and providing for the members thereof; defining the purposes of this Act and the duties of the Commission; authorizing the Commission to make rules and regulations necessary to carry out the provisions hereof; providing for the allocation and distribution of the funds appropriated by this Act; authorizing the Commission to select a director and other officials and employees; providing for bonds for certain officials; authorizing the manner of the distribution of the funds appropriated; making further provision for the selection of officials and employees in order to effect economy; fixing the maximum amount that may be paid for salaries and certain other expenses; directing the method of payment of the funds; authorizing the adjutant general to furnish trucks and certain other equipment for the use by the Commission; making appropriations to carry out the purposes and provisions of this Act for the remainder of the fiscal year ending June 30, 1935, defining certain terms, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House, together with the Emergency, as amended by said Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 1, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 92—By STEWART, PAUL, CHAMBERLIN, COMMONS and GARVIN,



An Act making an appropriation for the fiscal year ending June 30, 1935, for the purpose of insuring and equalizing at least eight months of school in all of the public schools of this State for the school year 1934-1935; prescribing how it shall be expended; providing rules and regulations therefor, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 92 were read as follows:

Amendment No. 1. By striking the Title of said Engrossed Bill and inserting in lieu thereof the following:

An Act making an appropriation from the general revenue fund to supplement the special common school equalization fund, providing for the distribution of same, and declaring an emergency.

Be it Enacted by the People of the State of Oklahoma:

Amendment No. 2. By striking Section 1, of said Engrossed Bill and substituting the following therefor:

SECTION 1. There is hereby appropriated out of any fund in the General Revenue Fund, not otherwise appropriated, the sum of One Million (\$1,000,000.00) Dollars for the fiscal year ending June 30, 1935. Provided, that \$700,000.00 of said fund shall be used to supplement the Special Common School Equalization Fund and be distributed by the Superintendent of Public Instruction as that fund has been distributed; that \$300,000.00 of said fund shall be used to supplement the Special Common School Equalization Fund, in those counties where districts otherwise qualified under Article 21, Chapter 34, Oklahoma Statutes, 1931, to participate in the distribution of the Special Common School Equalization Fund for the fiscal year ending June 30, 1935, either taxes in the process of collection or cash surpluses were not used in the budget but were used for the purpose of reducing local school tax for that year.

Amendment No. 3. By striking Sections 2 to 5, inclusive, of said Engrossed Bill.

Upon motion of Senator Chamberlin, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 92 and asked the Honorable House to grant a conference thereon, the President appointing as the Senate conferees thereon Senators Nichols, Commons, Nance, Chamberlin, Stewart and Paul.

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed  
Enrolled Senate Bill No. 57, entitled:

ENROLLED SENATE BILL NO. 57—By LOWRANCE and FISCHL  
of the Senate and SADLER of the House, entitled:

An Act amending Sections 6000 and 6001, Oklahoma Statutes, 1931,  
the same being an act relating to the leasing of lakes, ponds, and  
streams by cities, towns, and villages in the State of Oklahoma, and  
declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND.

Governor of the State of Oklahoma.

Senator Briggs asked unanimous consent, which was granted, to  
withdraw SENATE BILL NO. 37, by Briggs, from Judiciary Commit-  
tee No. 2 and place it upon the Calendar.

Senator Johnston asked unanimous consent, which was granted,  
to withdraw SENATE BILL NO. 24, by Curnutt, from the Committee  
on Congressional and Legislative Redistricting and place it upon the  
Calendar.

Senator Rinehart asked unanimous consent, which was granted,  
to withdraw HOUSE BILL NO. 42, by Gregory, from the Committee  
on State and County Affairs and place it upon the Calendar.

Senator Curnutt asked unanimous consent, which was granted, to  
withdraw SENATE BILL NO. 85, by Curnutt, from the Committee  
on Privileges and Elections, and place it upon the Calendar.

#### 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 Judiciary No. 1 to whom  
was referred Engrossed House Bill No. 165 by Montgomery, Carey and  
Martin, entitled:

An Act amending Section 2724, Oklahoma Statutes, 1931, relating  
to limitation of time in the prosecution of crimes, providing no limita-  
tion in certain crimes of embezzlement of public moneys, and falsifi-  
cations of public records, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 12 by Logan, entitled:

An Act creating a Legislative Reference Service for the State of Oklahoma; providing for its operation and maintenance and for the appointment of a director and other employees thereof; prescribing their powers and duties; making an appropriation to defray expenses incurred under the provisions 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 pass as amended by this committee and that it be re-referred to the Committee on Appropriations for further action.

RAY, Chairman.

Senate Bill No. 12 was ordered referred to the Committee on Appropriations.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 152 by Briggs of the Senate, and Ellis of the House, entitled:

An Act to enable and authorize counties, cities, towns, townships, Boards of Education, school districts and all other municipalities in Oklahoma to refund their outstanding bonded and/or coupon indebtedness, making provision for the levy and collection, etc.,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

RAY, Chairman.

Upon motion of Senator Briggs, the Committee Report on Senate Bill No. 152 was adopted.

#### GENERAL ORDER

SENATE BILL NO. 138, by Fischl, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Fischl.

Upon motion of Senator Fischl, Senate Bill No. 138 was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended and Senate Bill No. 138 was considered engrossed and placed upon third reading and final passage.



THIRD READING

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:

AYE:

Briggs,	Fidler,	Johnston,	Rinehart,	Timmons,
Broadus,	Fischl,	King,	Ritzhaupt,	Waldrep,
Burns,	George,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Hill,	Lowrance,	Sowards,	Wright.
Chamberlin,	Howsley,	Paul,	Stewart,	
Curnutt,	Hutchinson,	Pugh,	Taylor,	
Duffy,	Ivester,	Ray,	Thomas,	Total, 32.

NAY:

Whitaker,	Willis.	Total, 2.
-----------	---------	-----------

EXCUSED:

Carlile,	Carmack,	Garvin,	MacDonald.	Total, 4.
----------	----------	---------	------------	-----------

NOT VOTING:

Albright,	Jones,	Nichols,	
Commons,	Nance,	Spencer.	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:

AYE:

Briggs,	Fidler,	Johnston,	Rinehart,	Timmons,
Broadus,	Fischl,	King,	Ritzhaupt,	Waldrep,
Burns,	George,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Hill,	Lowrance,	Sowards,	Wright.
Chamberlin,	Howsley,	Paul,	Stewart,	
Curnutt,	Hutchinson,	Pugh,	Taylor,	
Duffy,	Ivester,	Ray,	Thomas,	Total, 32.

NAY:

Whitaker,	Willis.	Total, 2.
-----------	---------	-----------

EXCUSED:

Carlile,	Carmack,	Garvin,	MacDonald.	Total, 4.
----------	----------	---------	------------	-----------

NOT VOTING:

Albright,	Jones,	Nichols,	
Commons,	Nance,	Spencer.	Total, 6.

The emergency having received the constitutional two-thirds ma-

majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 138 was ordered referred for engrossment.

Senator Hutchinson asked to be "excused" for the remainder of this legislative day and a part of the present week, which was the order.

### GENERAL ORDER

SENATE BILL NO. 139, by Fischl, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Fischl.

Upon motion of Senator Fischl, Senate Bill No. 139 was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended and Senate Bill No. 139 was considered engrossed and placed upon third reading and final passage.

Senator Chamberlin presiding.

### THIRD READING

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:

#### AYE:

Albright,	Fidler,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Fischl,	King,	Rorschach,	Wright.
Broadbudd,	George,	Logan,	Sowards,	
Burns,	Hill,	Lowrance,	Spencer,	
Bushyhead,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Ray,	Thomas,	
Duffy,	Johnston,	Rinehart,	Timmons,	Total, 30.

#### NAY:

Curnutt,	Pugh,	Whitaker,	Willis.	Total, 4.
----------	-------	-----------	---------	-----------

#### EXCUSED:

Carlile,	Garvin,	MacDonald.
Carmack,	Hutchinson,	Total, 5.

#### NOT VOTING:

Commons,	Nichols,	Waldrep.
Nance,	Stewart,	Total, 5.

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:

AYE:

Albright,	Fidler,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Fischl,	King,	Rorschach,	Wright.
Broadus,	George,	Logan,	Sowards,	
Burns,	Hill,	Lowrance,	Spencer,	
Bushyhead,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Ray,	Thomas,	
Duffy,	Johnston,	Rinehart,	Timmons,	Total, 30.

NAY:

Curnutt,	Pugh,	Whitaker,	Willis.	Total, 4.
----------	-------	-----------	---------	-----------

EXCUSED:

Carlile,	Garvin,	MacDonald.
Carmack,	Hutchinson,	Total, 5.

NOT VOTING:

Commons,	Nichols,	Waldrep.
Nance,	Stewart,	Total, 5.

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. 139 was ordered referred for engrossment.

By unanimous consent, Senator Fidler was "excused" for the remainder of this legislative day.

Upon motion of Senator Burns, the Senate adjourned, to meet under the rules.



## FORTIETH LEGISLATIVE DAY

TUESDAY, MARCH 5, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Ray,	Thomas,
Briggs,	Duffy,	King,	Rinehart,	Timmons,
Broaddus,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Burns,	George,	Lowrance,	Rorschach,	Whitaker,
Bushyhead,	Hill,	Nance,	Sowards,	Wilbanks,
Carmack,	Howsley,	Nichols,	Spencer,	Willis,
Chamberlin,	Ivester,	Paul,	Stewart,	Wright,
Commons,	Johnston,	Pugh,	Taylor,	Total, 39.

## EXCUSED:

Carlile,	Garvin,	MacDonald.
Fidler,	Hutchinson,	Total, 5.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Commons moved that the Senate work under a Call of the House, which motion prevailed.

Upon a roll call of the Senate being ordered, the following were noted absent: Senators Stewart, Timmons, Waldrep, Whitaker, Wilbanks, Willis and Wright.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator Nance asked unanimous consent, which was granted, to have 400 copies of the Official Report of the Budget Committee to the Governor, printed.

Senators Timmons, Wilbanks, Stewart, Nichols, Willis, Waldrep, Wright and Whitaker asked to be recorded "present," which was the order.

Senator Logan asked unanimous consent, which was granted, to withdraw SENATE BILL NO. 227, by Logan, from Judiciary Commit-

tee No. 1 and have the bill referred to the Committee on Insurance, then to Committee on Commerce and Labor, to be considered with SENATE BILL NO. 196, by Logan.

### 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. 2 to whom was referred House Bill No. 46 by Bailey, Schwoerke, Huey, Morse, Morrow, Hogg, Sadler, Freeman, Goodwin, Wingo, Beck, Abernathy and Wylly, entitled:

An Act providing for the reporting of treatment of wounds caused by firearms, by hospitals, sanitariums, physicians and other persons in charge of such institutions, and providing the penalty, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred House Bill No. 82 by Huser, entitled:

An Act repealing Section 800, Oklahoma Statutes 1931, relating to talesmen and special venires, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 151 by Commons, entitled:

An Act amending Section 1360 Oklahoma Statutes 1931, (Section 1355 C. O. S. 1921), repealing all Acts or parts of Acts in conflict 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 165 by Broaddus, entitled:

An Act to amend Section 206, Oklahoma Statutes 1931, providing what the answer in civil proceedings shall contain, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation other than it be printed and placed upon the Calendar for consideration.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 166 by Broadus, entitled:

An Act providing for the verification of pleadings in all civil actions, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation other than it be printed and placed upon the Calendar for consideration.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 167 by Broadus, entitled:

An Act providing certain procedure for waiving right to have issues of fact determined by jury, requiring parties plaintiff to endorse on petition, amended petition, reply, amended reply, answer and amended answer to counterclaim, when filed, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 169 by Broadus, entitled:

An Act authorizing county courts to transfer causes appealed from justices of the peace courts, to the District 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 181 by Committee on Appropriations, entitled:

A Bill to be entitled An Act making supplemental appropriation for the State Prison at McAlester, and the Sub-Prison at Stringtown, 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.

NICHOLS, Chairman.



Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 201 by Committee on Appropriations, entitled:

A Bill to be entitled An Act making supplemental appropriation for the State Board of Public Affairs for the remainder of the fiscal year ending June 30, 1935, 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.

NICHOLS, Chairman

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 202 by Ritzhaupt, Whitaker, Timmons, MacDonald, Hill, Fidler, Waldrep, Hutchinson of the Senate and Allen, Coe, etc., of the House, entitled:

An Act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes and other insignia of beneficial societies, or fraternal and beneficial societies or associations, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DUFFY, Chairman.

Mr. President: We, your Committee on Commerce and Labor to whom was referred Senate Bill No. 209 by Rinehart and Waldrep, entitled:

An Act requiring all railway corporations, persons, associations, companies, receivers, or lessees operating a railroad within the State of Oklahoma to furnish all conductors, brakemen, switchmen, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RINEHART, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 138 and 139 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 138 and 139 and ordered, each, transmitted to the Honorable House for consideration.

**SPECIAL COMMITTEE REPORT**

Senator Spencer submitted the following Committee Report, which, upon his motion, is herewith incorporated:

Oklahoma City, Oklahoma

March 1, 1935

**TO THE OKLAHOMA STATE SENATE:**

We, your Special Committee appointed to investigate the affairs and general conditions of the Oklahoma State Reformatory at Granite, Oklahoma, beg leave to report the following facts and findings:

That on the 20th day of February, 1935, a committee composed of Gerald Spencer, S. W. Carmack, and DeRoy Burns, met at the Oklahoma State Reformatory at Granite, and after making an examination of the properties, industries and assets of the Institution, proceeded to examine witnesses duly sworn to testify as to matters pertaining to the fiscal management and moral and health conditions of said Institution. The inquiry was further directed toward an investigation of certain charges of cruelty and misconduct on the part of prison officials, as well as a determination of the causes incident to the escape of 32 prisoners on February 17, 1935.

A transcription of such testimony together with numerous affidavits are hereto attached and made a part of this report.

**FISCAL MANAGEMENT**

Financial statements reflecting the condition of the Institution for the past 5 years were examined, said statements and audits being identified by A. D. Martin, auditor for the State Board of Affairs. After due consideration, the Committee finds that the Oklahoma State Reformatory has been operated for the past 5 years at a minimum of expense under the capable and efficient management of Mrs. Geo. A. Waters, warden of said Institution for such period.

During such period of time, at the close of each fiscal year an unexpended surplus was reverted to general funds of the State of Oklahoma. The total appropriations of the Institution for the fiscal year ending June 30, 1931, was \$220,000.00, and for such fiscal year there remained an unexpended balance of \$9,379.00; but during such fiscal year the average daily prison population was 627, and was maintained at a per capita per monthly cost of \$26.68.

The total appropriation for the Institution for the fiscal year ending June 30, 1932, was \$211,790.00, and for such fiscal year there remained an unexpended balance of \$16,284.12; during such fiscal year the average daily prison population was 843, and was maintained at a per capita per monthly cost of \$19.36.

The total appropriation for the Institution for the fiscal year



ending June 30, 1933, was \$179,635.00, and for such fiscal year there remained an unexpended balance of \$13,996.56; during such fiscal year the average daily prison population was 756, and was maintained at a per capita per monthly cost of \$19.02.

The total appropriation for the Institution for the fiscal year ending June 30, 1934, was \$162,000.00, and for such fiscal year there remained an unexpended balance of \$2,751.81; during such fiscal year the average daily prison population was 737, and was maintained at a per capita per monthly cost of \$18.25.

The total appropriation for the Institution for the fiscal year ending June 30, 1935, was \$164,351.30, and as of February 1, 1935, the sum of \$94,971.95 has been expended; during the present fiscal year the average daily prison population is 698, and has been maintained at a per capita per monthly cost of \$20.69.

The industries owned and operated by the Oklahoma State Reformatory, which include the quarry, the tannery, the farm and the administrative agencies, made gross earnings as follows, to-wit:

1931 .....	\$65,852.47
1932 .....	39,182.75
1933 .....	40,604.98
1934 .....	24,273.58
1935 .....	12,201.40 (first 7 months)

The operation and management of said Institution during the periods of time above enumerated has been economically and efficiently administered as compared, for example, with the operation of the Institution during the fiscal year ending June 30, 1925, in which the per capita cost was computed at \$34.32.

As of February 1, 1935, assets of the Oklahoma State Reformatory as revealed by financial statements were as follows, to-wit:

#### INVENTORIES:

General Stores .....	\$ 20,408.09
Farm, Feed and Grain .....	4,391.03
Tannery and Shoe Shop .....	10,275.38
	<hr/>
	\$ 35,074.50

#### LIVE STOCK:

59 Head of Horses and Mules .....	\$ 3,650.00
Hogs .....	478.50
105 Dairy Cattle .....	4,325.23
	<hr/>
	\$ 8,453.73
Poultry .....	\$ 300.00
Bloodhounds .....	350.00



EQUIPMENT H-1: .....	\$ 44,151.87
Equipment H-2 .....	218,701.69
Equipment H-3 .....	6,148.50
Total General Equipment .....	\$268,721.66

## CONSTRUCTION ACCOUNT:

Officers' Cottages .....	\$ 810.81
Trusty Building and Other Equipment .....	1,316.72
	\$ 2,127.53
Lands and Improvements .....	\$ 84,400.77
Buildings .....	793,144.63
Total Capital Assets .....	\$1,192,372.92

The Committee further finds that contrary to the opinion of the general public the expenses of recreational and educational activities are paid wholly with the earnings and profits of the prison canteen, which is entirely operated by the prisoners.

## MORAL AND HEALTH CONDITIONS

The Committee finds that among the 700 prisoners incarcerated in the Oklahoma State Reformatory there are approximately 15 prisoners who are sexual perverts, that the number of such perverts is relatively small as compared with other correctional institutions, that such prisoners are entirely segregated from other prisoners and are under the constant supervision of the prison physician. Mrs. Geo. A. Waters, during her administration as warden of such institution for a period of 8 years, has recognized the problem of sexual perverts as a problem confronting all correctional institutions, that such perverts are mentally deranged, and in truth and in fact should be confined to the State Hospital at Norman, Oklahoma; that under her supervision and direction prison officials have kept such perverts segregated from other prisoners and under the constant care of the prison physician.

The Committee further finds that the general health of the prison population is good and there has not been a general epidemic in the Reformatory for the past several years, that during the past 4 years only 14 deaths have occurred, none of which could be attributed to any lack of medical care and attention. The Committee further finds that the prison hospital is adequately equipped to take care of any situation arising in which the health of any prisoner is involved; that the number of drug addicts in the Institution is indeed small, and on account of the geographical location of the prison, the vigilance of the prison officials, and the segregation of addicts, the smuggling of narcotics into the Institution is reduced to a minimum.

The Committee further finds that the inmates of said Institution have the general appearance of a healthy, robust condition, and that

they are furnished with sufficient, adequate food and clothing; that the buildings, cells, kitchen and dining room of the prison are kept and maintained in a clean and sanitary manner.

The Committee further finds that it has been the objective of Mrs. Geo. A. Waters, as warden of the Oklahoma State Reformatory, to furnish daily employment to all prison inmates in the prison industries consisting of the farm, the quarry, the tannery, and the various administrative agencies.

The Committee finds, after due deliberation, that it is possible for the prisoners confined in said Institution to learn some useful trade within the prison, and thus prepare themselves for useful citizenship upon their release.

#### CRUELTY CHARGES

In conducting the inquiry as to certain charges of alleged cruelty on the part of the prison officials, the Committee summoned numerous witnesses, among which were various prisoners who had no notice that they were to be called as witnesses, and were not acquainted with any member of the Investigating Committee. After hearing the testimony of such witnesses, the Committee finds that there had been at no time of the administration of Mrs. Geo. A. Waters, any misconduct on the part of the warden or prison officials, that at no time has any cruel, unusual, or inhuman punishment been inflicted upon the prisoners of said Institution, that the prison officials have at all times been instructed to refrain from striking any prisoner unless in self-defense.

The Committee finds that in the operation and administration of the Reformatory, due to the character of the inmates, it has at times been necessary to impose disciplinary measures, which include: First, the taking away of good times; second, solitary confinement; and third, strapping the prisoners to the bars; that a merit system issued in which the prisoner is promoted or demoted on his merits and on conduct service.

The Committee further finds that the disciplinary measures above referred to have always received careful and personal attention of Mrs. Geo. A. Waters, who has had comparatively little trouble in maintaining discipline within the prison.

With reference to charges of one George Matlage, a convict, that cruel punishment was inflicted upon him in that his wrists were broken, and he was otherwise grossly mistreated, the Committee finds that during the confinement of said convict in the Reformatory he was at all times a very troublesome prisoner and from a prison record of his conduct, which was duly examined by said Committee, the Committee finds that said convict was guilty of 4 serious offenses against the rules of said prison. The Committee finds that the said convict was placed in solitary confinement as a punishment for said



offenses, and that at no time was he struck or beaten by any prison official. The Committee further finds that the said George Matlage was treated by the prison physician for a dislocated wrist, and that in the opinion of the prison physician said dislocation was the result of probability dislocated by the convict himself through his own improvidence and folly thrashing about when he was strapped to his prison cell.

None of the prisoners examined by the Committee could testify to any cruel or unusual punishment inflicted by prison officials upon the prisoners, and with the exception of a few complaints from the prisoners as to the frequent appearance of beans of the menu no objections were offered by any of the prisoners as to their treatment, care, and maintenance.

#### PRISON BREAK

The Committee finds that on the afternoon of February 17, 1935, 32 inmates of said Institution escaped; that contrary to certain newspaper reports to the effect that the Reformatory guards were not furnished with adequate and sufficient guns and ammunition on the date of the escape, and further to the effect that the tower guard, Pete Jones, who was killed by the escaping prisoners, had in his possession only one gun and one cartridge; the Committee finds that such reports are wholly false; that numerous witnesses, including the tower guard which the deceased Pete Jones relieved and the tower guard which assumed the duties of the deceased after he was killed, were examined, and the Committee finds after due deliberation that at the time the said Pete Jones was killed he had in the front tower 19 guns and more than a dozen boxes of ammunition; that relatives of inmates were visiting in the prison there during the escape, and these visitors were forced out of the prison and used as shields so that the tower guard was prevented in some measure in capturing the escaping prisoners. The Committee further finds that the escaping of said prisoners was not the result of any carelessness or negligence on the part of Mrs. Geo. A. Waters or any prison official, but was in all probability indirectly caused by the excitement and general unrest occasioned by numerous official investigation, which undoubtedly incited and aroused such prisoners.

GERALD SPENCER, Chairman.

DeROY BURNS, Member.

S. W. CARMACK, Member.

Senator Johnston asked unanimous consent, which was granted, to have printed 50 additional copies of the Journal, containing the report of the Special Committee, relative to the State Reformatory at Granite.

Upon motion of Senator Nance, the report of the Committee on Rules and Procedure, submitted on the last legislative day, was declared approved.



FIRST READING

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

SENATE BILL NO. 236—By BRIGGS—An Act providing for the escheat of personal property and real estate held in violation of Article 22 of the Constitution of the State of Oklahoma; providing for suits in the District Courts of the State to escheat same; authorizing the School Land Commission to institute proceedings in the name of the State; providing for summons, trial, judgment and sale of property and disposition of the proceeds thereof to the permanent school funds of the State; providing for the appointment of an attorney and fixing his salary; providing for expenses in carrying out the provisions of this Act; providing for County Attorneys to assist in the enforcement of this Act; directing that County Officials shall assist in the discovery of property subject to escheat; providing that in case any Section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any Court of competent or final jurisdiction, be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act; repealing all laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 237—By ALBRIGHT, JOHNSTON, HOWSLEY, WRIGHT and DUFFY of the Senate, and McCOLLOM, PUGH, TAYLOR, COX, HOWELL, WRIGHT, PAUL, LARASON, HOGG, JONES, DUNN, WILDER, ARMSTRONG, HANKLA, EASON, O'NEILL, SULLIVAN of the House—An Act making an appropriation for the purpose of erecting and equipping a building at the Northwestern State Teachers College, at Alva, Oklahoma, and declaring an emergency.

SENATE BILL NO. 238—By NANCE and BRIGGS—An Act establishing further provisions for succession to the office of Governor as provided by Section 15 of Article VI of the Constitution of Oklahoma.

SENATE BILL NO. 239—By THOMAS (by request)—An Act conferring jurisdiction upon and authorizing and empowering courts having jurisdiction of real estate mortgage foreclosure actions to fix a minimum upset price in real estate foreclosure sales; to determine the real value of the real estate foreclosed, upon objection to confirmation of foreclosure sale and crediting such value on the judgment; or giving the purchaser the choice of raising his bid to such amount and confirm the sale or to order a re-sale; to fix and continue for a reasonable time the date of any re-sale ordered; all under certain conditions and circumstances; repealing all acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 240—By TIMMONS (by request)—An Act for safeguarding life and property, the prevention of fraud, and promoting the welfare of the public; creating an Electrical Administrative Board of the State of Oklahoma; directing the Electrical Administrative Board to appoint an Electrical Inspector; establishing standards for the installation of electric wiring, devices and equipment and for electrical materials; authorizing municipalities and counties to provide for

electrical inspection, requiring certain municipalities to provide for such inspection and prescribing the duties, rights, and authority of Electrical Inspectors; providing for the appointment of municipal inspectors and others as deputy State Inspectors; making it unlawful to supply electrical service to any electrical installation unless evidence of conformity with this act is furnished and for the licensing by the Electrical Administrative Board of persons, firms or corporations engaging in the business of electrical contracting; making it unlawful to undertake the execution of electrical work without a license except as otherwise provided; making it unlawful to sell at retail certain electrical products unless such products have been approved by the Electrical Administrative Board of persons, firms and corporations engaging in the business of electrical retail merchandising; providing penalties for the violation of this act and repealing all Statutes in conflict with the Statute.

SENATE BILL NO. 241—By NICHOLS of the Senate, and ABERNATHY of Pottawatomie of the House—An Act to provide for the registration of street improvement bonds and warrants issued in payment of street improvements; providing the method of assignment thereof; authorizing the registered owner or owners of all such bonds or warrants in any street improvement district to settle and compromise any and all installments, whether delinquent or unmatured, together with interest and penalty of special assessments levied to pay such bonds or warrants; providing the method of discharging the lien of any installment, interest and penalty settled and compromised; and confirming all settlements heretofore made with the consent of the owner, or owners, of all outstanding bonds or warrants in such districts, and declaring an emergency.

SENATE BILL NO. 242—By WHITAKER (by request)—An Act amending Section 1065, Oklahoma Statutes 1931, providing for fees for printing of legal notices.

SENATE BILL NO. 243—By RORSCHACH of the Senate, and DAVIS of the House—An Act amending Section 5930, Oklahoma Statutes 1931, 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; excepting sales to the United States Government, or any agency thereof from the operation thereof, and declaring an emergency.

SENATE BILL NO. 244—By RORSCHACH of the Senate, and DAVIS of the House—An Act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this State for Public Works Projects, and declaring an emergency.

SENATE BILL NO. 245—By RORSCHACH of the Senate, and MARTIN of the House—An Act authorizing G. L. Wyckoff to bring suit against the State of Oklahoma for the purpose of determining whether or not the State of Oklahoma is indebted to said G. L. Wyckoff



on account of injuries received to himself and his personal property as a result of an accident by a truck being driven by employees of the State Highway Department, on January 9, 1935, and declaring an emergency.

SENATE BILL NO. 246—By NICHOLS (by request)—A Bill to be entitled an Act making General Appropriation for the budget of the Legislative, Executive and Judicial Departments of the State for the fiscal years ending June 30, 1936 and June 30, 1937, by functions of each Department in accordance with the budget classifications adopted by the Governor.

SENATE BILL NO. 247—By RORSCHACH of the Senate, and DAVIS of the House—An Act simplifying the procedure for the construction and financing of Public Works Projects by municipalities; defining municipalities, as the term is used in this Act, as including a County, City, Town, Board of Education, independent School District, School District, Consolidated School District, Union Graded School District, Joint School District, Drainage District, Conservancy District, Irrigation District, or Water Improvement District; enabling such municipalities to make and perform contracts with Federal agencies relating to the construction and financing of such projects; authorizing such municipalities to accept grants from Federal Agencies under terms prescribed by such Federal Agencies; authorizing such municipalities to make other contracts and accept other benefits from the Federal Government under the National Recovery Act; and conferring additional powers upon municipalities; and declaring an emergency.

SENATE BILL NO. 248—By COMMONS—An Act authorizing A. G. Croninger to institute and prosecute an action against the State of Oklahoma for alleged damage to real property by the construction of a Highway, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 232—By NANCE, NICHOLS, PAUL, COMMONS, BRIGGS, TIMMONS and PUGH—Senator Nance asked unanimous consent, which was granted, to have Senate Bill No. 232 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 233—By PAUL—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 234—By PAUL—Senator Paul asked unanimous consent, which was granted, to have Senate Bill No. 234 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 235—By COMMITTEE ON MILITARY AFFAIRS—Referred to Committee on Military Affairs.



## GENERAL ORDER

HOUSE BILL NO. 361, by Bailey, Munson, et al., was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Commons.

Senators Fischl, Broaddus and Whitaker submitted the following amendment:

Mr. President: We move to amend House Bill No. 361, lines 14 to 18, page 4, by striking lines 14 to 18, and inserting the following:

"One (1) cent on each package of 10 cigarettes or less; two (2) cents on each package of 20 cigarettes and five (5) cents on each package of 50 cigarettes sold or at the rate of One (\$1.00) Dollar per."

FISCHL, BROADDUS and WHITAKER.

Senators Fischl, Broaddus, Willis, Whitaker and Spencer, as a substitute, submitted the following amendment:

Mr. President: We move to amend House Bill No. 361, line 13, page 4, by interlining between lines 13 and 14, the following: "Cigarettes sold prior to June 1, 1935," and by adding after the word, "sold," line 1, page 5, the following: "On cigarettes sold on and after June 1, 1935, the following tax shall be levied, collected and paid: One (1) cent on each package of 10 cigarettes or less; two (2) cents on each package of 20 cigarettes and five (5) cents on each package of 50 cigarettes sold or at the rate of One (\$1.00) per thousand cigarettes sold."

FISCHL,  
BROADDUS,  
WILLIS,  
WHITAKER,  
SPENCER.

President Pro Tempore Briggs presiding.

Upon motion of Senator Nance, the Fischl, et al., amendment was tabled, the roll call thereon being as follows:

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Pugh,	Timmons,
Bushyhead,	George,	King,	Rinehart,	Waldrep,
Carmack,	Hill,	Logan,	Ritzhaupt,	Wright.
Chamberlin,	Howsley,	Nance,	Rorschach,	
Commons,	Ivester,	Nichols,	Stewart,	Total, 28.

## NAY:

Broaddus,	Fischl,	Spencer,	Whitaker,	Willis.
Burns,	Lowrance,	Thomas,	Wilbanks,	Total, 9.

EXCUSED:

Carlile,	Garvin,	MacDonald.
Fidler,	Hutchinson,	Total, 5.

NOT VOTING:

Ray,	Sowards.	Total, 2.
------	----------	-----------

Senator Jones submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 361, line 16, page 4, by striking after the word, "of," the remainder of line 16 and all of line 17 and adding the following: "more than 10 cigarettes and less than 20 cigarettes and seven and one-half (7½) cents on each package of more than 20 cigarettes and less than 50 cigarettes sold."

JONES.

Upon motion of Senator Commons, Section 4 was adopted.

Section 5 was read.

Senator Broaddus submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 361, line 12, page 5, by inserting after the word, "thereof," the following: "All wholesalers are hereby allowed on purchases of stamps a five (5%) per cent credit as allowance for the expense of placing said stamps on the cartons and packages of cigarettes."

BROADDUS.

Upon motion of Senator Commons, Section 5 was adopted.

Sections 6 and 7 were read and adopted, upon motions of Senator Commons.

Section 8 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 6, page 8, by striking after the word, "on," and before the word, "each," the words, "the top of."

COMMONS.

Upon motion of Senator Commons, Section 8, as amended, was adopted.

Section 9 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 6, page 10, by adding after the word, "consumers," and before the word, "when," a comma.

COMMONS.

Upon motion of Senator Commons, Section 9, as amended, was adopted.

Sections 10, 11, 12, 13, 14 and 15 were read and adopted, upon motions of Senator Commons.

Section 16 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 3, page 15, by striking after the figures, "16," and before the word, "per," the words and figures, "two and one-half (2½%) per cent," and inserting the words and figure, "five (5%) per cent."

COMMONS.

Upon motion of Senator Commons, Section 16, as amended, was adopted.

Section 17 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 3, page 16, by striking after the figures, "17," all of line 3 and substituting the following: "ninety-five (95%) per cent."

COMMONS.

Senator Fischl submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 361, line 9, page 16, by adding after the word, "Oklahoma," the following: "Purchasers of stamps shall be allowed a five (5%) per cent cash discount on stamps."

FISCHL.

Upon motion of Senator Commons, Section 17, as amended, was adopted.

Section 18 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 12, page 18, by changing the period, after the word, "operating," to a



semicolon and adding the following: "and provided further that the fee herein fixed for retailers shall be in lieu of the dealers' license fee required under Section 1952, Oklahoma Statutes, 1931, during the effective period of this Act."

CHAMBERLIN.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 6, page 17, by striking after the period in said line the remainder of said line 6 and lines 7, 8, 9, 10, 11 and 12.

COMMONS.

Upon motion of Senator Commons, Section 18, as amended, was adopted.

Sections 19, 20 and 21 were read and adopted, upon motions of Senator Commons.

Section 22 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 5, page 21, by striking after the word, "the," the remainder of said line and in line 6, page 21, strike the word and figures, "March, 1935," and inserting therefor the words, "from and after the passage and approval of this Act."

COMMONS.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 7, page 21, by striking the figures, "1936," and inserting the figures, "1937."

CURNUTT.

Upon motion of Senator Commons, Section 22, as amended, was adopted.

Section 23 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, lines 11 and 12, page 21, by striking after the figures, "23," line 11, the remainder of the line and all of line 12, page 21, and substitute therefor the following: "House Bill No. 45, of the 15th Legislature of the State of Oklahoma, approved by the Governor of the State of Oklahoma, February 5, 1935, and any and all other laws or parts of laws in conflict herewith are hereby expressly repealed."

COMMONS.

Upon motion of Senator Commons, Section 23, as amended, was adopted.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, by inserting the following new section, to be known as Section 22 and renumbering the succeeding sections: "Section 22. It is hereby declared to be unlawful for any person to advertise under any name, by any means whatever, or by the use of any phraseology of any kind that tobacco of any kind may be purchased without the payment of the tax levied by this Act."

CURNUTT.

Upon motion of Senator Commons, House Bill No. 361, as amended was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 361, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 361 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Logan,	Rorschach,	Wilbanks,
Briggs,	George,	Lowrance,	Spencer,	Willis,
Burns,	Hill,	Nance,	Stewart,	Wright.
Bushyhead,	Howsley,	Nichols,	Taylor,	
Carmack,	Ivester,	Paul,	Thomas,	
Chamberlin,	Johnston,	Pugh,	Timmons,	
Commons,	Jones,	Rinehart,	Waldrep,	
Curnutt,	King,	Ritzhaupt,	Whitaker,	Total, 35.

#### NAY:

Broadus,	Fischl.	Total, 2.
----------	---------	-----------

#### EXCUSED:

Carlile,	Garvin,	MacDonald.
Fidler,	Hutchinson,	Total, 5.

#### NOT VOTING:

Ray,	Sowards.	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:

AYE:

Albright,	Duffy,	Logan,	Rorschach,	Wilbanks,
Briggs,	George,	Lowrance,	Spencer,	Willis,
Burns,	Hill,	Nance,	Stewart,	Wright.
Bushyhead,	Howsley,	Nichols,	Taylor,	
Carmack,	Ivester,	Paul,	Thomas,	
Chamberlin,	Johnston,	Pugh,	Timmons,	
Commons,	Jones,	Rinehart,	Waldrep,	
Curnutt,	King,	Ritzhaupt,	Whitaker,	Total, 35.

NAY:

Broaddus,	Fischl.	Total, 2.
-----------	---------	-----------

EXCUSED:

Carlile,	Garvin,	MacDonald.
Fidler,	Hutchinson,	Total, 5.

NOT VOTING:

Ray,	Sowards.	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. 361, as amended, was ordered referred for engrossment.

Senator Paul moved that SENATE BILL NO. 33, by Paul, be withdrawn from the Committee on Oil and Gas and placed on the calendar, which motion, by unanimous consent, he withdrew.

Upon motion of Senator Paul, Senate Bill No. 33, by Paul, was ordered withdrawn from the Committee on Oil and Gas and referred to the Committee on Revenue and Taxation.

### COMMITTEE REPORTS

The following Special Committee Report was submitted and, upon motion of Senator Stewart, Senate Bill No. 193, as amended thereby was ordered printed:

Mr. President: We, your special committee appointed to consider SENATE BILL NO. 193 by Stewart, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that it do pass as amended:

#### TITLE

Between the word *a* and the word *court* the word *criminal* be added.



Line 2: Strike the word *County*.

Line 3: Strike the word *common*.

Line 4: Strike the word *pleas*.

To read as follows:

An Act establishing a criminal court fund to pay all costs of holding District and Superior Court in the several counties of the State of Oklahoma; declaring it to be the policy for the State to pay court costs, making appropriation thereof, and declaring an emergency.

#### BODY

##### Section 1:

Line 1: Between the word *a* and the word *court* the word *criminal* be added.

Line 3: Between the word *district* and the word *superior* the word *and* be added.

Line 3: Strike the words *common pleas*.

Line 4: Add after the word *Oklahoma*, "*for the trial of criminal cases.*"

##### Section 2:

Line 5: Strike the words *county* and *superior*.

##### Section 3:

Line 3: Add the word *criminal* before the word *costs*.

Line 3: Strike the words *county* and *common pleas*.

STEWART,  
COMMONS,  
NICHOLS,  
NANCE,  
SPENCER,  
BRIGGS,  
RITZHAUPT.

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 55, by Ritzhaupt, Taylor, Rorschach, Ivester, Whitaker and Bushyhead, entitled:

An Act amending Section 3211 of the Oklahoma Statutes, 1931,

relating to the criminal insane, to provide that persons proceeded against in criminal actions and acquitted on the ground of insanity shall be committed to a State Hospital for Insane, there to be held and kept, 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 Agriculture, to whom was referred Senate Bill No. 155, by Albright and Burns, entitled:

An Act amending Section 3700, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 156, Oklahoma Session Laws, 1933, relating to transportation 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.

SOWARDS, Chairman.

Mr. President: We, your Committee on Judicial Redistricting, to whom was referred Senate Bill No. 162, by Lowrance of the Senate and Freeman and Goodwin of the House, entitled:

An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma, and the nomination and election of Judges 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.

IVESTER, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 92—By STEWART, PAUL, CHAMBERLIN, COMMONS and GARVIN,

An Act making an appropriation for the fiscal year ending June

30, 1935, for the purpose of insuring and equalizing at least eight months of school in all of the public schools of this State for the school year 1934-35; prescribing how it shall be expended; providing rules and regulations therefor, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Speaker Pro Tem of the House has appointed as House Conferees on said Bill, the following named Representatives: Beaman, Traw, Williams, Frazier, Twidwell, Campbell.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith.

ENGROSSED SENATE BILL NO. 208—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS,

An Act ratifying the "Interstate Compact to Conserve Oil and Gas" entered into by the Governor with the representatives of certain other oil producing States at Dallas, Texas, on February 16, 1935; setting forth a copy of said compact which discloses the purpose thereof to be to conserve oil and gas by the prevention of physical waste thereof from any cause; authorizing the Governor to appoint a person to represent Oklahoma on the Interstate Oil Compact Commission provided in said compact, fixing effective date of Act, 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 Pro Tem in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 208 was ordered referred for enrollment.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 165, by Montgomery, was taken up for consideration.

Section 1 was read.

Senator Commons moved that House Bill No. 165 be referred to a Special Committee, with instructions to redraft the bill to provide that after the discovery of an act of embezzlement by a public official, under the provisions of this Act, that the statute run for a period of five years.



Senator Curnutt raised a point of order against the Commons motion, which was sustained, stating the rules provide that a motion, with instructions, shall be submitted in writing.

By unanimous consent, further consideration of House Bill No. 165 was deferred for this legislative day.

SENATE BILL NO. 46, by George, of the Senate, and Huey of the House, was considered.

Section 1 was read and adopted, upon motion of Senator George.

Upon motion of Senator George, Senate Bill No. 46 was advanced to engrossment and third reading.

Upon motion of Senator George, the rules of the Senate were suspended and Senate Bill No. 46 was considered engrossed and placed upon third reading and final passage.

Senator Broaddus asked to be "excused," for the remainder of this legislative day, which was the order.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Burns,	George,	Logan,	Rorschach,	Willis,
Bushyhead,	Hill,	Lowrance,	Spencer,	Wright.
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberln,	Ivester,	Paul,	Thomas,	
Curnutt,	Johnston,	Pugh,	Timmons,	Total, 32.

#### EXCUSED:

Broaddus,	Fidler,	Hutchinson,	
Carlile,	Garvin,	MacDonald.	Total, 6.

#### NOT VOTING:

Commons,	Ray,	Stewart,	
Nance,	Sowards,	Waldrep.	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:

## AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Burns,	George,	Logan,	Rorschach,	Willis.
Bushyhead,	Hill,	Lowrance,	Spencer,	Wright.
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	
Curnutt,	Johnston,	Pugh,	Timmons,	Total, 32.

## EXCUSED:

Broaddus,	Fidler,	Hutchinson,	
Carlile,	Garvin,	MacDonald.	Total, 6.

## NOT VOTING:

Commons,	Ray,	Stewart,	
Nance,	Sowards,	Waldrep.	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. 46 was ordered referred for engrossment.

By unanimous consent, the Senate Conferees, under Engrossed Senate Bill No. 92, were "excused," for the purpose of committee work, the same being Senators Nichols, Commons, Nance, Chamberlin, Stewart and Paul.

Senator Ritzhaupt asked unanimous consent, which was granted, to withdraw SENATE BILL NO. 107, by Ritzhaupt, from the Committee on Hospitals and Charities and place the bill upon the Calendar.

## GENERAL ORDER

SENATE BILL NO. 229, by Rorschach, of the Senate, and Bailey of the House, was called up for consideration by Senator Rorschach.

Sections 1 and 2 were read and adopted, upon motions of Senator Rorschach.

Upon motion of Senator Rorschach, Senate Bill No. 229 was advanced to engrossment and third reading.

Upon motion of Senator Rorschach, the rules of the Senate were suspended and Senate Bill No. 229 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 229 was read for the third time at length.

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

<b>AYE:</b>				
Albright,	Duffy,	Jones,	Rorschach,	Wilbanks,
Briggs,	Fischl,	King,	Sowards,	Willis.
Burns,	George,	Logan,	Spencer,	
Bushyhead,	Hill,	Lowrance,	Taylor,	
Carmack,	Howsley,	Paul,	Thomas,	
Commons,	Ivester,	Rinehart,	Timmons,	
Curnutt,	Johnston,	Ritzhaupt,	Whitaker,	Total, 30.
<b>NAY:</b>				
Pugh.	Total, 1.			

<b>EXCUSED:</b>			
Broadus,	Fidler,	MacDonald,	Stewart.
Carlile,	Garvin,	Nance,	
Chamberlin,	Hutchinson,	Nichols,	Total, 10.

<b>NOT VOTING:</b>			
Ray,	Waldrep,	Wright.	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:

<b>AYE:</b>				
Albright,	Duffy,	Jones,	Rorschach,	Wilbanks,
Eriggs,	Fischl,	King,	Sowards,	Willis.
Burns,	George,	Logan,	Spencer,	
Bushyhead,	Hill,	Lowrance,	Taylor,	
Carmack,	Howsley,	Paul,	Thomas,	
Commons,	Ivester,	Rinehart,	Timmons,	
Curnutt,	Johnston,	Ritzhaupt,	Whitaker,	Total, 30.
<b>NAY:</b>				
Pugh.	Total, 1.			

<b>EXCUSED:</b>			
Broadus,	Fidler,	MacDonald,	Stewart.
Carlile,	Garvin,	Nance,	
Chamberlin,	Hutchinson,	Nichols,	Total, 10.

<b>NOT VOTING:</b>			
Ray,	Waldrep,	Wright.	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. 229 was ordered referred for engrossment



## GENERAL ORDER

SENATE BILL NO. 37, by Briggs was considered.

Section 1 was read.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 37, line 4, page 1, by striking after the word, "issued," and before the word, "payment," the word, "by," and inserting the word, "in".

IVESTER.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Duffy:

Mr. President: I move to amend Senate Bill No. 37, line 8, page 2, by striking after the word, "thereon," the remainder of the Section.

CURNUTT.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 37, lines 10 and 11, page 2, by striking after the word, "expire," line 10, and before the word, "the," line 11, and inserting the words and figures, "prior to June 30, 1935," and by striking the figures, "1935," line 12, and inserting the figures, "1936".

IVESTER.

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

Upon motion of Senator Ivester, Senate Bill No. 37, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ivester, the rules of the Senate were suspended and Senate Bill No. 37 was considered engrossed and placed upon third reading and final passage.

## 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:

## AYE:

Albright,	George,	King,	Rorschach,	Willis,
Briggs,	Hill,	Logan,	Spencer,	Wright.
Burns,	Howsley,	Lowrance,	Taylor,	
Bushyhead,	Ivester,	Pugh,	Thomas,	
Carmack,	Johnston,	Rinehart,	Whitaker,	
Duffy,	Jones,	Ritzhaupt,	Wilbanks,	Total, 26.

## NAY:

Curnutt.	Total, 1.
----------	-----------

## EXCUSED:

Broadbuss,	Commons,	Hutchinson,	Nichols,
Carlile,	Fidler,	MacDonald,	Paul,
Chamberlin,	Garvin,	Nance.	Stewart.
			Total, 12.

## NOT VOTING:

Fischi,	Sowards,	Waldrep.
Ray,	Timmons,	Total, 5.

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:

## AYE:

Albright,	Fischi,	King,	Rorschach,	Wilbanks,
Briggs,	George,	Logan,	Sowards,	Willis.
Burns,	Hill,	Lowrance,	Spencer,	
Bushyhead,	Howsley,	Paul,	Taylor,	
Carmack,	Ivester,	Pugh,	Thomas,	
Commons,	Johnston,	Rinehart,	Timmons,	
Duffy,	Jones,	Ritzhaupt,	Whitaker,	Total, 30.

## NAY:

Curnutt.	Total, 1.
----------	-----------

## EXCUSED:

Broadbuss,	Fidler,	MacDonald,	Stewart.
Carlile,	Garvin,	Nance,	
Chamberlin,	Hutchinson,	Nichols,	Total, 10.

## NOT VOTING:

Ray,	Waldrep,	Wright.	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. 37 was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 42, by Gregory and Byrom was taken up for consideration, on request of Senator Rinehart.

President Berry presiding.

Section 1 was read.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 42, line 5, page 1, by striking line 5.

IVESTER.

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

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

Upon motion of Senator Rinehart, House Bill No. 42 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 42, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

## AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	Waldrep,
Briggs,	George,	King,	Rorschach,	Whitaker,
Burns,	Hill,	Logan,	Spencer,	Wilbanks,
Bushyhead,	Howsley,	Lowrance,	Taylor,	Willis,
Carmack,	Ivester,	Pugh,	Thomas,	Wright,
Curnutt,	Johnston,	Rinehart,	Timmons,	Total, 29.

## EXCUSED:

Broaddus,	Commons,	Hutchinson,	Nichols,
Carlile,	Fidler,	MacDonald,	Paul,
Chamberlin,	Garvin,	Nance,	Stewart.
			Total, 12.

## NOT VOTING:

Fischl,	Ray,	Sowards.	Total, 3.
---------	------	----------	-----------

The Bill having received the constitutional majority of the votes



of all members elected to and constituting the Senate was declared passed.

By unanimous consent, the roll call on the emergency section to House Bill No. 42 was deferred for the time.

#### GENERAL ORDER

HOUSE BILL NO. 43, by Montgomery, was considered.

Section 1 was read.

Senator Ivester moved that further consideration of House Bill No. 43 be indefinitely postponed.

Senator Wilbanks, as a substitute, moved that House Bill No. 43 be referred to a Special Committee for consideration and redrafting.

Senator Ritzhaupt raised a point of order against discussion of the Wilbanks motion, citing Rule 14, which point of order was sustained.

Senator Ritzhaupt, in lieu of all pending motions, moved that further consideration of House Bill No. 43 be postponed to some future legislative day, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 16, by Sadler, was taken up for consideration, upon the request of Senator Lowrance, and read at length, as follows:

#### ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16—By SADLER.

A CONCURRENT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES, TO ESTABLISH A NATIONAL MEMORIAL PARK IN MURRAY COUNTY, TO CONSIST OF THE AREA EMBRACED BY THE GEOLOGICAL FORMATIONS KNOWN AS "WHITE MOUND" AND "BURNING MOUNTAIN."

WHEREAS, adjacent to the Platt National Park in Murray County, Oklahoma, lie two (2) unusual geological formations known as "White Mound" and "Burning Mountain," and

WHEREAS, these geological formations are internationally renowned for their scientific value to geologists and are constantly the object of investigation and observation of geologists, and

WHEREAS, these structures should be preserved to the people of the State of Oklahoma and of the United States for their value as a source of geological information,

NOW, THEREFORE, be it resolved by the House of Representatives of the Fifteenth Legislature of the State of Oklahoma, the Senate Concurring therein:

That the President and Congress of the United States be memorialized by the people and Legislature of Oklahoma, to establish a National

Park, to constitute the area embraced by the geological formations commonly known as "White Mound" and "Burning Mountain" near the Platt National Park in Murray County, Oklahoma.

BE IT FURTHER RESOLVED:

That copies of this Resolution be mailed by the Chief Clerk of the House of Representatives to the President of the United States and to the Chief Clerk of both the House of Representatives and the Senate of the United States Congress; to each member of the Oklahoma delegation in Congress, to the Secretary of the Department of the Interior, to the Director of National Parks, Buildings and Reservations, and to the Chief of the Historical Division of the Department of the Interior.

Upon motion of Senator Lowrance, House Concurrent Resolution No. 16 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 16 and ordered it returned to the Honorable House.

THIRD READING

Referring further to ENGROSSED HOUSE BILL NO. 42:

The question being, "Shall House Bill No. 42 become an emergency measure?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	King,	Rorschach,	Wilbanks,
Burns,	George,	Logan,	Sowards,	Willis.
Bushyhead,	Hill,	Lowrance,	Spencer,	
Carmack,	Howsley,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Rinehart,	Timmons,	Total, 31.

EXCUSED:

Broaddus,	Fidler,	MacDonald,	Stewart.
Carlile,	Garvin,	Nance,	
Chamberlin,	Hutchinson,	Nichols,	Total, 10.

NOT VOTING:

Ray,	Waldrep,	Wright.	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. 42 was ordered referred for engrossment.

Upon motion of Senator Ray, SENATE BILL NO. 222, by Howsley, of the Senate, and Pauls, et al., of the House, was ordered withdrawn



from the Committee on Banks and Banking and placed upon the Calendar.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 117 correctly engrossed and Senate Bill No. 208 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 208 was read at length 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.

#### MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has rejected the Conference Committee Report on:

ENGROSSED HOUSE BILL NO. 84—By RAASCH, KIKER, BRANAN, BREWER, BYROM, COX, FRAZIER, HANKLA, HOGG, HOWELL, JOHNSON of Comanche, JONES, LARASON, McCOLLOM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TAYLOR, WHITAKER, WRIGHT of Beaver, THE COMMITTEE ON EROSION, RECLAMATION AND DRAINAGE,

An Act conferring additional duties, powers and limitations, upon the Conservation Commission of the State of Oklahoma as created by the laws of Oklahoma, Article 5, Chapter 70, Compiled Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive, amending Section 13241, Compiled Oklahoma Statutes, 1931, fixing the terms of the members of the Commission, declaring the conservation of the waters within the State in every manner and means therefor as public necessity and public utility; authorizing and encouraging the building, conservation of ponds, lakes and reservoirs, terracing, contour cultivation, non-eroding planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real or mixed property, to purchase personal property to sell the same when no longer needed; authorizing the Commission to accept grants, gratuities and assistance from the United States of America and its agencies, amending Section 13242, Compiled Oklahoma Statutes, 1931, relating to the duties of the State engineer and the State highway engineer and as to their records; amending Section 13246, Com-



piled Oklahoma Statutes, 1931, fixing salaries of members of the Commission and authorizing the Commission to employ assistance; providing that no member of the Commission shall become interested in a contract of the Commission or profit thereby, and providing penalties; providing said Commission may sue and be sued; empowering the Commission to establish fees and collect for services supplied; authorizing the empounding of waters by saturation, and to appropriate and conserve waters; declaring all works of the Commission to be public utilities; districting the State into three areas and declaring an emergency,

and respectfully asks for further Conference. The Speaker of the House has re-appointed as House Conferees on said Bill, the following named Representatives:

Taylor.  
Chambers.  
Larason.  
Howell.  
Bailey.  
Raasch.  
Munger.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the Senate acceded to the request of the Honorable House, for a further conference on Engrossed House Bill No. 84, and the President re-appointed as Senate Conferees thereunder, Senators Howsley, Rorschach, Albright, Rinehart, Johnston, Briggs, Carmack and Nance.

#### 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 Revenue and Taxation, to whom was referred Senate Bill No. 95, by Rorschach, entitled:

An Act amending Section 12557, Oklahoma Statutes, 1931, and Section 5, Chapter 111, Act of the Fourteenth Legislature relating to, and providing for, the enforcement of the gasoline excise tax laws and the collection of tax thereunder by the Oklahoma Tax Commission; authorizing issuance, extension reinstatement, suspension and cancellation of licenses by 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 as amended.

COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 206, by Commons, entitled:

An Act amending the Oklahoma Statutes, 1931, relating to Excise Boards, their meetings, powers and duties,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 228, by Broadbuss of the Senate, and Chambers of the House, entitled:

An Act granting power to cities and towns to impose a tax on the gross receipts of any persons, firm, association or corporation furnishing power, light, heat, gas, electricity, or water in any city or town by the governing body of said city or town, providing procedure for collecting such and, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

### THIRD READING

By unanimous consent, SENATE BILL NO. 117 was considered.

SENATE BILL NO. 117 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Briggs,	Fischl,	King,	Ray,	Waldrep,
Burns,	George,	Logan,	Rinehart,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Howsley,	Nance,	Rorschach,	Willis,
Chamberlin,	Ivester,	Nichols,	Spencer,	Wright.
Curnutt,	Johnston,	Paul,	Taylor,	Total, 34.

#### EXCUSED:

Broadbuss,	Fidler,	Hutchinson,	
Carlile,	Garvin,	MacDonald.	Total, 6.

#### NOT VOTING:

Commons,	Sowards,	Stewart,	Thomas.	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:

**AYE:**

Albright,	Duffy,	Jones,	Pugh,	Timmons,
Briggs,	Fischi,	King,	Ray,	Waldrep,
Burns,	George,	Logan,	Rinehart,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Ritzhaupt,	Willbanks,
Carmack,	Howsley,	Nance,	Rorschach,	Willis,
Chamberlin,	Ivester,	Nichols,	Spencer,	Wright,
Curnutt,	Johnston,	Paul,	Taylor,	Total, 34.

**EXCUSED:**

Broadbuss,	Fidler,	Hutchinson,	
Carlile,	Garvin,	MacDonald,	Total, 6.

**NOT VOTING:**

Commons,	Sowards,	Stewart,	Thomas,	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 President, in open session, signed the engrossed copy of Senate Bill No. 117, and ordered the same transmitted to the Honorable House.

Senator Nance moved that the Secretary be instructed to purchase One Hundred Dollars worth of postage for the use of the Senate and Lieutenant Governor.

Senator Waldrep, as a substitute, moved that the Senate Auditor be instructed to purchase Ten Dollars worth of postage for each member of the Senate and the Lieutenant Governor.

Senator Waldrep, as a substitute for all pending motions, moved that the Senate Auditor be instructed to purchase \$15.00 worth of postage for each member of the Senate and the Lieutenant Governor, which motion prevailed.

Senator Paul moved that 200 copies be printed of an article, appearing in Sunday's Tulsa World, the same being entitled "INCOME TAX EXEMPTION PROPOSED BY OWENS TO REVIVE BUSINESS," which motion prevailed.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 361 correctly engrossed.

WILLIS, Chairman.



The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 361, as amended, and ordered the bill returned to the Honorable House.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

## FORTY-FIRST LEGISLATIVE DAY

WEDNESDAY, MARCH 6, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Ray,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broadbuss,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Logan,	Rorschach,	Willis,
Bushyhead,	George,	Lowrance,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	Total, 41.

## EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

## ABSENT:

Whitaker.	Total, 1.
-----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Chamberlin moved that Miss Jerry Beth Spencer, daughter of Senator Spencer, be made an honorary stenographer for this legislative day, which motion prevailed.

## COMMUNICATION

A communication to the President of the Senate from G. A. Nichols, President of the Oklahoma City Chamber of Commerce, was read, inviting members of the Senate to a dinner in their honor in the main dining room of the Chamber of Commerce, 10th floor of the Commerce Exchange Building, at 6:30 p. m., Tuesday, March 19th.

Upon motion of Senator Thomas, the invitation of the Chamber of Commerce was ordered accepted.

### PETITION

A petition from citizens, voters and taxpayers of Blaine County, was presented by Senator Willis, protesting the raising of "monies by taxation for any purpose not absolutely necessary in these times of distress," and opposing the "County Unit School bill," or any "experimental legislation."

The above petition was ordered filed.

### 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 Senate Bills Nos. 33, by Paul, and 101, by Briggs, entitled, respectively:

An Act abolishing the office of the State Oil Inspector and his deputies, etc., and An Act amending Sections 11591 and 11592, Oklahoma Statutes, 1931, etc.,

And the committee found that both bills dealt with the same subject matter and should be combined and a substitute bill was offered. It is the recommendation of the committee that the substitute bill do pass.

COMMONS, Chairman.

Senator Briggs moved that consideration of the committee substitute for Senate Bill No. 101 be set for special order at 2:00 o'clock p. m., tomorrow.

Senator Nance raised a point of order against debate on the Briggs motion, which was sustained, stating a motion to set for special order is not debatable.

The vote occurring on the Briggs motion, it was declared adopted.

Mr. President: We, your Committee on Insurance, to whom was referred Senate Bill No. 158, by Jones, entitled:

An Act providing for the organization and management of mutual insurance corporations, providing for forms of policies to be approved by the Commissioner of Insurance; and providing for the admission of foreign mutual insurance companies, 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.

PAUL, Chairman.

Senator Hill moved that, notwithstanding the adverse report of



the Committee on Senate Bill No. 158, the bill be printed and placed upon the calendar.

Senator Paul, as a substitute, moved the adoption of the adverse committee report on Senate Bill No. 158.

Senator Hill asked unanimous consent, which was granted, to withdraw his motion.

The vote occurring on the Paul motion, it was declared adopted.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 185, by Rinehart and Paul, entitled:

An Act prohibiting the sale of student activity or athletic tickets as a condition precedent to admission of resident students to State institutions of learning; providing a penalty for the violation thereof, and declaring, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 203, by Ritzhaupt, Nichols, Willis, Broadus, Fischl and Duffy, entitled,

An Act, providing for the payment by the State of the tuition and fees and transportation of certain persons in connection with such persons pursuing certain courses of study at educational institutions outside, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

Referring to the Special Committee Report, submitted on the last legislative day, relative to the State Reformatory at Granite:

Upon motion of Senator Spencer, the Special Committee Report, relative to the State Reformatory at Granite, was declared adopted.

Senator Nance moved that the Senate work under a call of the House, which was the order.

Upon a roll call being ordered, the following were noted, "absent:" Senators Bushyhead, Carlile, Fischl, Lowrance and Whitaker.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 42 and Senate Bills Nos. 37, 46 and 229 correctly engrossed and Senate Bill No. 1 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 42, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 37, 46 and 229 and ordered each transmitted to the Honorable House, for consideration.

Senator Chamberlin presiding.

Senate Bill No. 1 was read at length 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.

President Berry presiding.

Senators Fischl, Lowrance, Bushyhead and Carlile asked to be recorded "present," which was the order.

#### FIRST READING

The following resolution was introduced and read for the first time:

SENATE JOINT RESOLUTION NO. 18—By JOHNSTON, WALD-REP, TAYLOR, CARMACK, BURNS, LOWRANCE, NICHOLS, HOWSLEY, IVESTER, THOMAS, PUGH, PAUL, of the Senate, and BYROM, PETERSON, SULLIVAN, MYERS, BOGGS, RAASCH, HUSER, HUNT of Pittsburg, MAUK, JONES, BEAMAN, HUEY, MORROW, PUGH, DEATON, CAMPBELL, STANDRIDGE, SPECK, FRAYER, ARMSTRONG, DOTY, WILLIAMS, TRAW, HOGG, BREWER, DUNN, MOONEY, BROWN, WINGO, KEYES, JOHNSON of Comanche, WORTHINGTON, WOOTEN, MUNGER, WRIGHT of Washita, HOWELL, ALLEN, GREGORY, TAYLOR, CANTRELL, HANKLA, SINGLETON, WHITAKER, WRIGHT of Beaver, of the House—A Joint Resolution directing the Secretary of the State to submit to the legally qualified voters of the State of Oklahoma for their approval or rejection a proposed amendment to Article No. Ten of the Constitution of the State of Oklahoma.

#### SECOND READING

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

SENATE BILL NO. 236—By BRIGGS—Referred to Committee on Legal Advisory.

SENATE BILL NO. 237—By ALBRIGHT, JOHNSTON, HOWSLEY, WRIGHT and DUFFY of the Senate, and McCOLLOM, PUGH, TAYLOR, COX, HOWELL, WRIGHT, PAUL, LARASON, HOGG, JONES, DUNN, WILDER, ARMSTRONG, HANKLA, EASON, O'NEILL and Sullivan of the House—Senator Albright asked unanimous consent, which was granted, to have Senate Bill No. 237 placed upon the Calendar without reference to a committee.

#### GENERAL ORDER

Senator Albright asked unanimous consent, which was granted, to substitute for Senate Bill No. 237, the following:

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 237—By ALBRIGHT, JOHNSTON, WRIGHT, HOWSLEY and DUFFY of the Senate, and McCOLLOM, PUGH, TAYLOR, COX, HOWELL, WRIGHT, PAUL, LARASON, HOGG, JONES, DUNN, WILDER, ARMSTRONG, HANKLA, EASON, O'NEILL and SULLIVAN of the House.

AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF ERECTING AND EQUIPPING A BUILDING AT THE NORTH-WESTERN STATE TEACHERS COLLEGE, AT ALVA, OKLAHOMA, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. There is hereby appropriated out of any monies in the State Treasury, to the credit of the Public Building Fund, not otherwise appropriated, to be used by and under the direction and supervision of the State Board of Public Affairs, for the purpose of erecting and equipping a building on the campus of the Northwestern State Teachers College, at Alva, Oklahoma, the following sums, or so much thereof as may be necessary:

For the purpose of erecting one class room and library building .....	\$250,000.00
For equipping said building .....	\$ 50,000.00

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.

#### SECOND READING (Continued)

SENATE BILL NO. 238—By NANCE and BRIGGS—Senator Nance asked unanimous consent, which was granted, to have Senate Bill No. 238 placed upon the Calendar, without reference to a Committee.



SENATE BILL NO. 239—By TIMMONS (by request)—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 240—By TIMMONS (by request)—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 241—By NICHOLS of the Senate, and ABERNATHY of Pottawatomie of the House—Senator Nichols asked unanimous consent, which was granted, to have Senate Bill No. 241 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 242—By WHITAKER (by request)—Referred to Committee on Public Printing.

SENATE BILL NO. 243—By RORSCHACH of the Senate, and Davis of the House—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 244—By RORSCHACH of the Senate, and Davis of the House—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 245—By RORSCHACH of the Senate, and Martin of the House—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 246—By NICHOLS (by request)—Referred to Committee on Appropriations.

Upon motion of Senator Nichols, 500 copies of Senate Bill No. 246 were ordered printed.

SENATE BILL NO. 247—By RORSCHACH of the Senate, and DAVIS of the House—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 248—By COMMONS—Referred to Committee on Judiciary No. 2.

#### SPECIAL ORDER

HOUSE BILL NO. 87, by Committee on Revenue and Taxation, was considered.

Section 1 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, by inserting a new paragraph at line 3½, page 1, to read as follows: "Section 5. For the purpose of stabilizing and making uniform the rate of taxation on asphalt and ores bearing lead, zinc, jack, gold, silver or copper, and petroleum or other crude oil, mineral oil, natural gas and/or casinghead gas, said property is hereby classified and subjected to a

definite rate, levied as a commutation of ad valorem tax and in lieu thereof as hereinafter provided."

BRIGGS.

Senator Ivester submitted the following amendment, which, by unanimous consent he withdrew:

Mr. President: I move to amend House Bill No. 87, line 1, page 2, by adding after the word "of" and before the word "asphalt" the word "cement".

IVESTER.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 87 by inserting after the word "mine and the semi-colon" and before the word "and" the following: "and upon the out-put and production from any quarry mine or location of any material used in the production of cement".

JOHNSTON.

Senator Timmons moved that it be the sense of the Senate that the amendments to House Bill No. 87, carrying the lowest figure of percentage be considered first.

Senator Ivester, as a substitute, moved that the highest figure of percentage be considered first.

Senator Fischl raised a point of order against the Ivester motion, which was sustained, stating a reversed motion not in order.

The vote occurring on the Timmons motion, it was declared adopted.

Senators Timmons and Spencer submitted the following amendment:

Mr. President: We move to amend House Bill No. 87, lines 4 and 5, page 3, by striking the words "eight per centum" and inserting the words "four per centum," and in line 9, page 3, by striking the words "eight per centum" and inserting the words "four per centum."

TIMMONS and SPENCER.

#### MESSAGE

By unanimous consent the following message from the Honorable House was read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 361—By BAILEY, MUNSON, SHOEMAKE, HOLLIMAN, KIKER, CARMICHAEL and STOKES,

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expense of collection, enforcement, purchase of stamps and refunds, shall be placed to the credit of the General Revenue Fund of the State for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refund and making appropriations therefor; requiring wholesalers and/or jobbers and retailers to procure licenses or permits and regulating the issuance and revocation of such licenses or permits; prescribing penalties; repealing all laws in conflict herewith, and declaring an emergency,

and asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Bailey, Munson, Shoemake, Stokes, Carleton.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Nance moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 361, be granted and the President appoint Senate conferees thereunder, which motion prevailed, the President appointing as such conference committee Senators Commons, Chamberlin, Nance, Curnutt and Carmack.

#### SPECIAL ORDER

Referring further to HOUSE BILL NO. 87:

Senator Paul asked unanimous consent, which was granted, that the record disclose all amendments submitted as to the per centum feature of Section I, which were as follows:

Mr. President: We move to amend House Bill No. 87, line 4, page 3, by striking after the word "to" being the last word in the line, the word "eight" and substitute the word "five."

COMMONS and NANCE.

Mr. President: I move to amend House Bill No. 87, line 9, page 3, by striking after the word "to" and before the word "per" the word "eight" and inserting the words "seven and one-half."

PAUL.

Mr. President: I move to amend House Bill No. 87, line 4, page 3, by striking after the word "to" the word "eight" and substitute the word "twelve."

IVESTER.



Mr. President: I move to amend House Bill No. 87, line 4, page 3, by striking after the word "to" the word "eight" and inserting the following: "On each oil producing well in this State, a tax of 5% is hereby levied upon and against the same, provided, however, that no tax of less than 3% per barrel per day is hereby levied.

"In addition to the foregoing and to compensate and in a small measure recompense for the exhaustion and depletion of a great natural resource of Oklahoma and the wrecked and despoiled condition of the lands and natural resources upon and adjacent to abandoned run-down oil fields, a depletion and severance tax is hereby levied upon and against the production from all wells producing one hundred barrels per day or less than 300 barrels per day, 1%.

"On all wells producing 300 barrels per day or less than 500 barrels per day, the sum of 2%.

"On all wells producing 500 barrels per day or less than 1,000 barrels per day, the sum of 3%.

"On all wells producing 1,000 barrels per day or more, a tax of 5%.

"Provided that such depletion or severance tax shall be at least 3c per barrel on each barrel from each well in addition to the general tax of 5% hereinbefore levied."

JOHNSTON.

Mr. President: I move to amend House Bill No. 87, line 4, page 3, by striking after the word "to" the word "eight" and inserting the following: "On each oil producing well, a tax is hereby levied upon and against the same as follows:

"All wells producing 100 barrels per day, and less than 3,000 barrels per month, a tax of 5% of the market value thereof.

"All wells producing 100 barrels per day or less than 300 barrels per day or 9,000 barrels per month, 6%.

"All wells producing 300 barrels per day or less than 500 barrels per day, or less than 15,000 barrels per month, 7%.

"All wells producing 500 barrels per day or less than 1,000 barrels per day, or less than 30,000 barrels per month, 8%.

"All wells producing 1,000 barrels per day or more a tax of 10%."

JOHNSTON.

#### MESSAGE

By unanimous consent, the following message from the Honorable House was read:

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 208—By SENATE COMMITTEE  
ON OIL AND GAS and HOUSE COMMITTEE ON OIL AND GAS,

An Act ratifying the "Interstate Compact to Conserve Oil and Gas" entered into by the Governor with the representatives of certain other oil producing States at Dallas, Texas, on February 16, 1935; setting forth a copy of said compact which discloses the purpose thereof to be to conserve oil and gas by the prevention of physical waste thereof from any cause; authorizing the Governor to appoint a person to represent Oklahoma on the Interstate Oil Compact Commission provided in said compact, fixing effective date of Act, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 208 was ordered referred to the Governor, for consideration.

#### SPECIAL ORDER

Referring further to HOUSE BILL NO. 87:

Under the Timmons motion, the Timmons-Spencer amendment to House Bill No. 87 was placed before the Senate.

Upon motion of Senator Fischl, the Senate rule limiting debate, was declared suspended.

Senator Burns moved the adoption of the previous question.

Senator Briggs, as a substitute, moved that debate on the Timmons-Spencer amendment be extended thirty minutes, giving the proponents and opponents, fifteen minutes each.

Senator Timmons, as a substitute for all pending motions, moved that the rule, relative to debate, allotting ten minutes to each member of the Senate, be enforced.

Senator Wilbanks raised a point of order, which was sustained stating a motion calling for the previous question is a prior one.

The vote occurring on the Burns motion, it was declared failed of adoption.

Senator Timmons moved that debate be limited to ten minutes to each Senator.

Senator Stewart, as a substitute, moved that debate be extended twenty minutes, permitting the proponents and opponents ten minutes each.

Senator Timmons, in lieu of all pending motions, moved that each Senator be permitted not to exceed twelve minutes debate on the amendment.

Senator Stewart raised a point of order against the Timmons motion, which was sustained, stating it was in furtherance of his original motion.

Senator Nance moved, in lieu of all pending motions, that each Senator be permitted not to exceed nine and one-half minutes debate on the amendment, which motion prevailed.

Upon motion of Senator Logan, the previous question was ordered.

The vote occurring on the Timmons-Spencer amendment, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Curnutt,	Logan,	Rorschach,	Willis,
Briggs,	Fidler,	Lowrance,	Sowards,	Wright.
Broadbudd,	Fischl,	Nichols,	Spencer,	
Burns,	George,	Paul,	Stewart,	
Bushyhead,	Hill,	Pugh,	Thomas,	
Carlile,	Hutchinson,	Ray,	Timmons,	
Carmack,	Jones,	Ritzhaupt,	Waldrep,	Total, 30.

NAY:

Chamberlin,	Howesley,	King,	Taylor,
Commons,	Ivester,	Nance,	Wilbanks.
Duffy,	Johnston,	Rinehart,	Total, 11.

EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

ABSENT:

Whitaker.	Total, 1.
-----------	-----------

Senator Briggs submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 87, line 1, page 2, by inserting after the word "of" and before the word "asphalt" the words "the aforesaid" and by inserting in line 4, page 2, after the word "gas" and before the word "shall" the words "classified and taxed hereunder."

BRIGGS.



Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, line 4, page 3, by inserting after the word "produced" and before the word "and" the following: "which is hereby levied" and by changing the period after the word "gas" in line 11, to a comma, and inserting before the word "provided" the words "which is hereby levied."

COMMONS.

Senator Logan submitted the following amendment, which was, by unanimous consent, withdrawn:

Mr. President: I move to amend House Bill No. 87, line 16, page 8, by inserting the following: "Provided, however, that nothing in this Act shall be construed to impose or provide for a double tax, and in those cases where oil, gas, casinghead gas, or mineral hereinbefore named, are produced during the month of December of any year and gross production tax has been or will be paid thereon during the ensuing calendar year, such oil, gas, casinghead gas, or minerals or any account or credit due the producer or owner thereof for the sale of such products shall not be subject to any ad valorem tax imposed by the State, county, or any political subdivision thereof during the calendar year."

LOGAN.

Senator Johnston submitted the following amendment, which was tabled upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 87, line 1, page 9, by inserting after the word "tax" and before the word "as" the words "or other tax."

JOHNSTON.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87 by striking lines 15, 16, 17 and 18, page 9, all of page 10, and lines 1, 2, and 3, page 11.

BRIGGS.

Senator Commons submitted the following amendment, which was adopted.

Mr. President: I move to amend House Bill No. 87, lines 2, 3, 4 and 5, page 9, by striking after the word "provided" the remainder of line 2, all of lines 3 and 4, and in line 5 the words "the production" and substitute therefor the following: "Except such equipment, machinery, tools, material, or property as is actually necessary and being used and in use in the production of."

COMMONS.

Senator Logan submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, line 16, page 8, by inserting after line 16, the following: "Provided, however, that nothing in this Act shall be construed to impose an ad valorem tax on any account or credit due the producer or owner thereof for the sale of such products, but this provision shall not apply to said products in storage on the first of any taxable year."

LOGAN.

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

Section 2 was read.

By unanimous consent, further consideration of House Bill No. 87 was deferred for this legislative day.

By unanimous consent, the call of the House was ordered lifted.

#### MESSAGES

The following messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18—  
By WOOTEN, SHOEMAKE and PHILLIPS of Okfuskee,

A Concurrent Resolution fixing the day and hour of the Sine Die adjournment of the regular session of the Fifteenth Legislature of the State of Oklahoma,

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

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, Engrossed House Concurrent Resolution No. 18 was ordered referred to the Committee on Rules and Procedure.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and

through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 38—By COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA, JONES and BECK of the House and CHAMBERLIN, HOWSLEY and NICHOLS of the Senate,

An Act amending Section 12527, Oklahoma Statutes, 1931, and Sections 12576 and 12577, Oklahoma Statutes, 1931; relating to motor fuel or gasoline excise tax, agricultural exemptions and refunds; providing the time of refund and providing a penalty for violation of this Act, and declaring an emergency,

and respectfully asks for a Conference thereupon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Howell, Worthington, Wright of Washita, Armstrong and Brewer.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Chamberlin moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 38, be granted, the President to appoint Senate conferees thereunder, which motion prevailed, the President appointing as Senate conferees Senators Chamberlin, Nichols, Howsley, Wright and Pugh.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 115—By ARMSTRONG,

An Act amending Section 7114, Oklahoma Statutes, 1931, authorizing military reservations to be attached to independent school districts for school purposes; providing procedure therefor; providing for the disposition of taxes for such school purposes levied against railroads and other corporations and their franchises and property on said reservation; repealing all laws in conflict therewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 170—By WELCH and O'DELL of the House, and RAY of the Senate,

An Act providing for cancellation of unpaid back taxes levied for sinking fund purposes in the various municipal subdivisions of the State of 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced first reading of Engrossed House Bills Nos. 115 and 170.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 217—By GIBBONS, KING, CAMPBELL, TRAW, JONES, MORROW, BROWN, HOWELL, DOTY, HUEY, WILLIAMS, CORSON, ARMSTRONG, PUGH, WRIGHT, BYROM, BREWER, TAYLOR, EASON, PHILLIPS of Pawnee, MOONEY, HOLLIMAN, GREGORY, RAASCH and WHITAKER of the House, and BRIGGS, HILL, GARVIN, BURNS and STEWART of the Senate,

An Act authorizing and providing for the issuance of negotiable coupon bonds of the State of Oklahoma for the purpose of funding the indebtedness of the State represented by the treasury notes issued under authority of Chapter 164, Session Laws, 1933, and by valid warrants drawn against the general revenues of the State for any fiscal year prior to July 1, 1935, providing for the issuance of the bonds by the State Board of Equalization; prescribing the procedure to be followed in issuing the bond; requiring the bonds to be approved by the Supreme Court and making them thereafter incontestable in any court in the State; providing for the execution, registration and other details of the bonds; prescribing the duties of officers with reference to said bonds; providing for their issuance in series; and authorizing the bonds to be either sold or exchanged for the purpose of paying and cancelling the treasury notes or warrants funded; providing for the payment of the bonds, creating a special fund therefor, and appropriating the moneys to be placed therein to the payment of the principal and interest of said bonds; pledging certain revenues for the payment of the bonds; pledging the full faith, credit and resources of the State to the payment of the bonds; prescribing penalties for misappropriation of funds referred to in the Act; making an appropriation for cost of printing and lithographing bonds; authorizing the investment of certain public and private funds in bonds and permitting said bonds to be used as collateral security for the deposit of public funds; providing that the provisions of the Act are severable, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 117—By COE of the House, and BROADDUS of the Senate,

An Act amending Sections 10285 and 10286, Oklahoma Statutes, 1931, providing for obtaining service of process on owners and drivers of motor vehicles from other States in causes arising in the operation of said cars within the State of Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 140—By BAILEY, COLEMAN, HANKLA, MAUK, STANDRIDGE and BECK,

An Act amending Sections 10090, 10142, 10144, 10146, 10170, 10174, 10175, 10176, 10183, Oklahoma Statutes, 1931, providing that all roads in each county, except those designated as State Highways, shall be county roads; providing County Commissioners have authority over said county roads, the designation, construction, maintenance and repair thereof; providing for the county road maintenance fund and the expenditure thereof; providing for the appointment of road supervisors; providing for the salary for said road supervisors; providing for road duty for male citizens of the State of Oklahoma, or a cash payment in lieu thereof; providing for the collection and distribution of said cash payment; providing penalties for the violation of this Act; and repealing Sections 10165, 10166, 10167, 10168, 10169, 10172, 10173, 10184, 10185, 10186, 10187, 10188, 10190, 10191, 10192, 10193, 10194, 10195, and 10196 of Chapter 50, Article 7, Oklahoma Statutes, 1931, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced first reading of Engrossed House Bills Nos. 117, 140 and 217.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 272—By MONTGOMERY, FREEMAN and GOODWIN,

An Act amending Section 1, of Chapter 263, of the Session Laws of 1919, relating to continuances; repealing all Acts in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 239—By ALLEN of the House, and RITZHAUPT of the Senate,

An Act making appropriation to supplement the maintenance fund of the Colored Agricultural and Normal University at Langston, for the fiscal year ending June 30, 1935, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced first reading of Engrossed House Bills Nos. 239 and 272.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 16—By SADLER,

A Concurrent Resolution memorializing the President and Congress of the United States, to establish a National Memorial Park in Murray County, to consist of the area embraced by the geological formations known as "White Mount" and "Burning Mountain,"

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

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President, in open session, signed Enrolled House Concurrent Resolution No. 16 and ordered it returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 126—By SCHWOERKE, BREWER, JOHNSON of Osage, MYERS and EBY of the House, and HILL, TAYLOR and FIDLER of the Senate,



An Act relating to the practice of chiropody (podiatry) in this State, and regulating the practice thereof; creating a State Board of Chiropody and providing for appointment by the Governor of its members; prescribing its duties and powers and compensation; providing for its organization and duties of its officers; defining the practice of chiropody (podiatry) and defining chiropodist (podiatrist); providing for the licensing of persons practicing chiropody (podiatry) and for the revocation and suspension of licenses; providing fees and for their collection and payment, and for payment thereof into the State treasury; making violations of this Act and of provisions of this Act unlawful and providing punishment; exempting licensed physicians and surgeons not practicing or offering to practice chiropody (podiatry) as a specialty; creating the chiropodist fund; making appropriation for the expenses of said Board, providing manner of expenses and expenditures of said Board; making it compulsory to record license in county clerk's office; providing that invalidity of any provision of the Act shall not affect the validity of any other provision,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 126 was read at length 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,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 72—By COMMONS of the Senate,  
and POTEET and SKINNER of the House,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern Oklahoma Junior College of the State of Oklahoma; providing for the issuance and payment of Northeastern Oklahoma Junior College Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency.

ENGROSSED SENATE BILL NO. 82—By CHAMBERLIN,

An Act amending Section 3196, Oklahoma Statutes, 1931, relating to appeal bonds in criminal cases,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 72 and 82 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 103—By WILLIS,

An Act amending Sections 10988, 10989, 10990, 10991, 10993, 10996, 10997 and 10998, Oklahoma Statutes, 1931, relating to threshermen's liens; extending same to cover combines, and declaring an emergency.

ENGROSSED SENATE BILL NO. 20—By RINEHART,

An Act relating to the termination of life estates in real property by County Courts and prescribing the procedure therefor, and declaring an emergency.

ENGROSSED SENATE BILL NO. 98—By DUFFY,

An Act amending Section 1049, Oklahoma Statutes, 1931, providing for the payment of witness fees and mileage for State witnesses in certain civil cases, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House amendments to Engrossed Senate Bill No. 20, were read as follows:

AMENDMENT NO. 1 On page 1, line 9, Section 1, by inserting after the words, "land and" the words "setting forth."

AMENDMENT NO. 2. On page 2, line 2, Section 1, by inserting the words, "for ten days" after the word "given."

AMENDMENT NO. 3. In line 6, page 2, Section 1, after the word

"petition" by inserting the words, "if the address of any of said persons is unknown, the notice by publication shall be given by publishing said notices one time at least ten days before said hearing, in a newspaper of general circulation in said county."

Upon motion of Senator Rinehart, the Senate concurred in House Amendments to Senate Bill No. 20.

By unanimous consent, further consideration of Senate Bill No. 20, as amended, was deferred for this legislative day.

Engrossed House Amendment to Senate Bill No. 98 was read as follows, and, upon motion of Senator Duffy, concurred in by the Senate:

AMENDMENT NO. 1. By adding the names of "Doggett and Haynes" of the House, as Co-Authors.

Engrossed Senate Bill No. 98, as amended, was ordered referred for enrollment.

Engrossed House Amendments to Engrossed Senate Bill No. 103 were read as follows, and, upon motion of Senator Willis, concurred in by the Senate:

AMENDMENT NO. 1. Page 3, Section 4, line 18, by inserting after the word "seed" the words "and/or the number of acres."

Page 4, line 1, Section 4, by inserting after the word "bushel" the words "and/or the price per acre."

AMENDMENT NO. 2. Page 6, Section 7, line 3, by inserting after the word "seed" the words "and/or number of acres." And after the word "bushel" in line 4 insert the words "and/or the price per acre."

AMENDMENT NO. 3. Page 6, Section 7, lines 4, 5 and 6. Striking the sentence beginning with the word "Section."

By unanimous consent, further consideration of Engrossed Senate Bill No. 103, as amended, was deferred for this legislative day.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 130—By RORSCHACH,

An Act making an appropriation for the purpose of removing a building and replacing same with a new building at the Whitaker State Orphans' Home, and authorizing the State Board of Public Affairs to expend said moneys, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 130 were read as follows, and, upon motion of Senator Rorschach, concurred in by the Senate:

AMENDMENT NO. 1. By inserting after "erecting" and before the word "one" in Section 1, line 6, page 1, "at the Whitaker State Orphans' Home."

AMENDMENT NO. 2. Striking the words in Section 1, line 7, page 1, "and unlivable."

AMENDMENT NO. 3. Page 1. Section 1, line 5, that the figures \$5,000.00 for removing one dormitory be stricken and the figures \$2,500.00 be substituted therefor.

By unanimous consent, further consideration of Engrossed Senate Bill No. 130 was deferred for this legislative day.

The following message from the Governor was received and read:

March 4, 1935.

To the President and Members  
Of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 61, 65 and 96, entitled:

ENROLLED SENATE BILL NO. 61—By BRIGGS of the Senate, and COLEMAN and TRAW of the House, entitled:

An Act providing for vacancies in the office of the County Commissioner and for the filling of said vacancies by appointment, and declaring an emergency.

ENROLLED SENATE BILL NO. 65—By HILL and BRIGGS, entitled:

A Bill to be entitled an Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each, for groceries and foodstuffs furnished to the destitute in Pittsburg County, Oklahoma, in December, 1934, and declaring an emergency.

ENROLLED SENATE BILL NO. 96—By TIMMONS, entitled:

Forty-first Day, Wednesday, March 6, 1935

727

An Act relating to the conversion of building and loan associations, chartered under the laws of the State of Oklahoma, into Federal Savings and Loan Associations, vitalizing and validating the conversion of associations in conformity with the United States Statutes, and giving consent of the State of Oklahoma to such conversion, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,

Governor of the State of Oklahoma.

Upon motion of Senator Nance, the Senate adjourned to meet at 10:00 A. M., Thursday, March 7, 1935.

## FORTY-SECOND LEGISLATIVE DAY

THURSDAY, MARCH 7, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Ray,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broaddus,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Logan,	Rorschach,	Willis,
Bushyhead,	George,	Lowrance,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	Total, 41.

## EXCUSED:

Fidler, MacDonald. Total, 2.

## ABSENT:

Whitaker. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last Legislative Day was declared approved.

Senator Logan asked unanimous consent, which was granted, that flowers be sent Senator John MacDonald, who is ill, at his home.

## SPECIAL ORDER

By unanimous consent HOUSE BILL NO. 87 was taken up for further consideration.

Section 2 was re-read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, page 11, by striking lines 7 and 8, and inserting in lieu thereof the following:



"Section 12445. The gross production tax provided for in this Act is hereby levied and shall be collected and apportioned as follows, to-wit:"

COMMONS.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, line 10, page 12, by striking the words "road and bridge fund" and inserting the words "county highway construction and maintenance fund."

BRIGGS.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend House Bill No. 87, line 9, page 11, by striking the words "seventy-eight" and inserting the words "sixty-eight".

PUGH.

Senator Curnutt, as a substitute, submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 87, line 9, page 11, by striking the words "seventy-eight" and inserting the words "seventy-three," and on line 4, page 12, by striking the words "one-tenth" and inserting the words "one-eighth," and on line 11, page 12, by striking the words "one-tenth" and inserting the words "one-eighth."

CURNUTT.

Upon motion of Senator Commons, the Pugh amendment was tabled.

Senator Briggs submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 87, line 9, page 11, by striking the words "seventy-eight" and inserting the words "eighty-eight," and from page 12 strike lines 11, 12, 13, 14, 15, 16, 17 and 18, and line 1, page 13.

BRIGGS.

Upon motion of Senator Commons, Section 2, as amended, was adopted.

Sections 3 and 4 were read and adopted upon motions of Senator Commons.

Senator Commons submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 87, page 14, by

inserting a new section, as follows: "This Act shall not be effective on or after June 30, 1936."

## COMMONS.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, page 11, at the end of Section 2, by inserting a new section, as follows: "Section 3. The Tax Commission of the State of Oklahoma and the Attorney General of this State, and either independent of the other, is hereby vested with full authority to make any investigation or hold any inquest deemed by them necessary to a full and complete disclosure of the true facts as to the amount of production of any oil or gas location, or of any company or other producer thereof, and as to the rendition thereof for taxing purposes. The County Attorney of each county is given like authority as to oil and gas wells located within his county."

## JOHNSTON.

Senator Briggs moved to amend the Johnston amendment by inserting after the word "production" the words "from any mine, quarry, or" and by striking the words "of any" after the word "production," and in the last paragraph after the word "to" and before the word "oil" insert the words "such mines, quarries, or," which motion prevailed.

Senator Johnston submitted the following amendment:

Mr. President: I move to amend House Bill No. 87 by adding a new section, as follows, and re-numbering succeeding sections: "Section 3. Any land company, corporation, trust company, or association, knowingly making false reports to the Tax Commission, or using any false system or standards of measurement, or practicing fraud, misrepresentations, or deceit, by written statement, or representation by concealment of any fact of record, shall be deemed guilty of violation of its right to operate in the State of Oklahoma, and its activity in this State shall be immediately closed and wound up and its corporate authority permanently cancelled, and the court shall, at the instance of the Tax Commission, or County Attorney of any county in which such company may be operating, or at the instance of the Attorney General, upon due proof thereof, permanently enjoin such company from further continuance of business or operation within the State of Oklahoma."

## JOHNSTON.

Senator Johnston asked unanimous consent, which was granted, to strike from his amendment the words "oral or".

Upon motion of Senator Commons, the Johnston amendment, as amended, was tabled.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, line 16, page 14, by adding after Section 5 a new section to be known as Section 6, as follows: "Section 6. 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 in full force from and after its passage and approval."

COMMONS.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend House Bill No. 87, line 9, page 11, by striking the words, "seventy-eight," and inserting the words, "seventy-six and three-tenths," and on line 4, page 12, strike the words, "one-tenth," and insert the words, "one-ninth," and in line 11, page 12, strike the words, "one-tenth," and insert the words, "one-ninth," and in line 2, page 13, strike the word, "Two," and insert the word "remainder".

CURNUTT.

Senator Wilbanks raised a point of order against the Curnutt amendment, which was sustained, stating Section 2 had been adopted.

Senator Commons moved that House Bill No. 87, as amended, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 87, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 87 was read at length for the third time.

The President ordered the roll called on the passage of House Bill No. 87.

Senator Curnutt attempted to submit a motion to House Bill No. 87, which was ruled out of order, on a point of order raised by Senator Stewart, who stated roll call on the bill had been ordered.

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

AYE:

Albright,	Commons,	Johnston,	Pugh,	Taylor,
Briggs,	Curnutt,	Jones,	Ray,	Thomas,
Broadus,	Duffy,	King,	Rinehart,	Timmons,
Burns,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	Hill,	Nance,	Sowards,	Willis,
Carmack,	Howsley,	Nichols,	Spencer,	Wright.
Chamberlin,	Ivester,	Paul,	Stewart,	Total, 39.



## EXCUSED:

Fidler, MacDonald. Total, 2.

## ABSENT:

Whitaker. Total, 1.

## NOT VOTING:

Garvin, Hutchinson. 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:

## AYE:

Albright,	Commons,	Johnston,	Pugh,	Taylor,
Briggs,	Curnutt,	Jones,	Ray,	Thomas,
Broadus,	Duffy,	King,	Rinehart,	Timmons,
Burns,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	Hill,	Nance,	Sowards,	Willis,
Carmack,	Howsley,	Nichols,	Spencer,	Wright,
Chamberlin,	Ivester,	Paul,	Stewart,	Total, 39.

## EXCUSED:

Fidler, MacDonald. Total, 2.

## ABSENT:

Whitaker. Total, 1.

## NOT VOTING:

Garvin, Hutchinson. 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. 87, as amended, was ordered referred for engrossment.

Senator Nance moved that the Senate recess, to meet at 1:00 o'clock, p. m.

Senator Logan, as a substitute, moved that the Senate recess, to meet at 1:30 p. m., which motion prevailed.

## AFTERNOON SESSION

The Senate, at 1:30 p. m., was called to order by the President.

Senator Fidler asked to be recorded "present," which was the order.

#### RESOLUTION

Senator Logan asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length:

SENATE RESOLUTION NO. 9—By LOGAN—A resolution authorizing the investigation of the delay in the issuance of salary warrants to maintenance workers in the State Highway Commission.

Senator Logan asked unanimous consent, to which Senator Chamberlin objected, to immediately consider Senate Resolution No. 9.

Senator Logan moved that Senate Resolution No. 9 be adopted.

Senator Chamberlin raised a point of order, which was sustained, stating to consider and adopt Senate Resolution No. 9 would require a suspension of the rules.

#### CONFERENCE COMMITTEE REPORT

Senator Stewart submitted the following Conference Committee Report, which was read at length:

To the President of the Senate, and  
The Speaker of the House of Representatives:

We, your Conference Committee to whom was referred Engrossed Senate Bill No. 92, entitled,

An Act making an appropriation for the fiscal year ending June 30, 1935, for the purpose of insuring and equalizing at least eight months of school in all of the public schools of this State for the school year 1934-35; prescribing how it shall be expended, providing rules and regulations therefor, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith report and recommend that the Conference Committee Substitute for Engrossed Senate Bill No. 92, as hereto attached, do pass.

BEAMAN,  
TWIDWELL,  
CAMPBELL,  
FRAZIER,  
TRAW,  
WILLIAMS,

NANCE,  
STEWART,  
NICHOLS,  
CHAMBERLIN  
PAUL,

Senate Conferees.

House Conferees.

Conference Committee Substitute for Senate Bill No. 92 was read at length, as follows:

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 92—By STEWART, PAUL, CHAMBERLIN, COMMONS and GARVIN of the Senate, and FRAZIER, WILLIAMS, TRAW, TWIDWELL, CAMPBELL, BEAMAN and POTEET of the House.

AN ACT MAKING AN APPROPRIATION FOR THE FISCAL YEAR ENDING JUNE 30, 1935, FOR THE PURPOSE OF INSURING AND EQUALIZING AT LEAST EIGHT MONTHS OF SCHOOL IN ALL OF THE PUBLIC SCHOOLS OF THIS STATE FOR THE SCHOOL YEAR 1934-35; PRESCRIBING HOW IT SHALL BE EXPENDED, PROVIDING RULES AND REGULATIONS THEREFOR, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. There is hereby appropriated out of any money in the State Treasury to the credit of the General Revenue Fund, not otherwise appropriated, the sum of One Million Two Hundred Fifty Thousand (\$1,250,000) Dollars for the fiscal year ending June 30, 1935, to be expended for the purpose of equalizing and insuring at least eight months of school in all the public schools of this State qualifying under this Act, for the school year 1934-35.

SECTION 2. The funds hereby appropriated shall be expended by the State Board of Education, under rules and regulations prescribed by it not inconsistent with the provisions of this Act, for the purpose of insuring at least eight months of school in each and all of the public schools of this State qualifying under this Act, for the school year 1934-35.

SECTION 3. (a) No school district shall receive any aid or assistance under this Act unless said district has voted the maximum school levy, authorized by law, for said scholastic year 1934-35 and unless and until all the funds raised thereby have been exhausted and said school district is without funds to operate and remain open for eight months. Providing, none of said funds shall be used for the purchase of trucks for school districts; provided, however, the action of the Excise Board in reducing any estimate below the maximum levy shall not disqualify any district from receiving aid hereunder.

*Districts shall participate in this fund to the amount of 1933 surplus taxes in process of collection which were not used to finance the budget, and districts may qualify for the amount of cash surpluses of school districts which were used to reduce local school tax levy for the fiscal year ending June 30, 1935.*

(b) No teacher, administrative officer, or other employee of any school district shall be paid any salary out of the funds hereby appropriated in excess of One Hundred (\$100.00) Dollars each per month.

(c) Subject to the above qualifications as to salary, these funds shall be used for the ordinary and usual expenses in operating said school districts, subject to the right of the State Board of Education



to make reasonable reductions in the other operating expenses of maintenance and transportation. Provided, none of the funds provided hereunder shall be used for equipment.

SECTION 4. The funds hereby appropriated shall be placed to the credit of a fund in the State Treasury to be known as "THE SPECIAL COMMON SCHOOL FUND" and expended as other public funds.

SECTION 5. The State Board of Education shall have the right to demand of any school district any information necessary for the purpose of enabling it to make suitable and equitable allocations of these funds.

SECTION 6. *It is herein provided that not more than One Thousand Dollars (\$1000.00) of the funds herein appropriated may be used for the purpose of administering the provisions of this Act.*

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 whereof this Act shall take effect and be in full force from and after its passage and approval.

Senator Stewart moved the adoption of Conference Committee Report on Senate Bill No. 92.

Senator Commons, as a substitute, moved that the Senate reject the Conference Committee Report on Senate Bill No. 92, and request the Honorable House to grant a further conference.

Senator Johnston asked unanimous consent, which was granted, to submit the following as an amendment to the Commons motion, which was tabled, upon motion of Senator Waldrep:

Mr. President: I move to amend the Commons motion to read as follows: "I move that the Senate reject the Conference Committee Report under Senate Bill No. 92 and that the Senate ask for a second conference, in which the Committee is instructed to strike from the report that part in Section 3, sub-division (b), the amount of salary to be stricken entirely from the report and report back without attempt to limit salary."

JOHNSTON.

Senator Curnutt moved to amend the Commons motion, by instructing that the limit of salary be changed from \$100.00 to \$75.00, which motion, by unanimous consent, he withdrew.

The vote occurring on the Commons motion, it was declared adopted.

Senator Commons requested that the original Senate Conferees, appointed under Senate Bill No. 92, be reappointed.

Senators Nichols, Briggs and Nance asked to be relieved of serving as Senate Conferees under Senate Bill No. 92.

Senator Briggs moved that a new Conference Committee be appointed under Senate Bill No. 92, which motion prevailed, the President appointing as such Conference Committee, Senators Commons, Taylor, Fidler, Chamberlin, Stewart and Thomas.

Senator Duffy moved that SENATE BILL NO. 240, by Timmons (by request), be ordered withdrawn from Judiciary Committee No 2 and referred to the Committee on Commerce and Labor, which motion prevailed.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 72, 82 and 98 correctly enrolled.

WILLIS, Chairman.

Senator Commons presiding.

Senate Bill No. 72 was read at length 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.

President Berry presiding.

Senate Bills Nos. 82 and 98 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.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House of Representatives has rescinded the action whereby it refused to concur in Engrossed Senate Amendments to:

ENGROSSED HOUSE BILL NO. 38—By COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, BOGG, TRAW, DOGGETT, DOTY, HANKLA, JONES and BECK of the House, and CHAMBERLIN, HOWSLEY and NICHOLS of the Senate,

An Act amending Section 12527, Oklahoma Statutes, 1931, and Sections 12576 and 12577, Oklahoma Statutes, 1931; relating to motor

fuel or gasoline excise tax, agricultural exemptions and refunds; providing the time of refund and providing a penalty for violation of this Act, and declaring an emergency,

and asking for a conference thereon; concurred in the Senate Amendments and passed the Bill as amended.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Chamberlin, the vote was reconsidered by which the request of the Honorable House, for a conference on Engrossed House Bill No. 38, was granted and Senate conferees appointed, for the reason that the Honorable House has rescinded its action, in asking for said conference, and has passed the bill as amended by the Senate.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 79—By BILLINGS and WOOTEN,

An Act providing for the appointment by the County Commissioners of the County Surveyor in each county; fixing his term; repealing any provisions of Section 7606, Oklahoma Statutes, 1931, and all others laws or parts of laws in conflict herewith.

ENGROSSED HOUSE BILL NO. 234—By PETERSON,

An Act authorizing the State Board of Public Affairs to assign the attic space on the sixth floor of the State Capitol Building now occupied by Boy Scouts No. 29, commonly designated "the Capitol Troop," together with the roof court immediately adjoining thereto, to said "Capitol Troop" for the meeting place and for games thereof, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 79 and 234.



To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to submit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 84—By RAASCH, KIKER, BRANNAN, BREWER, BYROM, COX, FRAZIER, HANKLA, HOGG, HOWELL, JOHNSON of Comanche, JONES, LARASON, MCCOLLOM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TAYLOR, WHITAKER, WRIGHT of Beaver, THE COMMITTEE ON EROSION, RECLAMATION AND DRAINAGE.

An Act conferring additional duties, powers and limitations, upon the Conservation Commission of the State of Oklahoma as created by the Laws of Oklahoma, Article 5, Chapter 70, Compiled Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive, amending Section 13241, Compiled Oklahoma Statutes, 1931, fixing the terms of the members of the Commission; declaring the conservation of the waters within the State in every manner and means therefor as public necessity and public utility; authorizing and encouraging the building, conservation of ponds, lakes and reservoirs, terracing, contour cultivation, non-eroding planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real or mixed property, to purchase personal property to sell the same when no longer needed; authorizing the Commission to accept grants, gratuities and assistance from the United States of America and its agencies, amending Section 13242, Compiled Oklahoma Statutes, 1931, relating to the duties of the State Engineer and the State Highway Engineer and as to their records; amending Section 13246, Compiled Oklahoma Statutes, 1931, fixing salaries of members of the Commission and authorizing the Commission to employ assistance; providing that no member of the Commission shall become interested in a contract of the Commission or profit thereby, and providing penalties; providing said Commission may sue and be sued; empowering the Commission to establish fees and collect for services supplied; authorizing the empounding of waters by saturation, and to appropriate and conserve waters; declaring all works of the Commission to be public utilities; districting the State into three areas, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, as amended, and the Bill has been passed by the House as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 84 was read at length, as follows:

To the President of the Senate,  
Building.

SIR:

We, your Conference Committee, to whom was referred House Bill No. 84, a bill to be entitled:

An Act conferring additional duties, powers and limitations upon the Conservation Commission of the State of Oklahoma as created by the laws of Oklahoma, Article 5, Chapter 70, Oklahoma Statutes 1931, Sections 13240 to 13327, both inclusive; amending Section 13241, Oklahoma Statutes 1931, fixing the terms of the members of the Commission; declaring the conservation of the waters within the State in every manner and means therefor as public necessity and public property; authorizing and encouraging the building and conservation of ponds, lakes and reservoirs, terracing, contour, cultivation, non-eroding planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real or mixed property, to purchase personal property; authorizing the Commission to accept grants, gratuities and assistance from the United States of America and its agencies; amending Section 13242, Oklahoma Statutes 1931, relating to the duties of the State Engineer and the State Highway Engineer and as to their records; amending Section 13246, Oklahoma Statutes 1931, fixing salaries of members of the Commission and authorizing the Commission to employ assistance; providing that no member of the Commission shall become interested in a contract of the Commission or profit thereby, and providing penalties; providing, said Commission may sue and be sued; empowering the Commission to establish rates and collect for service supplied; authorizing the empounding of waters by saturation, and to appropriate and conserve water; declaring all works of the Commission to be public property; providing for issuance of permits to build dams, and declaring an emergency,

beg leave to report that we have had the same under consideration and hereby recommend:

1st. That the House concur in Senate Amendment No. 1.

2nd. That the House concur in Senate Amendment No. 2, except:

1. That Section 1 shall be stricken and the following inserted in lieu thereof:

"Section 1. That Section 13241, Oklahoma Statutes 1931, be and the same is hereby amended to read as follows:

"Section 13241. That a Conservation Commission of the State of Oklahoma, is hereby created with offices at the State Capitol, and said offices shall be furnished and provided for by the State Board of Public Affairs. Said Commission shall consist of three

(3) members who shall be appointed by the Governor, by and with the advice and consent of the Senate. The members of said Commission shall be appointed for a term of four (4) years, running concurrently with the term of the Governor; and no member of said Commission so appointed shall serve without the appointment having been submitted to and confirmed by the Senate. Any member of said Board so appointed to and confirmed under the provisions of this Act shall hold office for the term for which said appointment was made and confirmed, or until his successor is appointed and confirmed. Any member so appointed shall have been a bona fide citizen and resident of this State for at least five (5) years prior to the appointment," and

2. That Section 5 be amended to read as follows:

"Section 5. That with respect to all works installed by, controlled by, or in which the said Commission shall have participating interest, or control, the Conservation Commission shall have the supervisory, regulatory, protective and administrative powers conferred by existing law on directors of Conservancy Districts," and

3. That Section 8 the words and figures Forty-eight Hundred (\$4800.00) be stricken and the words and figures Four Thousand (\$4000.00) be inserted in lieu thereof.

Respectfully submitted,

TAYLOR,  
LARASON,  
MUNGER,  
BAILEY,  
HOWELL,  
RAASCH,  
House Committee.

HOWSLEY,  
IVESTER,  
RINEHART,  
Senate Committee.

Senator Howsley moved the adoption of the Conference Committee Report on Engrossed House Bill No. 84.

Senator Pugh, as a substitute, moved that the Senate refuse to adopt the conference committee report on Engrossed House Bill No. 84 and request a further conference, the Senate Conferees to be instructed to reduce salaries from \$4,000.00 to \$3600.00, which motion was tabled, upon motion of Senator Hill.

The vote occurring on the Howsley motion, it was declared adopted.

House Bill No. 84, as amended in Conference, was read at length.

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



AYE:

Albright,	Duffy,	King,	Ritzhaupt,	Willis,
Briggs,	Fidler,	Lowrance,	Rorschach,	Wright.
Burns,	George,	Nance,	Sowards,	
Carmack,	Hill,	Nichols,	Spencer,	
Chamberlin,	Howsley,	Paul,	Stewart,	
Commons,	Ivester,	Pugh,	Taylor,	
Curnutt,	Johnston,	Rinehart,	Wilbanks,	Total, 30.

NAY:

Broaddus. Total, 1.

EXCUSED:

MacDonald. Total, 1.

ABSENT:

Whitaker. Total, 1.

NOT VOTING:

Bushyhead,	Garvin,	Logan,	Timmons,
Carlile,	Hutchinson,	Ray,	Waldrep,
Fischl,	Jones,	Thomas,	Total, 11.

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:

AYE:

Albright,	Duffy,	King,	Ritzhaupt,	Willis,
Briggs,	Fidler,	Lowrance,	Rorschach,	Wright.
Burns,	George,	Nance,	Sowards,	
Carmack,	Hill,	Nichols,	Spencer,	
Chamberlin,	Howsley,	Paul,	Stewart,	
Commons,	Ivester,	Pugh,	Taylor,	
Curnutt,	Johnston,	Rinehart,	Wilbanks,	Total, 30.

NAY:

Broaddus. Total, 1.

EXCUSED:

MacDonald. Total, 1.

ABSENT:

Whitaker. Total, 1.

NOT VOTING:

Bushyhead,	Garvin,	Logan,	Timmons.
Carlile,	Hutchinson,	Ray,	Waldrep,
Fischl,	Jones,	Thomas,	Total, 11.

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. 84, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has added as additional Conferees on:

ENGROSSED HOUSE BILL NO. 361—By BAILEY, MUNSON, SHOEMAKE, HOLLIMAN, KIKER, CARMICHAEL and STOKES,

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expenses of collection, enforcement, purchase of stamps and refunds shall be placed to the credit of the General Revenue Fund of the State for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act for refund and making appropriations therefor; requiring wholesalers and/or jobbers and retailers to procure licenses or permits and regulating the issuance and revocation of such licenses or permits; prescribing penalties; repealing all laws in conflict herewith, and declaring an emergency,

the following named representatives:

Brown.

Abernethy of Harmon.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Briggs, the number of Senate conferees, under Engrossed House Bill No. 361, was increased by the appointment of Senators Broadbuss and Wright.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 1—By CHAMBERLIN, NANCE, RITZHAUPT, HILL, THOMAS, CARMACK, PAUL, SOWARDS, CARLILE, WILLIS, GEORGE, BUSHYHEAD, KING, DUFFY, JONES,

RINEHART, MacDONALD, RAY, BURNS, TAYLOR, JOHNSTON and FIDLER,

An Act creating the State Board of Public Welfare and creating in the several counties of the State, County Welfare Boards; defining powers and duties of such State Board and the powers and duties of such County Boards; appropriating the sum of one million five hundred thousand (\$1,500,000.00) Dollars for the remainder of the current fiscal year 1934-35 and for the fiscal year 1935-36 to supplement the funds of the various counties which have been or may be appropriated for the care of the poor and the indigent and the widows of such counties; providing for the making of uniform rules and regulations to carry out the provisions of this Act; directing the manner and method of distributing the funds hereby appropriated, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 1 was ordered transmitted to the Governor, for consideration.

#### GENERAL ORDER

SENATE BILL NO. 237, by Albright, et al., was considered.

Section 1 was read.

Senator Curnutt presiding.

Upon motion of Senator Albright, Section 1 was adopted.

Upon motion of Senator Albright, Senate Bill No. 237 was advanced to engrossment and third reading.

Upon motion of Senator Albright, the rules of the Senate were suspended and Senate Bill No. 237 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 237 was read for the third time at length.

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



## AYE:

Albright,	Commons,	Hutchinson,	Pugh,	Taylor,
Briggs,	Curnutt,	Ivester,	Rinehart,	Timmons,
Broadbudd,	Duffy,	Johnston,	Ritzhaupt,	Wilbanks,
Burns,	Fidler,	King,	Rorschach,	Willis,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer.	
Chamberlin,	Howsley,	Nichols,	Stewart,	Total, 33.

## EXCUSED:

MacDonald. Total, 1.

## ABSENT:

Whitaker. Total, 1.

## NOT VOTING:

Bushyhead,	Garvin,	Logan,	Ray,	Waldrep.
Fischl,	Jones,	Paul,	Thomas,	Total, 9.

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:

## AYE:

Albright,	Commons,	Hutchinson,	Pugh,	Taylor,
Briggs,	Curnutt,	Ivester,	Rinehart,	Timmons,
Broadbudd,	Duffy,	Johnston,	Ritzhaupt,	Wilbanks,
Burns,	Fidler,	King,	Rorschach,	Willis,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	Total, 33.

## EXCUSED:

MacDonald. Total, 1.

## ABSENT:

Whitaker. Total, 1.

## NOT VOTING:

Bushyhead,	Garvin,	Logan,	Ray,	Waldrep.
Fischl,	Jones,	Paul,	Thomas,	Total, 9.

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. 237 was ordered referred for engrossment.

Senator Stewart presiding.

Senator Commons asked unanimous consent, which was granted, that the Senate conferees, appointed under Engrossed House Bill No. 361, be "excused," for the purpose of committee work, the conferees being Senators Commons, Chamberlin, Nance, Curnutt, Carmack, Broadbudd and Wright.

### GENERAL ORDER

SENATE BILL NO. 181, by Committee on Appropriations, was considered.

Section 1 was read.

Senator Nichols moved that the Senate work under a Call of the House, which motion failed of adoption.

Upon motion of Senator Nichols, Section 1 was adopted.

Upon motion of Senator Nichols, Senate Bill No. 181 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 181 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 181 was read for the third time at length.

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

#### AYE:

Albright,	George,	Lowrance,	Sowards,	Willis,
Briggs,	Hill,	Nichols,	Spencer,	Wright.
Burns,	Howsley,	Paul,	Stewart,	
Carlile,	Ivester,	Ray,	Taylor,	
Carmack,	Johnston,	Rinehart,	Timmons,	
Duffy,	Jones,	Ritzhaupt,	Waldrep,	
Fidler,	King,	Rorschach,	Wilbanks,	Total, 30.

#### NAY:

Hutchinson,	Pugh.	Total, 2.
-------------	-------	-----------

#### EXCUSED:

Broadbudd,	Commons,	MacDonald,	
Chamberlin,	Curnutt,	Nance.	Total, 6.

#### ABSENT:

Whitaker.	Total, 1.
-----------	-----------

## NOT VOTING:

Bushyhead,	Garvin,	Thomas.
Fischl,	Logan,	Total, 5.

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:

## AYE:

Albright,	George,	Lowrance,	Sowards,	Willis,
Briggs,	Hill,	Nichols,	Spencer,	Wright.
Burns,	Howsley,	Paul,	Stewart,	
Carlile,	Ivester,	Ray,	Taylor,	
Carmack,	Johnston,	Rinehart,	Timmons,	
Duffy,	Jones,	Ritzhaupt,	Waldrep,	
Fidler,	King,	Rorschach,	Wilbanks,	Total, 30.

## NAY:

Hutchinson,	Pugh,	Total, 2.
-------------	-------	-----------

## EXCUSED:

Broadbuss,	Commons,	MacDonald,	
Chamberlin,	Curnutt,	Nance.	Total, 6.

## ABSENT:

Whitaker.	Total, 1.
-----------	-----------

## NOT VOTING:

Bushyhead,	Garvin,	Thomas.
Fischl,	Logan,	Total, 5.

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. 181 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 201, by Committee on Appropriations, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 201 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 201 was considered engrossed and placed upon third reading and final passage.



THIRD READING

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:

AYE:

Albright,	George,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Hill,	Lowrance,	Rorschach,	Willis,
Carlile,	Howsley,	Nance,	Sowards,	Wright.
Carmack,	Hutchinson,	Nichols,	Spencer,	
Chamberlin,	Ivester,	Paul,	Stewart,	
Duffy,	Johnston,	Ray,	Taylor,	
Fidler,	Jones,	Rinehart,	Timmons,	Total, 31.

NAY:

Burns,	Pugh.	Total, 2.
--------	-------	-----------

EXCUSED:

Commons,	Curnutt,	MacDonald.	Total, 3.
----------	----------	------------	-----------

ABSENT:

Whitaker.	Total, 1.
-----------	-----------

NOT VOTING:

Briggs,	Fischl,	Logan,	Waldrep.
Bushyhead,	Garvin,	Thomas,	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:

AYE:

Albright,	George,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Hill,	Lowrance,	Rorschach,	Willis,
Carlile,	Howsley,	Nance,	Sowards,	Wright.
Carmack,	Hutchinson,	Nichols,	Spencer,	
Chamberlin,	Ivester,	Paul,	Stewart,	
Duffy,	Johnston,	Ray,	Taylor,	
Fidler,	Jones,	Rinehart,	Timmons,	Total, 31.

NAY:

Burns,	Pugh.	Total, 2.
--------	-------	-----------

EXCUSED:

Commons,	Curnutt,	MacDonald.	Total, 3.
----------	----------	------------	-----------

ABSENT:

Whitaker.	Total, 1.
-----------	-----------

## NOT VOTING:

Briggs,	Fischl,	Logan,	Waldrep.
Bushyhead,	Garvin,	Thomas,	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.

Senate Bill No. 201 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 77, by Committee on Appropriations, was considered.

Section 1 was read.

Senator Nichols asked unanimous consent, which was granted, to defer further consideration of Senate Bill No. 77 for this legislative day.

SENATE BILL NO. 241, by Nichols, of the Senate, and Abernathy of Pottawatomie, of the House, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Section 2 was read.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 241, by striking Section 2 and inserting the following in lieu thereof:

"SECTION 2. Whenever the outstanding bonds in any series issued for the payment of paving or street improvements in any district have been registered in accordance with the provisions of Section 1, hereof, all of the registered owners of all of such bonds may file their consent in writing with the Clerk of the City or Town in which such district is located, that bonds of such series may be used in payment of special assessments in accordance with the provisions of this Act; and such written consent shall be binding upon any transferee or assignee of any of such bonds, and upon all of the registered owners signing the same, as to all payments made in pursuance hereof, until written notice be filed with the Clerk by any such registered owner, or registered transferee or assignee, of any such bond, terminating his consent thereto. After such written consent is filed, as aforesaid, and until written notice of termination is given as herein provided, the owner of any property in any such paving or street improvement district may, with the written consent of the registered owner, or owners thereof, present to the Clerk of such City or Town, the bond bearing the lowest serial number of the bonds outstanding in such series, or if the same be insufficient, then he may present the next

serially numbered bond, or bonds, as the case may require, in payment of the special assessment, or of any installment thereof, upon said owner's property in such paving or street improvement district, whether delinquent or unmatured, with all interest and penalty thereon. And the Clerk of said City or Town shall endorse upon said bond, or bonds, the amount of the installment, or installments, and interest and penalty thereon, for which the registered owner, or owners, consent that said bond may be tendered as payment, and thereupon the Clerk shall issue a receipt to the owner of such property to the extent of such installment, together with interest and penalty, for which credit has been endorsed, as aforesaid, upon said bond or bonds. Whenever the credits upon any such bond so endorsed equals the principal amount of such bond, together with all matured interest coupons thereto attached, said bond, together with all interest coupons attached thereto, whether due or to become due, shall be cancelled by such Clerk.

NICHOLS.

Upon motion of Senator Nichols, Section 2, as amended, was adopted.

Section 3 was read and adopted, upon motion of Senator Nichols.

Sections 4, 5 and 6 were read and adopted, upon motions of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 241, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, Senate Bill No. 241, as amended, was ordered printed.

SENATE BILL NO. 186, by Committee on Privileges and Elections, was considered.

Section 1 was read.

Senators Fidler and Wilbanks submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 186, line 3, page 2, by adding after the word, "therefor," and before the word, "One," the following: "Providing nothing in this Act shall be construed to require the purchase of new ballot boxes until same are needed."

FIDLER and WILBANKS.

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

Sections 2, 3 and 4 were read and adopted, upon motions of Senator Wilbanks.



Upon motion of Senator Wilbanks, Senate Bill No. 186 was advanced to engrossment and third reading.

#### 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 Appropriations to whom was referred Senate Bill No. 111 by Committee on Appropriations, entitled:

A Bill to be entitled An Act making an appropriation to pay unpaid claims against certain state institutions herein named, and against 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 the Committee Substitute, herein attached, do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 221 by Military Affairs Committee, entitled:

An Act appropriating Twenty-one Thousand Dollars (\$21,000.00) for the remainder of the fiscal year ending June 30, 1935, and Twenty-one Thousand Dollars (\$21,000.00) for each of the fiscal years ending June 30, 1936, and June 30, 1937, to be expended by the Adjutant General for articles of uniform clothing and equipment for Federally recognized 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.

NICHOLS, Chairman.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 249—By HOWSLEY of the Senate, and STOKES, WRIGHT of Beaver, of the House—An Act providing for the repayment of penalties, interest and costs collected on ad valorem taxes in all Counties of the State where the penalties are now held in the sinking fund of said Counties and against which there is no bonded indebtedness now outstanding, and declaring an emergency.

SENATE BILL NO. 250—By NICHOLS—A Bill entitled an Act making appropriation to pay Myrtle Andruss and E. N. Andruss salaries which have not been paid, and declaring an emergency.

SENATE BILL NO. 251—By STEWART, BRIGGS, FISCHL, NANCE, RAY, LOWRANCE, PAUL and RINEHART—An Act to provide for the control and destruction of predatory animals and rodents; making an appropriation therefor, and prescribing the manner of its expenditure in co-operation with the Fish and Game Commission, repealing Sections 4865 to 4868, inclusive, Oklahoma Statutes 1931, and declaring an emergency.

SENATE BILL NO. 252—By BRIGGS—An Act appropriating the sum of One Thousand Dollars for use of the State Historical Society in placing suitable monument to and as a proper historical marker for the grave of Charles N. Haskell, deceased, former Governor of the State.

SENATE BILL NO. 253—By RITZHAUPT—An Act making it unlawful to hunt for, to capture or kill quail during 1935, or at any time thereafter when open season thereon has not been declared; authorizing the State Game and Fish Commission, after January 1, 1936, to declare open season on quail and to prescribe the period of such season and the days of the week on which said season shall be open and to prescribe the bag limit on quail for the season or for any one day; prescribing penalties for violation of this Act and rules and regulations of the State Game and Fish Commission made hereunder; repealing Sections 4795 and 4796, Oklahoma Statutes 1931, and declaring an emergency.

SENATE BILL NO. 254—By BRIGGS—An Act making an appropriation for the purchase of machinery and equipment for Eastern Oklahoma College to replace machinery and equipment heretofore removed and transferred to other State Institutions, and for repairs to and replacement of buildings for the purpose of equipping the same to carry out the purposes of the Act known as Chapter 85, Session Laws 1927, and declaring an emergency.

#### SECOND READING

By unanimous consent, the following bills were read for the second time and ordered referred to the Committees indicated:

SENATE JOINT RESOLUTION NO. 18—By JOHNSTON, WALDREP, TAYLOR, CARMACK, BURNS, LOWRANCE, NICHOLS, HOWSLEY, IVESTER, THOMAS, PUGH and PAUL of the Senate, and BYROM, PETERSON, SULLIVAN, MYERS, BOGGS, RAASCH, HUSER, HUNT of Pittsburg, MAUK, JONES, BEAMAN, HUEY, MORROW, PUGH, DEATON, CAMPBELL, STANDRIDGE, SPECK, FRAYER, ARMSTRONG, DOTY, WILLIAMS, TRAW, HOGG, BREWER, DUNN, MOONEY, BROWN, WINGO, KEYES, JOHNSON of Comanche, WORTHINGTON, WOOTEN, MUNGER, WRIGHT of Washita, HOWELL, ALLEN, GREGORY, TAYLOR, CANTRELL, HANKLA, SINGLETON, WHITAKER and WRIGHT of Beaver of the House—Referred to Committee on Agriculture.

ENGROSSED HOUSE BILL NO. 217—By GIBBONS, KING,

CAMPBELL, TRAW, JONES, MORROW, BROWN, HOWELL, DOTY, HUEY, WILLIAMS, CORSON, ARMSTRONG, PUGH, WRIGHT, BYROM, BREWER, TAYLOR, EASON, PHILLIPS of Pawnee, MOONEY, HOLLIMAN, GREGORY, RAASCH and WHITAKER of the House, and BRIGGS, HILL, GARVIN, BURNS and STEWART of the Senate—Senator Briggs asked unanimous consent, which was granted, to have House Bill No. 217 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 117—By COE of the House, and BROADDUS of the Senate—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 140—By BAILEY, COLEMAN, HANKLA, MAUK, STANDRIDGE and BECK—Referred to Committee on Roads and Highways.

ENGROSSED HOUSE BILL NO. 115—By ARMSTRONG—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 170—By WELCH and O'DELL of the House, and RAY of the Senate—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 272—By MONTGOMERY, FREEMAN and GOODWIN—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 239—By ALLEN of the House, and RITZHAUPT of the Senate—Referred to Committee on Appropriations.

Senator Johnston asked unanimous consent, which was granted, to have SENATE BILL NO. 213, by Johnston, withdrawn from Judiciary Committee No. 1 and placed upon the Calendar.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a further Conference on:

ENGROSSED SENATE BILL NO. 92—By STEWART, PAUL, CHAMBERLIN, COMMONS and GARVIN,

An Act naming an appropriation for the fiscal year ending June 30, 1935, for the purpose of insuring and equalizing at least eight



months of school in all of the public schools of this State for the school year 1934-35; prescribing how it shall be expended; providing rules and regulations therefor, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Speaker of the House has re-appointed as House Conferees on said Bill, the following named Representatives:

Beaman.  
Traw.  
Williams.  
Frazier.  
Twidwell.  
Campbell.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 82—By CHAMBERLIN,

An Act amending Section 3196, Oklahoma Statutes, 1931, relating to appeal bonds in criminal cases,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 82 was ordered referred to the Governor, for consideration.

#### SECOND CONFERENCE COMMITTEE REPORT

Senator Taylor submitted the following Conference Committee Report:

We, your second Conference Committee appointed to consider Engrossed Senate Bill No. 92, beg leave to report that we have had the same under consideration and herewith report and recommend that the first Conference Committee Substitute for Engrossed Senate Bill No. 92 do pass, with the following amendment:

AMENDMENT. Line 10 of Section 3, page 1: Before the word

"district" add the following: "In addition to the amount which said school districts otherwise qualify for hereunder."

WILLIAMS,  
FRAZIER,  
TRAU,  
CAMPBELL,  
BEAMAN,

TAYLOR,  
CHAMBERLIN,  
FIDLER,  
COMMONS,  
STEWART,

House Conferees.

Senate Conferees.

Senator Briggs asked unanimous consent, which was granted, to defer further consideration of Senate Bill No. 92, as amended in conference.

#### GENERAL ORDER

SENATE BILL NO. 95, by Rorschach, was taken up for consideration.

Section 1 was read.

Senator Ray presiding.

Senator Rinehart presiding.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 95, line 12, page 3, by inserting after the period and before the word, "provided," the following: "Provided that in cases where permits have been heretofore granted and bonds given under the provisions of existing law, where the Oklahoma Tax Commission deems the bonds sufficient in amount, the permit and bond may be permitted to remain in force until the expiration of the annual premium payment date."

IVESTER.

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

Upon motion of Senator Rorschach, Senate Bill No. 95, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rorschach, the rules of the Senate were suspended and Senate Bill No. 95, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 95 was read for the third time at length.

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

AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Taylor,
Briggs,	Duffy,	Jones,	Ray,	Thomas,
Broadus,	Fidler,	King,	Rinehart,	Waldrep,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	Nance,	Sowards,	Wright.
Chamberlin,	Howsley,	Nichols,	Spencer,	
Commons,	Ivester,	Paul,	Stewart,	Total, 33.

EXCUSED:

MacDonald. Total, 1.

ABSENT:

Whitaker. Total, 1.

NOT VOTING:

Burns,	Fischl,	Hutchinson,	Ritzhaupt,	Wilbanks.
Carlile,	Garvin,	Logan,	Timmons,	Total, 9.

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:

AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Taylor,
Briggs,	Duffy,	Jones,	Ray,	Thomas,
Broadus,	Fidler,	King,	Rinehart,	Waldrep,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	Nance,	Sowards,	Wright.
Chamberlin,	Howsley,	Nichols,	Spencer,	
Commons,	Ivester,	Paul,	Stewart,	Total, 33.

EXCUSED:

MacDonald. Total, 1.

ABSENT:

Whitaker. Total, 1.

NOT VOTING:

Burns,	Fischl,	Hutchinson,	Ritzhaupt,	Wilbanks,
Carlile,	Garvin,	Logan,	Timmons,	Total, 9.

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. 95 was ordered referred for engrossment.



## CONFERENCE COMMITTEE REPORT

Senator Stewart moved the adoption of the Conference Committee Report on SENATE BILL NO. 92.

President Pro Tempore Briggs presiding.

Senator Commons, as a substitute, moved that further consideration of Senate Bill No. 92, as amended in conference, be set for Special Order at 11:00 o'clock, a. m., Friday, March 8, 1935, which motion prevailed.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 o'clock a. m., Friday, March 8th, 1935.

FORTY-THIRD LEGISLATIVE DAY

FRIDAY, MARCH 8, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by the President.

Upon roll call, the following members were present.

PRESENT:

Albright,	Curnutt,	Johnston,	Rinehart,	Waldrep,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Fidler,	King,	Rorschach,	Willis,
Burns,	Fischl,	Logan,	Sowards,	Wright.
Bushyhead,	George,	Lowrance,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Hutchinson,	Paul,	Thomas,	
Commons,	Ivester,	Pugh,	Timmons,	Total, 40.

EXCUSED:

Garvin, MacDonald. Total, 2.

ABSENT:

Ray, Whitaker. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

RESOLUTION

Senator Logan asked that SENATE RESOLUTION NO. 9, by Logan, be taken up for consideration.

Senator Chamberlin raised a point of order, which was sustained, stating consideration of Senate Resolution not properly before the Senate at this order of business.

SECOND READING

The following bills were read for the second time and ordered referred to the Committees indicated.

SENATE BILL NO. 249—By HOWSLEY, of the Senate, and

STOKES, WRIGHT of Beaver of the House.—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 250—By NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 251—By STEWART, BRIGGS, FISCHL, NANCE, RAY, LOWRANCE, PAUL and RINEHART—Referred to Committee on Fish and Game.

SENATE BILL NO. 252—By BRIGGS—Referred to Committee on Appropriations.

SENATE BILL NO. 253—By RITZHAUPT—Referred to Committee on Fish and Game.

SENATE BILL NO. 254—By BRIGGS—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 79—By BILLINGS and WOOTEN—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 234—By PETERSON—Referred to Committee on Public Buildings.

#### GENERAL ORDER

By unanimous consent, SENATE RESOLUTION NO. 9, by Logan, was considered and read at length, as follows:

SENATE RESOLUTION NO. 9—By LOGAN.

A Resolution authorizing the investigation of the delay in the issuance of salary warrants to maintenance workers in the State Highway Commission.

WHEREAS, the employees in the Maintenance Division of the State Highway Department, who are paid thirty cents (30c) per hour for eight hours a day, and whose monthly salary averages less than sixty dollars (\$60.00) per month, have not as yet received the salary warrants for work performed during the month of January, and

WHEREAS, there seems to be an unwarranted and unjustified delay each month in the issuance of salary warrants to said maintenance workers.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, That the Senate appoint a committee of three who shall make an immediate investigation to determine why this unwarranted delay is taking place. Be it further resolved that said committee make recommendations to the Senate to correct the matter so that the maintenance workers will be issued their salary checks at the same time other employees of the State Highway Commission are paid.



Senator Logan moved the adoption of Senate Resolution No. 9.

Senator Chamberlin, as a substitute, moved that Senate Resolution No. 9 be referred to the Committee on Roads and Highways.

Senator Carmack, as a substitute for all pending motions, moved that further consideration of Senate Resolution No. 9 be indefinitely postponed.

Senator Pugh presiding.

Upon motion of Senator Wilbanks, the Carmack motion was tabled.

The vote occurring on the Chamberlin motion, it was declared adopted.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 146 correctly engrossed.

WILLIS, Chairman.

### THIRD READING

SENATE BILL NO. 146 was read for the third time at length.

Senator Duffy moved that further consideration of Senate Bill No. 146 be indefinitely postponed.

Senator Ritzhaupt asked unanimous consent, to which objection was voiced, to submit an amendment to Senate Bill No. 146.

Upon motion of Senator Commons, the roll was ordered called on the passage of Senate Bill No. 146.

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

#### AYE:

Burns,	Johnston,	Paul,	Taylor,
Carmack,	Lowrance,	Pugh,	Thomas,
George,	Nance,	Rinehart,	Willis.
Ivester,	Nichols,	Sowards,	Total, 15.

#### NAY:

Albright,	Commons,	Hill,	Logan,	Waldrep,
Briggs,	Curnutt,	Howsley,	Ritzhaupt,	Wilbanks.
Broadbuss,	Duffy,	Hutchinson,	Rorschach,	
Carlile,	Fidler,	Jones,	Spencer,	
Chamberlin,	Fischl,	King,	Stewart,	Total, 22.

## EXCUSED:

Garvin, MacDonald. Total, 2.

## ABSENT:

Ray, Whitaker. Total, 2.

## NOT VOTING:

Bushyhead, Timmons, Wright. Total, 3.

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.

## SPECIAL ORDER

Referring further to SENATE BILL NO. 92, as amended in conference:

Senator Stewart moved the adoption of the Conference Committee Report on Senate Bill No. 92.

President Berry presiding.

Senator Logan presiding.

The vote occurring on the Stewart motion, it was declared adopted.

Senate Bill No. 92, as amended in conference, was read at length.

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

## AYE:

Albright,	Commons,	Ivester,	Paul,	Taylor,
Briggs,	Curnutt,	Johnston,	Pugh,	Thomas,
Broaddus,	Duffy,	Jones,	Rinehart,	Timmons,
Burns,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Rorschach,	Willis,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	Total, 38.

## EXCUSED:

Garvin, MacDonald. Total, 2.

## ABSENT:

Ray, Whitaker. Total, 2.

## NOT VOTING:

Hutchinson, 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:

AYE:

Albright,	Commons,	Ivester,	Paul,	Taylor,
Briggs,	Curnutt,	Johnston,	Pugh,	Thomas,
Broadus,	Duffy,	Jones,	Rinehart,	Timmons,
Burns,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Rorschach,	Willis,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	Total, 38.

EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

ABSENT:

Ray,	Whitaker.	Total, 2.
------	-----------	-----------

NOT VOTING:

Hutchinson,	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.

Senate Bill No. 92, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

### 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 Appropriations to whom was referred Engrossed House Bill No. 1 by Sullivan, Campbell, Frazier et al., entitled:

An Act appropriating the sum of Twenty Thousand Dollars for the purpose of repairing the library building of the Southeastern State Teachers College, to be used and expended by the Board of Control of 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.

NICHOLS, Chairman.



Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 30 by Chamberlin and all Members of Senate Soldiers Relief Committee, entitled:

An Act making appropriation for operation of the Soldiers' Relief Commission, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Upon motion of Senator Nance, 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 the President.

Senator Ray asked to be recorded "present," which was the order.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 154 correctly engrossed.

WILLIS, Chairman.

Referring further to SENATE BILL NO. 20, as amended by the Honorable House:

Senate Bill No. 20, as amended, was read at length.

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

#### AYE:

Briggs,	Curnutt,	Jones,	Rinehart,	Willis,
Broaddus,	Fidler,	King,	Rorschach,	Wright.
Burns,	George,	Logan,	Stewart,	
Bushyhead,	Hill,	Nance,	Taylor,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Timmons,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 30.

#### EXCUSED:

Garvin, MacDonald. Total, 2.

#### ABSENT:

Whitaker. Total, 1.

NOT VOTING:

Albright,	Fischl,	Nichols,	Spencer,
Carlile,	Hutchinson,	Ritzhaupt,	Wilbanks.
Duffy,	Lowrance,	Sowards,	Total, 11.

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:

AYE:

Briggs,	Curnutt,	Jones,	Rinehart,	Willis,
Broadus,	Fidler,	King,	Rorschach,	Wright.
Burns,	George,	Logan,	Stewart,	
Bushyhead,	Hill,	Nance,	Taylor,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Timmons,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 30.

EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

ABSENT:

Whitaker.	Total, 1.
-----------	-----------

NOT VOTING:

Albright,	Fischl,	Nichols,	Spencer,
Carlile,	Hutchinson,	Ritzhaupt,	Wilbanks.
Duffy,	Lowrance,	Sowards,	Total, 11.

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 Bill No. 20 and ordered the bill, as amended, referred for enrollment.

Referring further to SENATE BILL NO. 103, as amended by the Honorable House:

Senate Bill No. 103, as amended, was read at length.

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

## AYE:

Albright,	George,	Logan,	Rinehart,	Willis,
Briggs,	Hill,	Lowrance,	Rorschach,	Wright
Bushyhead,	Howsley,	Nance,	Spencer,	
Carmack,	Ivester,	Nichols,	Stewart,	
Chamberlin,	Johnston,	Paul,	Taylor,	
Curnutt,	Jones,	Pugh,	Timmons,	
Duffy,	King,	Ray,	Waldrep,	Total, 30.

## EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

## ABSENT:

Whitaker.	Total, 1.
-----------	-----------

## NOT VOTING:

Broadbuss,	Commons,	Hutchinson,	Thomas,
Burns,	Fidler,	Ritzhaupt,	Wilbanks.
Carlile,	Fischl,	Sowards,	Total, 11.

The Bills having 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:

## AYE:

Albright,	George,	Logan,	Rinehart,	Willis,
Briggs,	Hill,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Howsley,	Nance,	Spencer,	
Carmack,	Ivester,	Nichols,	Stewart,	
Chamberlin,	Johnston,	Paul,	Taylor,	
Curnutt,	Jones,	Pugh,	Timmons,	
Duffy,	King,	Ray,	Waldrep,	Total, 30.

## EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

## ABSENT:

Whitaker.	Total, 1.
-----------	-----------

## NOT VOTING:

Broadbuss,	Commons,	Hutchinson,	Thomas,
Burns,	Fidler,	Ritzhaupt,	Wilbanks.
Carlile,	Fischl,	Sowards,	Total, 11.

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 Amend-



ments to Engrossed Senate Bill No. 103 and ordered the bill, as amended, referred for enrollment.

Referring further to SENATE BILL NO. 130, as amended by the Honorable House:

Senate Bill No. 130, as amended, was read at length.

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

AYE:				
Albright,	Duffy,	King,	Rinehart,	Timmons,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Willis.
Broadus,	Fischl,	Lowrance,	Rorschach,	
Carmack,	George,	Nance,	Sowards,	
Chamberlin,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Pugh,	Stewart,	
Curnutt,	Johnston,	Ray,	Taylor,	Total, 30.

NAY:	
Ivester.	Total, 1.

EXCUSED:	
Garvin,	MacDonald. Total, 2.

ABSENT:	
Whitaker.	Total, 1.

NOT VOTING:	
Burns,	Hutchinson, Thomas, Wright.
Bushyhead,	Jones, Waldrep,
Carlile,	Paul, Wilbanks, Total, 10.

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:

AYE:				
Albright,	Duffy,	King,	Rinehart,	Timmons,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Willis.
Broadus,	Fischl,	Lowrance,	Rorschach,	
Carmack,	George,	Nance,	Sowards,	
Chamberlin,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Pugh,	Stewart,	
Curnutt,	Johnston,	Ray,	Taylor,	Total, 30.

NAY:	
Ivester,	Total, 1.

## EXCUSED:

Garvin, MacDonald. Total, 2.

## ABSENT:

Whitaker. Total, 1.

## NOT VOTING:

Burns,	Hutchinson,	Thomas,	Wright.
Bushyhead,	Jones,	Waldrep,	
Carlile,	Paul,	Wilbanks,	Total, 10.

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 Bill No. 130 and ordered the bill, as amended, referred for enrollment.

## THIRD READING

Senator Chamberlin asked unanimous consent, which was granted, to defer Third Reading of Engrossed SENATE BILL NO. 154, for this legislative day.

Upon motion of Senator Timmons, SENATE BILL NO. 120, by Timmons, was ordered withdrawn from Judiciary Committee No. 1 and placed upon the Calendar.

## GENERAL ORDER

Senator Nance moved that the Senate proceed with the consideration of SENATE BILL NO. 209, followed by SENATE BILLS NOS. 193 and 58.

Senator Fischl, as a substitute, moved that the Senate proceed to consider bills under General order as they appear on the Calendar.

Senator Briggs made the observation that the hour of 2:00 p. m., had arrived, at which time consideration of Senate Bill No. 58 had been set for Special Order.

Senator Fischl, in lieu of all pending motions, moved that the Senate proceed with the consideration of Senate Bill No. 209.

Senator Nance raised a point of order against the Fischl motion, which was sustained, stating his motion would require a suspension of the rules.

Senator Fischl, in lieu of all pending motions, moved that the rules of the Senate be suspended and Senate Bill No. 209 be taken up for consideration, which motion failed of adoption.

Senator Fischl, in lieu of all pending motions, moved that further consideration of Senate Bill No. 58 be deferred until 2:00 o'clock, p. m., on the next legislative day, which motion was tabled, upon motion of Senator Nance.

Senator Commons asked unanimous consent, to which Senator Fischl objected, that the Senate Conferees, under House Bill No. 361, be "excused," for the purpose of committee work.

Senator Nance moved that the rules of the Senate be suspended for the purpose of advancing Senate Bill No. 58 to engrossment and third reading, which motion, by unanimous consent, he withdrew.

#### SPECIAL ORDER

SENATE BILL NO. 58, by Nance, et al., was taken up for consideration, under Special Order.

Section 1 was read.

Senator Johnston submitted the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 58, line 4, page 2, by striking the words, "said industries".

JOHNSTON.

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

Section 2 was read.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Hill:

Mr. President: I move to amend Senate Bill No. 58, lines 15 and 16, page 2, by striking after the word, "of," in line 15, and before the word, "to," line 16, the words, "a Chairman and two Members," and inserting the words, "One Member."

PUGH.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 58, line 2, page 3, by striking after the word, "affairs," the balance of line 2, and line 3 and all in line 4 before the word, "and," and inserting the following: "The Chairman shall receive a salary of \$3600.00 per annum, payable in equal monthly payments and the other two members shall receive \$10.00 per day for the time actually served, not to exceed \$1800.00 per year."

PUGH.

Senator Nance asked unanimous consent, which was granted, to



amend the Pugh amendment by striking the figures, "\$10.00," and inserting the figures, "\$12.00."

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

Mr. President: I move to amend Senate Bill No. 58, line 3, page 3, by striking the figures, "\$6000.00," and inserting the figures, "\$4800.00."

BRIGGS.

Senator Briggs asked unanimous consent, which was granted, to strike from his amendment the figures, "\$4800.00," and insert the figures, "\$4000.00."

Senator Commons asked unanimous consent, which was granted, that the Senate conferees, appointed under HOUSE BILL NO. 361, composed of Senators Commons, Chamberlin, Nance, Curnutt, Carmack, Broadus and Wright, be excused, for the purpose of Committee work.

Senator Nance asked unanimous consent, which was granted, to be relieved of serving as a member of the Conference Committee, under House Bill No. 361, and requested that Senator Ray be appointed in his stead, which was the order.

Referring further to SENATE BILL NO. 58:

The vote occurring on the Briggs amendment, as amended, it was declared adopted.

Senator Curnutt submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 58, lines 17 and 18, page 2, by striking after the word, "Senate," on line 17, and before the word, "which," line 18, and inserting the following: "and no member of said Commission so appointed shall serve without the appointment having been submitted to and confirmed by the Senate and said members shall serve until their successors are appointed and confirmed as herein provided."

CURNUTT.

Upon motion of Senator Briggs, Section 2, as amended, was adopted.

Section 3 was read.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend Senate Bill No. 58, page 4, by striking sub-section 7.

PUGH.

Senator Lowrance submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 58, lines 7, 8 and 9, page 5, by striking paragraph 10.

LOWRANCE.

Senator Nance, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 58, line 7, page 5, by inserting before the word, "To," sub-section 10, the words, "With the consent of the owner" and changing the capital "T," to a lower case "t," in the first word of the sentence, "To".

NANCE.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 58, line 4, page 4, by striking after the word, "compensation," and before the word, "provided," the rest of sub-section 5.

IVESTER.

Senator Curnutt submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 58, line 12, page 5, by inserting the words, "Provided however said Commission shall have no power to purchase real property from any person except the fee owner of said real estate and shall have no power or authority to purchase real property from any member of said Commission."

CURNUTT.

Upon motion of Senator Hill, Section 3, as amended, was adopted.

Section 4 was read and adopted, upon motion of Senator Nance.

Section 5 was read.

Senator Pugh submitted the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 58, line 15, page 6, by adding after the word, "Commission," and before the word, "Supplies" the following: "but in no event shall hotel expense exceed \$4.00 per day per person".

PUGH.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Hill:

Mr. President: I move to amend Senate Bill No. 58, line 1, page

7, by striking the figures, "\$500,000.00," and inserting the figures, "\$50,000.00."

PUGH.

Senator Curnutt submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 58, line 1, page 7, by striking the figures, "\$500,000.00," and inserting the figures, "\$200,000.00."

CURNUTT.

Senator Fidler submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 58, line 1, page 7, by adding after the figures, "\$500,000.00," the following: "Provided none of the money provided in this bill shall be expended unless used in furtherance of appropriations and plans participated in by the United States Government."

FIDLER.

Senator Fidler submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 58, line 1, page 7, by adding after the figures, "\$500,000.00," the following: "Provided not more than \$100,000.00 provided hereby shall be expended unless used in furtherance of appropriations and plans participated in by the United States Government."

FIDLER.

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

Mr. President: I move to amend the Fidler amendment to Senate Bill No. 58, by striking the figures, "\$100,000.00," and inserting the figures, "\$50,000.00."

RITZHAUPT.

The vote occurring on the Fidler amendment, it was declared adopted.

Upon motion of Senator Nance, Section 5, as amended, was adopted.

Section 6 was read.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend Senate Bill No. 58, line 4, page 7, by adding after the word, "Governor," the following: "and



shall file 45 copies with the Secretary of the Senate who shall immediately send one copy to each member of the Senate."

PUGH.

Upon motion of Senator Hill, Section 6 was adopted.

Section 7 was read and adopted, upon motion of Senator Hill.

Section 8 was read and adopted, upon motion of Senator Nance.

Upon motion of Senator Nance, Senate Bill No. 58, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 58, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Jones,	Ray,	Taylor,
Briggs,	Fischl,	King,	Rinehart,	Thomas,
Bushyhead,	George,	Logan,	Ritzhaupt,	Timmons,
Carmack,	Hill,	Lowrance,	Rorschach,	Waldrep,
Chamberlin,	Howsley,	Nance,	Sowards,	Wright.
Commons,	Ivester,	Nichols,	Spencer,	
Curnutt,	Johnston,	Paul,	Stewart,	Total, 33.

#### NAY:

Pugh,	Willis.	Total, 2.
-------	---------	-----------

#### EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

#### ABSENT:

Whitaker.	Total, 1.
-----------	-----------

#### NOT VOTING:

Broadbuss,	Carlile,	Hutchinson,	
Burns,	Fidler,	Wilbanks.	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:

## AYE:

Albright,	Duffy,	Jones,	Ray,	Taylor,
Briggs,	Fischl,	King,	Rinehart,	Thomas,
Bushyhead,	George,	Logan,	Ritzhaupt,	Timmons,
Carmack,	Hill,	Lowrance,	Rorschach,	Waldrep,
Chamberlin,	Howsley,	Nance,	Sowards,	Wright.
Commons,	Ivester,	Nichols,	Spencer,	
Curnutt,	Johnston,	Paul,	Stewart,	Total, 33.

## NAY:

Pugh,	Willis.	Total, 2.
-------	---------	-----------

## EXCUSED:

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

## ABSENT:

Whitaker.	Total, 1.
-----------	-----------

## NOT VOTING:

Broadus,	Carlile,	Hutchinson,	
Burns,	Fidler,	Wilbanks.	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. 58, as amended, was ordered referred for engrossment.

## GENERAL ORDER

By unanimous consent, SENATE BILL NO. 209, by Rinehart and Waldrep, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Rinehart.

Upon motion of Senator Rinehart, Senate Bill No. 209 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 209 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 209 was read for the third time at length.

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

**AYE:**

Briggs,	Hill,	Nichols,	Sowards,	Willis,
Carmack,	Howsley,	Paul,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Pugh,	Stewart,	
Commons,	Ivester,	Ray,	Taylor,	
Duffy,	Johnston,	Rinehart,	Thomas,	
Fischl,	King,	Ritzhaupt,	Timmons,	
George,	Nance,	Rorschach,	Waldrep,	Total, 30.

**EXCUSED:**

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

**ABSENT:**

Whitaker.	Total, 1.
-----------	-----------

**NOT VOTING:**

Albright,	Bushyhead,	Fidler,	Lowrance,
Broaddus,	Carlile,	Jones,	Wilbanks.
Burns,	Curnutt,	Logan,	Total, 11.

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:

**AYE:**

Briggs,	Hill,	Nichols,	Sowards,	Willis,
Carmack,	Howsley,	Paul,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Pugh,	Stewart,	
Commons,	Ivester,	Ray,	Taylor,	
Duffy,	Johnston,	Rinehart,	Thomas,	
Fischl,	King,	Ritzhaupt,	Timmons,	
George,	Nance,	Rorschach,	Waldrep,	Total, 30.

**EXCUSED:**

Garvin,	MacDonald.	Total, 2.
---------	------------	-----------

**ABSENT:**

Whitaker.	Total, 1.
-----------	-----------

**NOT VOTING:**

Albright,	Bushyhead,	Fidler,	Lowrance,
Broaddus,	Carlile,	Jones,	Wilbanks.
Burns,	Curnutt,	Logan,	Total, 11.

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. 209 was ordered referred for engrossment.



Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 95, 181, 201 and 237 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 95, 181, 201 and 237 and ordered each transmitted to the Honorable House for consideration.

Senator Paul conveyed a message of appreciation from Mrs. Paul, who is ill in Rochester, Minn., for flowers sent to her by the Senate.

#### GENERAL ORDER

SENATE BILL NO. 193, by Stewart, Nance, Briggs and Ivester, was considered.

Section 1 was read.

Senator Briggs asked unanimous consent, which was granted, to have Senate Bill No. 193 referred to a Special Committee, composed of Senators Stewart, Commons, Chamberlin, Fischl and Ivester, with instructions to make report on the bill Monday, March 11, 1935, consideration of the said bill to be made a Special Order at 1:30 p. m., on that day.

Senator Stewart moved that, when the Senate adjourns today, it adjourn to meet under the rules, on Monday, March 11, 1935, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to submit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 4—By BAILEY, JOHNSTON, FRAZIER, TWIDWELL, RAWLS, WOOTEN, WELCH, COX, REED, PHILLIPS of Pawnee, O'NEILL, ULMARK, HUEY, LONG, COLEMAN and TRAW,

An Act amending Section 2, Chapter 62, Session Laws, 1933, and Sections 5758 and 5759, O. S., 1931; providing methods for challenging of notification and declaration of candidates and giving election

board authority to conduct hearings, subpoena witnesses and make decisions in writing which are final; providing for designation on the ballot of candidate's race and other descriptive matter; providing that no prefix, suffix or title shall be placed before or after candidate's name upon the ballot; repealing Sections 5760, 5761, 5763, 6026, 6027, 6028, and 6029, O. S., 1931; and all other acts and parts of acts insofar as they relate to run-off primary elections, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the Conference Committee Report, and the Bill has been passed by the House as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 4 was read, as follows, and by unanimous consent, consideration deferred until the next legislative day:

To the Speaker of the House of Representatives,  
The President of the Senate:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 4, entitled:

An Act abolishing run-off primary elections in this State; repealing Sections 2 to 7 inclusive, Chapter 24, Article 1, Session Laws 1929, and Sections 4, 5 and 9, Article 111, Chapter 29, Session Laws 1931, amending Section 2, Article 1, Chapter 29, Session Laws 1931, and Sections 3, 8 and 11, Article 111, Chapter 29, Oklahoma Session Laws, 1931, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith report and recommend:

1st. That the House refuse to concur in Engrossed Senate Amendment No. 1 by recommending that the following be substituted in lieu thereof:

An Act amending Section 2, Chapter 62, Session Laws, 1933, and Sections 5758 and 5759, O. S., 1931; providing methods for challenging of notification and declaration of candidates and giving election board authority to conduct hearings, subpoena witnesses and make decisions in writing which are final; providing for designation on the ballot of candidate's race and other descriptive matter; providing that no prefix, suffix or title shall be placed before or after candidate's name upon the ballot; repealing Sections 5760, 5761, 5763, 6026, 6027, 6028 and 6029, O. S., 1931, and all other Acts and parts of Acts insofar as they relate to run-off primary elections.

2nd. That the House concur in Engrossed Senate Amendment No.



2, with the exception of line 3, in Section 2, by striking the language "the first Tuesday in the month of July" and inserting in lieu thereof "the second Tuesday in the month of July"; and further, by striking the emergency clause which is Section 8 of the Engrossed Bill as shown in the Engrossed Senate Amendments.

BAILEY,

MUNSON,

MARTIN,

THORNTON,

COE,

House Conferees.

WILBANKS,

RORSCHACH,

RINEHART,

NICHOLS,

COMMONS,

Senate Conferees.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 38—By COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA, JONES and BECK of the House, and CHAMBERLIN, HOWSLEY and NICHOLS of the Senate,

An Act amending Section 12527, Oklahoma Statutes, 1931, and Sections 12576 and 12577, Oklahoma Statutes 1931, as amended by Section 1, House Bill No. 416, Chapter 126, Session Laws, 1933; relating to motor fuel or gasoline excise tax, agricultural exemptions and refunds; providing the time of refund and providing a penalty for violation of this Act, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 38 was read at length 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,  
Building.

SIR:

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



ENGROSSED HOUSE BILL NO. 173—By COE, BARNETT, CAREY, KERR, JOHNSON of Osage, GREGORY, HUEY, BRANAN, WORTHINGTON, CORSON, BYROM, ALLEN, ULMARK, O'NEILL, PHILLIPS of Pawnee, and MORSE of the House, and FIDLER of the Senate,

An Act to create an organization to be known as "The Registered Dentists of Oklahoma," to provide for its organization, membership, dues and powers; defining the practice of dentistry, and dental hygiene; prescribing rules of admission, professional conduct, and prohibiting certain practices; providing for penalty for the violation of the provisions of said Act; to repeal Chapter 41 the Session Laws of the Seventh Legislature, same being Article 7, Chapter 24, Oklahoma Statutes, 1931, and all other laws in conflict herewith, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 173.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 72—By COMMONS of the Senate, and POTEET and SKINNER of the House,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern Oklahoma Junior College of the State of Oklahoma; providing for the issuance and payment of Northeastern Oklahoma Junior College Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency.

ENROLLED SENATE BILL NO. 98—By DUFFY of the Senate, DOGGETT and HAYNES of the House,

An Act amending Section 1049, Oklahoma Statutes, 1931, providing for the payment of witness fees and mileage for State witnesses in certain civil cases, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 72 and 98 were ordered referred to the Governor, for consideration.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bill and resolution ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Agriculture to whom was referred Senate Joint Resolution No. 18 by Johnston of the Senate, and Byrom and others of the House, entitled:

A Joint Resolution directing the Secretary of the State to submit to the legally qualified voters of the State of Oklahoma for their approval or rejection a proposed amendment to Article No. 10 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 and be printed and placed upon the Calendar.

SOWARDS, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Committee Substitute for Senate Bill No. 68 by Broadus, Bushyhead, Rorschach, Whitaker, Carlile of the Senate, Shoemake, Branan, Thornton, Coe and Johnson of Osage, of the House, entitled:

An Act creating old Fort Gibson Stockade Commission; prescribing the manner and method of appointment of members thereof; fixing their tenure of office; prescribing the powers and duties of said Commission; providing for the appointment of a custodian of the building and grounds of said old Fort Gibson Stockade; fixing said custodians salary and tenure of office, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute do pass.

RAY, Chairman.

#### FIRST READING

By unanimous consent, the following Bills were introduced and read for the first time:



**SENATE BILL NO. 255**—By CHAMBERLIN and NICHOLS—An Act amending Section 12656, Oklahoma Statutes 1931, relating to the duties, powers, and authority of the State Board of Equalization; providing additional powers and authority as to equalization and adjustment of certain property; authorizing the Oklahoma Tax Commission to make investigations, hold hearings, and make additional findings and recommendations relating to the valuation and equalization of property subject to ad valorem taxation; providing for forms for listing property for ad valorem taxation; requiring information from local officers relating to the assessment of property; providing for hearings of county officials and aggrieved taxpayers; repealing conflicting laws and declaring an emergency.

**SENATE BILL NO. 256**—By RINEHART and DUFFY—An Act amending Sections 5929 and 5930 Oklahoma Statutes 1931 with reference to denomination and maturing installments of municipal bonds, and providing that bonds may be sold to the United States or any agency thereof at a private sale for not less than par and accrued interest, and declaring an emergency.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules, on Monday, March 11, 1935.

#### COMMITTEE REPORTS

The following Committee Report was submitted, the bill introduced and placed upon the Calendar, which referred to the same:

The President announced a motion picture, "The President was offered by the Chairman."

The Journal for the last legislative day was declared approved.

AN ACT amending Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

AN ACT amending Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

AN ACT amending Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 39



MONDAY, MARCH 11, 1935

Upon roll call, the following members were present:

Albright,	Duffy,	Jones,	Ray,	Timmons,
Briggs,	Fidler,	King,	Rinehart,	Waldrep,
Broadbuss,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	George,	MacDonald,	Sowards,	Willis,
Carlile,	Hill,	Nance,	Spencer,	Wright.
Carmack,	Hutchinson,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 42.

Comomns,       Howsley.       Total, 2.

Prayer was offered by the Chaplain.

## COMMITTEE REPORTS

Mr. President: We, your Committee on Oil and Gas, to whom was referred Senate Bill No. 70, by Nichols and Garvin of the Senate, and Ellis of the House, entitled:

An Act amending Sections 1, 4, 6, 28 and 29, Chapter 131, Oklahoma Session Laws, 1933, which is an Act defining and prohibiting waste of crude petroleum and natural gas and providing for the ratable taking thereof from common sources of supply, to be enforced by the Corporation Commission and the Courts of the State; providing for potentials to be taken on open flow tests and based on use of uniform equipment; vesting jurisdiction in the Corporation Commission, the Supreme Court and the proper District Court of the State; providing for the repeal, amendment, modification or supplementing of any order of the Commission; providing for hearings and appeals; providing practice and procedure; defining the powers and duties of the Corporation Commis-

sion, including its powers and duties in regard to ratable taking and making adjustments in regard thereto; defining the duty of the umpire, his assistants or subordinates and the proration attorney; 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.

GARVIN, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 87 and Senate Bills Nos. 186 and 209 correctly engrossed and Senate Bills Nos. 20 and 130 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 87, as amended, and Engrossed Senate Bill No. 209 and ordered each transmitted to the Honorable House for consideration.

Senator Rinehart presiding.

Senate Bill No. 20 was read at length 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 Rorschach presiding.

Senate Bill No. 130 was read at length 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.

President Berry presiding.

#### FIRST READING

The following Bills and Resolutions were introduced and read for the first time:

SENATE BILL NO. 257—By DUFFY—An Act amending Sections 1 and 2, Chapter 40, Oklahoma Session Laws, 1933, relating to Biennial and Special Audits of Counties; prescribing the qualifications of Deputy Examiners making same; requiring them to post a bond; providing the manner of appointment of such Deputies, and declaring an emergency.

SENATE BILL NO. 258—By CHAMBERLIN, WILLIS and GARVIN of the Senate, and WORTHINGTON and SPECK of the House—An Act relating to the operation of motor vehicles of State Highways; making it unlawful to drive around or pass a school bus or truck under certain conditions at a rate of speed in excess of fifteen miles per hour; providing penalties for violations hereof, and declaring an emergency.

SENATE BILL NO. 259—By FISCHL—An Act permitting the join-

ing of school districts as parties defendant in actions for judgments upon warrants, and declaring an emergency.

SENATE BILL NO. 260—By NICHOLS—An Act fixing the fees of the reporters of the Corporation Commission, providing for the disposition thereof, repealing Section 1 of Chapter 53, Session Laws, 1923 (Section 3624 O. S. 1931) and other conflicting Acts, and declaring an emergency.

SENATE BILL NO. 261—By NICHOLS—A Bill to be entitled an Act making appropriation for the State Prison at McAlester, and declaring an emergency.

SENATE BILL NO. 262—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act making an appropriation for the purpose of paying the former State Fire Marshal, the Chief Assistant, the Secretary and other Assistant Fire Marshals, the remainder of salaries to which they are entitled, and declaring an emergency.

SENATE BILL NO. 263—By JONES—An Act amending Sections 9057, 9070, 9071 and 9073 of Oklahoma Statutes, 1931, repealing all Acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 264—By FISCHL, RITZHAUPT, CARMACK and CHAMBERLIN—An Act providing for the refund of penalties, interest and costs paid on delinquent ad valorem taxes on real and personal property subsequent to December 1, 1933, and prior to February 11, 1935, providing a method for the making of such refund, and declaring an emergency.

SENATE BILL NO. 265—By FISCHL—An Act amending Section 780 Oklahoma Statutes, 1931, relating to appeals in receivership matters, and declaring an emergency.

SENATE BILL NO. 266—By FISCHL—An Act amending Section 199 Oklahoma Statutes, 1931, relating to joining of causes of action, and declaring an emergency.

SENATE BILL NO. 267—By RORSCHACH—An Act amending Section 592 Oklahoma Statutes, 1931, and declaring an emergency.

SENATE BILL NO. 268—By HILL—An Bill to be entitled an Act creating clerical, stenographic and other positions in certain State departments herein named; fixing the salaries therefor; repealing all conflicting laws; providing for the transfer of employees from one department, bureau or division to another, and declaring emergency.

SENATE BILL NO. 269—By NANCE—An Act providing that certain foster children shall inherit, in the absence of a will, in the estate of his foster parent, and declaring an emergency.

SENATE BILL NO. 270—By COMMITTEE ON APPROPRIATIONS—A Bill to be entitled an Act making appropriation to pay the State Textbook Commission for services rendered, and declaring an emergency.



SENATE JOINT RESOLUTION NO. 19—By NICHOLS—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 17 of the Constitution of Oklahoma, to be known as Section 1-A of said Article.

SENATE JOINT RESOLUTION NO. 20—By NICHOLS—A Joint Resolution providing for the submission of a proposed Amendment to the Constitution of the State of Oklahoma relating to Article XVII thereof, concerning counties by adding a Section providing for the consolidation of counties in said State, and the procedure to be followed therein.

## SECOND READING

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

SENATE BILL NO. 255—By CHAMBERLIN and NICHOLS—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 256—By RINEHART and DUFFY—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 173—By COE, BARNETT, CAREY, KERR, JOHNSON of Osage, GREGORY, HUEY, BRANAN, WORTHINGTON, CORSON, BYROM, ALLEN, ULMARK, O'NEILL, PHILLIPS of Pawnee and MORSE of the House, and FIDLER of the Senate—Referred to Committee on Legal Advisory.

## CONFERENCE COMMITTEE REPORT

Referring further to Conference Committee Report on HOUSE BILL NO. 4, submitted on the last legislative day:

Senator Wilbanks moved that the Conference Committee report on House Bill No. 4 be adopted, which motion prevailed.

House Bill No. 4, as amended in conference, was read at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:				
Albright,	Fischl,	Nichols,	Sowards,	Wilbanks,
Carmack,	Garvin,	Ray,	Taylor,	Willis.
Curnutt,	Jones,	Rinehart,	Thomas,	
Duffy,	Nance,	Rorschach,	Timmons,	Total, 18.

NAY:				
Briggs,	Chamberlin,	Hill,	Lowrance,	Stewart,
Broadus,	Fidler,	Johnston,	MacDonald,	Whitaker.
Burns,	George,	King,	Ritzhaupt,	Total, 14.

**EXCUSED:**

Commons,        Howsley.        Total, 2.

**NOT VOTING:**

Bushyhead,	Ivester,	Pugh,	Wright.
Carlile,	Logan,	Spencer,	
Hutchinson,	Paul,	Waldrep,	Total, 10.

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 Stewart moved that the vote be reconsidered by which House Bill No. 4, as amended in conference, failed of passage.

Senator Chamberlin moved to table the Stewart motion.

Senator Fischl served notice that he would, on some future legislative day, move to reconsider the vote by which House Bill No. 4 failed of passage.

Following discussion, Senator Fischl raised a point of order against the Chamberlin motion, which was sustained, stating such procedure would require a suspension of the rules.

Senator Whitaker raised a point of order against the Fischl notice, which was sustained, stating the rules do not provide for such a notice to be served.

**MESSAGES**

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER,

An Act amending Sections 12527, 12535 and 12536, Oklahoma Statutes, 1931, levying an excise tax on gasoline; providing for the apportionment of the revenue derived from the excise tax on gasoline; creating a rural highway improvement fund; allocating money to such rural highway improvement fund; providing for the expenditure of such fund by the County Commissioners of the several counties of Oklahoma; repealing all Sections in conflict herewith,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 29.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 361—By BAILEY, MUNSON, SHOEMAKE, HOLLIMAN, KIKER, CARMICHAEL and STOKES,

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expense of collection, enforcement, purchase of stamps and refunds, shall be placed to the credit of the General Revenue Fund of the State for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refund and making appropriations therefor; requiring wholesalers and/or jobbers and retailers to procure licenses or permits and regulating the issuance and revocation of such licenses or permits; prescribing penalties; repealing all laws in conflict herewith, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House as amended by said report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 361 was read, as follows:

To the Honorable Senate and  
The Honorable House of Representatives:

We, your Conference Committee, heretofore appointed to confer on Engrossed House Bill No. 361, a bill to be entitled,

An Act relating to tax on cigarettes, etc.,

beg leave to report that we have had the same under consideration and hereby recommend:



- 1st. That the House concur in Senate Amendment No. 1.
- 2nd. That the House concur in Senate Amendment No. 2.
- 3rd. That the House concur in Senate Amendment No. 3.
- 4th. That the House concur in Senate Amendment No. 4.
- 5th. That the House concur in Senate Amendment No. 5.
- 6th. That the House concur in Senate Amendment No. 6.
- 7th. That the House concur in Senate Amendment No. 7.
- 8th. That the House concur in Senate Amendment No. 8.
- 9th. That the Senate recede from Senate Amendment No. 9.
- 10th. That the House concur in Senate Amendment No. 10.
- 11th. That the House concur in Senate Amendment No. 11.
- 12th. That the House concur in Senate Amendment No. 12.

Respectfully submitted,

BAILEY,  
CARLETON,  
STOKES,  
SHOEMAKE,  
ABERNETHY (Harmon)  
BROWN,  
MUNSON,

House Committee.

COMMONS,  
BROADDUS,  
NANCE,  
RAY,  
WRIGHT,  
CURNUTT,  
CHAMBERLIN,  
CARMACK,

Senate Committee.

Senator Nance moved the adoption of the Conference Committee Report on Engrossed House Bill No. 361.

Senator Fischl, as a substitute, moved that House Bill No. 361 be re-referred to the Conference Committee, with instructions to reduce the rate of taxation to two (2) cents per package of 20 cigarettes, which motion was tabled, upon motion of Senator Nance.

Senator Fidler, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on Engrossed House Bill No. 361, for the purpose of amending the report to provide the expiration date as 1937, which motion was tabled, upon motion of Senator Chamberlin.

The vote occurring on the Nance motion, it was declared adopted.

House Bill No. 361, as amended in conference, was read at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	King,	Rinehart,	Waldrep,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Lowrance,	Rorschach,	Willis,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Ivester,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
Curnutt,	Jones,	Pugh,	Timmons,	Total, 36.

EXCUSED:

Commons,	Howsley.	Total, 2.
----------	----------	-----------

NOT VOTING:

Broaddus,	Hutchinson,	Stewart,	Total, 6.
Fischl,	Ray,	Whitaker.	

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:

AYE:

Albright,	Duffy,	King,	Rinehart,	Waldrep,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Lowrance,	Rorschach,	Willis,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Ivester,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
Curnutt,	Jones,	Pugh,	Timmons,	Total, 36.

EXCUSED:

Commons,	Howsley.	Total, 2.
----------	----------	-----------

NOT VOTING:

Broaddus,	Hutchinson,	Stewart,	Total, 6.
Fischl,	Ray,	Whitaker.	

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. 361, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Nichols moved that it be the policy of the Senate, when conferees are named for and on behalf of the Senate, that no conferees shall sign any report of the Conference Committee until and unless a majority of the Senate conferees have agreed upon said report, which motion prevailed.

To the President of the Senate.

Building.

SIR:

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

ENROLLED HOUSE BILL NO. 84—By RAASCH, KIKER, BRANAN, BREWER, BYROM, COX, FRAYER, HANKLA, HOGG, HOWELL, JOHNSON of Comanche, JONES, LARASON, McCOLLOM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TAYLOR, WHITAKER and WRIGHT of Beaver, of the House, and HOWSLEY, IVESTER, CARMACK, JOHNSTON, THOMAS, ALBRIGHT, KING, RINEHART and RORSCHACH of the Senate,

An Act conferring additional duties, powers and limitations upon the Conservation Commission of the State of Oklahoma as created by the Laws of Oklahoma, Article 5, Chapter 70, Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive; amending Section 13241, Oklahoma Statutes, 1931, fixing the terms of the members of the Commission; declaring the conservation of the waters within the State in every manner and means therefor as public necessity and public property; authorizing and encouraging the building and conservation of ponds, lakes and reservoirs, terracing, contour cultivation, non-eroding planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real or mixed property to purchase personal property, authorizing the Commission to accept grants, gratuities and assistance from the United States of America and its agencies; amending Section 13242, Oklahoma Statutes, 1931, relating to the duties of the State Engineer and the State Highway Engineer and as to their records; amending Section 13246, Oklahoma Statutes, 1931, fixing salaries of member of the Commission and authorizing the Commission to employ assistance; providing that no member of the Commission shall become interested in a contract of the Commission or profit thereby, and providing penalties; providing said Commission may sue and be sued; empowering the Commission to establish rates and collect for services supplied; authorizing the empounding of waters by saturation, and to appropriate and conserve water; declaring all works of the Commission to be public property; providing for issuance of permits to build dams, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



House Bill No. 84 was read at length 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,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 92—By STEWART, PAUL,  
CHAMBERLIN, COMMONS and GARVIN,

An Act making an appropriation for the fiscal year ending June 30, 1935, for the purpose of insuring and equalizing at least eight months of school in all of the public schools of this State for the school year 1934-1935; prescribing how it shall be expended, providing rules and regulations therefor, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House as amended by said report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 92, together with Conference Committee Report thereon, was ordered referred for enrollment.

#### RESOLUTION

Senator Timmons asked unanimous consent, which was granted, to introduce the following Resolution:

SENATE CONCURRENT RESOLUTION NO. 9—By Timmons—A Resolution inviting the Honorable George W. Norris, Senior United States Senator from the State of Nebraska, to address a joint assembly of the Oklahoma Legislature, re the Unicameral System of State Legislature.

Senator Timmons asked unanimous consent, to which Senator Curnutt objected, to immediately consider Senate Concurrent Resolution No. 9.

Senator Timmons moved that the rules of the Senate be suspended for the purpose of considering Senate Concurrent Resolution No. 9, which motion failed of adoption.

#### GENERAL ORDER

HOUSE BILL NO. 1, by Sullivan, et al., was considered.

Section 1 was read and adopted, upon motion of Senator Lowrance.

Upon motion of Senator Lowrance, House Bill No. 1 was advanced to engrossment and third reading.

Upon motion of Senator Lowrance, the rules of the Senate were suspended and House Bill No. 1 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 1 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Albright,	Fidler,	King,	Rinehart,	Timmons,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Broadbuss,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	
Duffy,	Jones,	Pugh,	Thomas,	Total, 37.

#### EXCUSED:

Commons,	Howsley.	Total, 2.
----------	----------	-----------

#### NOT VOTING:

Burns,	Hutchinson,	Waldrep.
Bushyhead,	Ray,	Total, 5.

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:

#### AYE:

Albright,	Fidler,	King,	Rinehart,	Timmons,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Broadbuss,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	
Duffy,	Jones,	Pugh,	Thomas,	Total, 37.

#### EXCUSED:

Commons,	Howsley.	Total, 2.
----------	----------	-----------

#### NOT VOTING:

Burns,	Hutchinson,	Waldrep.
Bushyhead,	Ray,	Total, 5.

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 Bill No. 1 and ordered the same returned to the Honorable House.

By unanimous consent, Senate Bill No. 241 was considered engrossed and placed upon third reading and final passage.

SENATE 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:

AYE:

Broadbuss,	Fischl,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	George,	MacDonald,	Sowards,	Wright
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	
Duffy,	Jones,	Pugh,	Waldrep,	
Fidler,	King,	Ray,	Whitaker,	Total, 35.

EXCUSED:

Commons,	Howsley.	Total, 2.
----------	----------	-----------

NOT VOTING:

Albright,	Burns,	Rorschach,	Timmons.
Briggs,	Hutchinson,	Thomas,	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:

AYE:

Broadbuss,	Fischl,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	
Duffy,	Jones,	Pugh,	Waldrep,	
Fidler,	King,	Ray,	Whitaker,	Total, 35.

EXCUSED:

Commons,	Howsley.	Total, 2.
----------	----------	-----------



## NOT VOTING:

Albright,	Burns,	Rorschach,	Timmons.
Briggs,	Hutchinson,	Thomas,	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.

Senate Bill No. 241 was ordered referred for proper engrossment.

## SPECIAL ORDER

SENATE BILL NO. 101, by Committee on Revenue and Taxation, was considered.

Section 1 was read.

Senator Johnston asked unanimous consent, to which objection was voiced, to defer further consideration of Senate Bill No. 101 until Senator Commons is present.

Senator Nance moved that further consideration of Senate Bill No. 101 be deferred until another legislative day.

Senator Spencer, in lieu of all pending motions, moved that further consideration of Senate Bill No. 101 be indefinitely postponed.

Senator Duffy moved to table the Spencer motion, which motion failed of adoption.

The vote occurring on the Spencer motion, it was declared adopted, the roll call thereon being as follows:

## AYE:

Albright,	Curnutt,	Jones,	Ray,	Waldrep,
Broadus,	Fidler,	King,	Ritzhaupt,	Wright.
Burns,	Garvin,	Logan,	Sowards,	
Carlile,	George,	Lowrance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Thomas,	Total, 26.

## NAY:

Briggs,	Fischl,	Paul,	Taylor,	Willis.
Bushyhead,	Johnston,	Rinehart,	Whitaker,	
Duffy,	Nance,	Rorschach,	Wilbanks,	Total, 13.

## EXCUSED:

Commons,	Howsley.	Total, 2.
----------	----------	-----------

## NOT VOTING:

Hutchinson,	MacDonald,	Timmons.	Total, 3.
-------------	------------	----------	-----------

Senator Nance moved that a Special Committee of three be ap-

pointed to draft a bill, prescribing additional duties for Gasoline Inspectors, under the Corporation Commission.

Senator Hill moved to table the Nance motion, which motion failed of adoption.

The vote occurring on the Nance motion, it was declared adopted, the President appointing as the Special Committee thereunder Senators Paul, Spencer and Curnutt.

### 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:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	King,	Rorschach,	Willis,
Broadus,	Fidler,	Logan,	Sowards,	Wright.
Burns,	Fischl,	Nance,	Spencer,	
Bushyhead,	Garvin,	Nichols,	Thomas,	
Carlile,	George,	Paul,	Timmons,	
Carmack,	Hill,	Pugh,	Waldrep,	
Chamberlin,	Johnston,	Rinehart,	Whitaker,	Total, 35.

NAY:  
Ivester, Total, 1.

EXCUSED:  
Commons, Howsley. Total, 2.

NOT VOTING:  
Hutchinson, MacDonald, Stewart,  
Lowrance, Ray, Taylor. 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:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	King,	Rorschach,	Willis,
Broadus,	Fidler,	Logan,	Sowards,	Wright.
Burns,	Fischl,	Nance,	Spencer,	
Bushyhead,	Garvin,	Nichols,	Thomas,	
Carlile,	George,	Paul,	Timmons,	
Carmack,	Hill,	Pugh,	Waldrep,	
Chamberlin,	Johnston,	Rinehart,	Whitaker,	Total, 35.

## NAY:

Ivester. Total, 1.

## EXCUSED:

Commons, Howsley. Total, 2.

## NOT VOTING:

Hutchinson, MacDonald, Stewart,  
Lowrance, Ray, Taylor. 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 Bill No. 186, and ordered the same transmitted to the Honorable House.

## RESOLUTION

Senator Logan asked unanimous consent, which was granted, to introduce a resolution which, by unanimous consent, was read at length, as follows:

SENATE RESOLUTION NO. 10—By LOGAN, CARLILE, STEWART, MacDONALD, BRIGGS, BROADDUS, WHITAKER, BUSHY-HEAD and COMMONS.

A RESOLUTION EXPRESSING THE REGRETS OF THE STATE SENATE AT THE DEATH OF M. P. HAMMOND, PRESIDENT OF THE NORTHEASTERN STATE TEACHERS COLLEGE AT TAHLEQUAH.

WHEREAS, death has called from the field of activity, M. P. Hammond, President of the Northeastern State Teachers College at Tahlequah, and

WHEREAS, the citizenship of Oklahoma has lost one of its greatest educators and unselfish public characters, who rendered notable service to the State of Oklahoma during his many years of labor in the public school system of the State and during the last twelve years as President of the Northeastern State Teachers College,

NOW, THEREFORE, be it resolved by the Senate of the Fifteenth Legislature of the State of Oklahoma:

That the members of the Senate express deep sorrow at the sudden and tragic death of M. P. Hammond, and extend to his family sincere sympathy in their bereavement, for the great loss they have sustained.

BE IT FURTHER RESOLVED, that a copy of these resolutions be sent to the family, and that the Senate furnish an appropriate floral offering at the funeral of Dr. Hammond.

Senator Curnutt asked unanimous consent, which was granted, to be added as a joint author of Senate Resolution No. 10.



Upon motion of Senator Logan, Senate Resolution No. 10, as amended, was adopted.

Senate Resolution No. 10 was ordered referred for engrossment.

Senator Paul moved that SENATE BILL NO. 34, by Paul, be ordered withdrawn from the Committee on Revenue and Taxation and taken up for consideration.

Senators Timmons, MacDonald, Broadus, Bushyhead and Taylor asked to be added as joint authors of Senate Bill No. 34, which was the order.

Senator Whitaker moved to table the Paul motion, which motion prevailed, the roll call thereon being as follows:

AYE:				Willis.
Albright,	Curnutt,	Johnston,	Nichols,	
Briggs,	Duffy,	Jones,	Pugh,	
Burns,	Fischl,	King,	Sowards,	
Carlile,	George,	Lowrance,	Thomas,	
Chamberlin,	Hill,	Nance,	Whitaker,	Total, 21.

NAY:				Timmons,
Broadus,	Fidler,	Paul,	Rorschach,	Wilbanks.
Bushyhead,	Ivester,	Rinehart,	Spencer,	Total, 14.
Carmack,	MacDonald,	Ritzhaupt,	Taylor,	

EXCUSED:		
Commons,	Howsley.	Total, 2.

NOT VOTING:			
Garvin,	Logan,	Stewart,	Wright.
Hutchinson,	Ray,	Waldrep,	Total, 7.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules on Tuesday, March 12, 1935.

## FORTY-FIFTH LEGISLATIVE DAY

TUESDAY, MARCH 12, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Ray,	Timmons,
Briggs,	Fidler,	King,	Rinehart,	Waldrep,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	George,	MacDonald,	Sowards,	Willis,
Carlile,	Hill,	Nance,	Spencer,	Wright.
Carmack,	Hutchinson,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 42.

## EXCUSED:

Commons,	Howley.	Total, 2.
----------	---------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORT

Senator Nance, on behalf of the Committee on Rules and Procedure, submitted the following report, which, upon his motion, was adopted:

Mr. President: We, your Committee on Rules and Procedure, recommend that the permanent rules of the Senate be amended by adding the following rules:

RULE 12. (b-1) 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.

\* \* \*

## COMMITTEE OF THE WHOLE

RULE 28. (A) In forming Committees of the Whole, the President shall leave the Chair. The President Pro Tempore, or any Sena-

tor designated by him, shall preside, subject to the right of the Senate to select its own chairman.

#### BILLS CONSIDERED BY COMMITTEE OF THE WHOLE

RULE 28. (B) All bills and resolutions may be considered in the Committee of the Whole.

#### RULES IN COMMITTEE OF THE WHOLE

RULE 28. (C) 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) The committee cannot adjourn, but if their business is finished, they rise on a question.

(c) When the Senate is resumed, the Chairman of the committee reports.

(d) If a message is announced during a committee the President, President Pro Tempore, or any Senator delegated by either of them, must take the chair and receive it.

#### DEBATES IN THE COMMITTEE OF THE WHOLE

RULE 28. (D) 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.

Respectfully submitted,

NANCE.

Senator Nance moved that the President appoint a committee of three, to draft a bill, providing that the County Commissioners of a county shall act as a Relief Board to handle federal funds for county road systems as relief measures.

The following Committee Reports were submitted, 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 Senate Bill No. 134, by Ray, Lowrance, Burns, Thomas, Jones, King, Sowards, Taylor, Fischl, Johnston, Carlile, Carmack and Garvin, entitled:

An Act repealing Chapter 264, Senate Bill No. 994 of the Session Laws of Oklahoma of 1929, which is known as the State Bar Act;



providing the method and manner of admission to the Bar; and providing the procedure for suspension and disbarment of members, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 217, by Ritzhaupt, entitled:

An Act making appropriation for hospitalization, medical and surgical services and supplies for the indigent unemployables listed by the Federal Emergency Relief Administration in Oklahoma; providing for the expenditure and distribution thereof, 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.

NICHOLS, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 58 and 241 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 58 and 241 and ordered each transmitted to the Honorable House, for consideration.

#### FIRST READING

The following bills and resolution were introduced and read for the first time

SENATE BILL NO. 271—By TIMMONS—An Act limiting time for assessment and proceedings for collection of income taxes, and declaring an emergency.

SENATE BILL NO. 272—By HILL and NICHOLS—A Bill to be entitled an Act making appropriation for the purchase of a car and for traveling expenses of the State Health Commissioner, and declaring an emergency.

SENATE BILL NO. 273—By SPENCER—An Act amending Sections 1927, 1928, 1929, 1930, 1931 of Oklahoma Statutes, 1931, relating to burglary and house breaking, amending same to apply to automobiles and other vehicles.

SENATE BILL NO. 274—By FISCHL—An Act providing for liens for the operators of apartment houses and for the enforcement thereof and declaring an emergency.

SENATE BILL NO. 275—By RITZHAUPT—An Act relating to the drivers and chauffeurs of motor vehicles of motor carriers; prescribing qualifications for such drivers; requiring evidence of certain of said qualifications and prescribing procedure for obtaining the same; charging a fee of \$1.00 for a certificate of such evidence and providing for the disposition of said fees; regulating the hours of service of the drivers of such motor vehicles; prescribing penalties for violation of this Act, and declaring an emergency.

SENATE BILL NO. 276—By HILL—An Act prescribing the punishment for prisoners who escape from the State Penitentiary or State Reformatory while either confined therein, or at large as a trusty; repealing Section 2052, Oklahoma Statutes, 1931, and declaring an emergency.

SENATE BILL NO. 277—By CURNUTT of the Senate, and JOHN-SON and HUNT of the House—An Act authorizing livestock inspectors and peace officers to investigate all shipments of livestock and meat and make arrests without warrants for persons in the transportation of same when said officer or officers reasonably believe that said livestock or meat is stolen property.

SENATE BILL NO. 278—By GARVIN—An Act relating to the transfer and expenditure of certain county funds, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 21—By TIMMONS—A Joint Resolution authorizing and empowering the Oklahoma State Tax Commission to refund an overcharge made in 1931.

## SECOND READING

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

SENATE BILL NO. 257—By DUFFY—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 258—By CHAMBERLIN, WILLIS and GARVIN of the Senate, and WORTHINGTON and SPECK of the House—Senator Chamberlin asked unanimous consent, which was granted, to place Senate Bill No. 253 upon the Calendar, without reference to a Committee.

SENATE BILL NO. 259—By FISCHL—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 260—By NICHOLS—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 261—By NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 262—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE BILL NO. 263—By JONES—Referred to Committee on Agriculture.

SENATE BILL NO. 264—By FISCHL, RITZHAUPT, CARMACK and CHAMBERLIN—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 265—By FISCHL—Senator Fischl asked unanimous consent, which was granted, to have Senate Bill No. 265 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 266—By FISCHL—Senator Fischl asked unanimous consent, to which Senator Burns objected, to have Senate Bill No. 266 placed upon the Calendar, without reference to a Committee.

Senator Fischl moved that the rules of the Senate be suspended and Senate Bill No. 266 be placed upon the Calendar, without reference to a Committee.

Senator Nance raised a point of order against the Fischl motion, which was sustained, stating the procedure did not require a suspension of the rules.

Senator Fischl moved that Senate Bill No. 266 be placed upon the Calendar, without reference to a Committee, which motion prevailed.

SENATE BILL NO. 267—By RORSCHACH—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 268—By HILL—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 269—By NANCE—Senator Nance asked unanimous consent, which was granted, to have Senate Bill No. 269 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 270—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 19—By NICHOLS—Senator Nichols asked unanimous consent, which was granted, to have Senate Joint Resolution No. 19 placed upon the Calendar, without reference to a Committee.

SENATE JOINT RESOLUTION NO. 20—By NICHOLS—Senator Nichols asked unanimous consent, which was granted, to have Senate Joint Resolution No. 20 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER—Referred to Committee on Revenue and Taxation.

By unanimous consent, Senate Joint Resolutions Nos. 2, 13, 19



and 20 were ordered withdrawn from committee and placed upon the Calendar.

Upon motion of Senator Nichols, SENATE JOINT RESOLUTIONS NOS. 19, by Nichols, 20, by Nichols, 3, by Wilbanks, MacDonald, Chamberlin and Logan, 13, by MacDonald, 15, by Stewart, 18, by Johnston, Waldrep Taylor, Carmack, Burns, Lowrance, Nichols, Howsley, Ives-ter, Thomas, Pugh, of the Senate, and Byrom, et al., of the House, 4, by Chamberlin, et al., and 2, by Logan, be set for Special Order at 2:00 o'clock p. m., Thursday, March 14, 1935, which motion prevailed.

Senator Briggs asked unanimous consent, which was granted, that Senator Johnston be added as a member of the Committee on Constitution and Constitutional Amendments.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 93—By CAREY, ABERNATHY and SPENCER,

An Act creating three physical or geographical districts in the county of Pottawatomie for the purpose of nominating and electing representatives to the Legislature, and making said physical or geographical districts conform to the physical boundaries of the County Commissioners' districts of Pottawatomie County, as they now exist or may hereafter be changed,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 93.

To the President of the Senate,  
Building.

SIR:

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

## ENGROSSED HOUSE BILL NO. 227—By REED,

An Act validating the collection of the special permits on license fees to hunt deer during the open season declared in 1933; providing for the disposition of funds received from the collection of such special permits or fees; and declaring an emergency.

## ENGROSSED HOUSE BILL NO. 230—By EBY and DOTY,

An Act consolidating township funds in each township in the several counties in the State into a consolidated fund; providing for the transfer of cash on hand in said funds and the apportionment of revenue and tax levies to said consolidated fund and authorizing unpaid warrants to be paid therefrom; providing for the disposition of remaining cash and future collections of revenue and tax levies in such townships and repealing all acts and parts of acts in conflict with this act 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 227 and 230.

To the President of the Senate,  
Building.

SIR:

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

## ENGROSSED SENATE BILL NO. 94—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an act making supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, for the training school for Negro boys, located at Boley, Oklahoma, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 94 was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 105—By COMMITTEE ON AP-  
PROPRIATIONS,

An Act making supplementary appropriation for the State Health  
Department for the remainder of the fiscal year ending June 30,  
1935, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 105 was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 20—By RINEHART,

An Act relating to the termination of life estates in real property  
by county courts and prescribing the procedure therefor; and declaring  
an emergency.

ENROLLED SENATE BILL NO. 130—By RORSCHACH,

An Act making an appropriation for the purpose of removing a  
building and replacing same with a new building at the Whitaker  
State Orphan's Home, and authorizing the State Board of Public  
Affairs to expend said monies, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 20 and 130 were ordered referred to the  
Governor, for consideration.

Senator Nance moved that the Senate resolve itself into Committee  
of the Whole, for the purpose of considering bills under general Order  
on the Calendar, which motion prevailed.



## COMMITTEE OF THE WHOLE.

The following proceedings were had by the Senate, sitting as a Committee of the Whole.

President Pro Tempore Briggs presiding.

## GENERAL ORDER

SENATE BILL NO. 218, by Briggs and Nance, was considered.

Section 1 was read and adopted, upon motion of Senator Timmons.

Section 2 was read.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 218, line 10, page 2, by striking the word, "or," and inserting the word, "of."

IVESTER.

Senator Johnston submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 218, line 13, page 2, by striking the word, "indigent," and inserting the word, "population."

JOHNSTON.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 218, line 13, page 2, by striking after the word, "of," and before the word, "in," line 14, and substituting therefor the words, "indigent, aged, infirm, and unemployables or others entitled to receive aid under the rules and regulations of the said State Board."

TIMMONS.

Upon motion of Senator Hill, Section 2, as amended, was adopted.

Section 3 was read.

Senator Burns submitted the following amendment, which was tabled, upon motion of Senator Hill:

Mr. President: I move to amend Senate Bill No. 218, line 3, page 3, by striking the words, "Chairman of."

BURNS.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 218, by striking all of Section 3 and inserting the following: "There is hereby created in each county of the State a County Welfare Board, hereinafter referred to as "The County Board," which shall consist of the county judge, who shall act as Chairman thereof, County Health Commissioner and Chairman of the Board of County Commissioners."

RITZHAUPT.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 218, line 5, page 3, by adding after the word, "Treasurer," the following: "Provided, however, that the Governor may name some other resident of the county to serve on said county welfare board whenever a county official named as a member of such Board shall fail or refuse to serve."

NANCE.

Senator Chamberlin presiding.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 218, line 5, page 3, by inserting after the word, "Treasurer," the following: "Provided, however, that so long as there is a government set-up in the State of Oklahoma for the distribution of relief funds, appropriated for relief, shall be distributed by federal set-up."

CURNUTT.

Senator Timmons moved that Senate Bill No. 218 be referred to a sub-committee of the Committee of the Whole, for the purpose of re-drafting the bill, with instructions that report be made to the said Committee of the Whole on this legislative day, which motion prevailed, the Presiding Officer appointing as such sub-committee, Senators Timmons, Curnutt and Rinehart.

The above named sub-committee was ordered "excused," for the purpose of committee work.

SENATE BILL NO. 162, by Lowrance, of the Senate, and Freeman and Goodwin, of the House, was taken up for consideration.

Section 1 was read.

Senator Duffy submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 162, line 7, page

2, by adding after the word, "Noble," at end of line 7, the following: "which District shall nominate and elect two District Judges at large."

DUFFY.

Senator Lowrance asked unanimous consent, which was granted, to submit the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 162, line 1, page 6, by striking the word, "August," and inserting the word, "July."

LOWRANCE.

By unanimous consent, further consideration of Senate Bill No. 162 was deferred for this legislative day, the bill to retain its place on the calendar.

Senator Burns moved that HOUSE BILL NO. 29, by Abernethy (Harmon) et al, be ordered withdrawn from the Committee on State and County Affairs and placed upon the calendar.

Senator Briggs raised a point of order against the Burns motion, which was sustained, stating the Senate was resolved into a Committee of the Whole.

Upon motion of Senator Fischl, SENATE BILL NO. 152, by Briggs, Rinehart, Timmons, of the Senate, and Ellis, of the House, was considered.

Section 1 was read.

Senator Ivester asked unanimous consent, which was granted, to defer further consideration of Senate Bill No. 152 to some future legislative day.

SENATE BILL NO. 30, by Chamberlin, et al, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Senator Stewart moved that, when the Committee of the Whole arises, it report Senate Bill No. 30 Do Pass, which motion prevailed.

Upon motion of Senator Nichols, Committee substitute for SENATE BILL NO. 111, by Committee on Appropriations, was considered.

Senator Albright presiding.

Section 1 was read.

Senator Briggs submitted the following amendment, which was adopted:



Mr. President: I move to amend Senate Bill No. 111, line 4, page 4, by striking the word, "TEACHERS."

BRIGGS.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend committee substitute for Senate Bill No. 111, line 1½, page 5, by adding the following:

"STATE TEXTBOOK COMMISSION:

"To pay per diem and expenses of members, as provided by House Bill No. 121, Chapter 84, Session Laws 1933.....\$3,269.98."

FISCHL.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 111, by striking lines 11, 12 and 13, page 4.

PUGH.

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

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 111, by adding after the word, "Institution," end of line 3, the following, "Departments, Commissions and Boards."

FISCHL.

Senator Nichols moved that, when the Committee of the Whole arises, it report Senate Bill No. 111, as amended, Do Pass, which motion prevailed.

SENATE BILL NO. 85, by Curnutt, Rinehart and Timmons, was considered.

Section 1 was read.

Senator Johnston submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 85, by adding at the end of Section 1, the following: "Provided the provisions of this Act shall not apply to members of the Senate of the Fifteenth Legislature."

JOHNSTON.

Senator Curnutt moved to table the Johnston amendment.

Senator Thomas, as a substitute for all pending motions, moved that further consideration of Senate Bill No. 85 be indefinitely postponed, which motion was tabled, upon motion of Senator Curnutt.

The vote occurring on the Curnutt motion, it was declared adopted.

Senator Fidler submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 85, line 5, page 2, by striking the figures, "\$750.00," and inserting the following: "\$1,500.00; provided 70% of the money be returned to the candidate, provided he polls more than 10% of the total vote cast."

FIDLER.

Senator Logan asked unanimous consent, which was granted, to be "excused," for the remainder of this and the next legislative day, for the purpose of attending the funeral of M. P. Hammond, President of the Northeastern State Teachers' College, at Tahlequah.

Senator Whitaker, as a substitute for the Fidler amendment, moved that Section 1 of Senate Bill No. 85 be stricken, which motion was tabled, upon motion of Senator Curnutt, the roll call thereon being as follows:

AYE:

Albright,	Carmack,	George,	Paul,
Briggs,	Curnutt,	Johnston,	Rinehart,
Burns,	Fidler,	Jones,	Stewart.
Bushyhead,	Fischl,	Lowrance,	
Carlile,	Garvin,	Nichols,	Total, 18.

NAY:

Chamberlin,	Ivester,	Rorschach,	Whitaker,	Wright.
Duffy,	Pugh,	Taylor,	Wilbanks,	
Hill,	Ritzhaupt,	Thomas,	Willis,	Total, 13.

EXCUSED:

Commins,	Logan,	Howsley.	Total, 3.
----------	--------	----------	-----------

NOT VOTING:

Broaddus,	MacDonald,	Sowards,	Waldrep.
Hutchinson,	Nance,	Spencer,	
King,	Ray,	Timmons,	Total, 10.

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

Mr. President: I move to amend Senate Bill No. 85, line 6, page 2, by changing lines 6 to 13, page 2, to read as follows:

"Candidates for any party nomination for District Judge shall pay a filing fee of \$200.00.



"Candidates for any party nomination for State Senate shall pay a filing fee of \$100.00.

"Candidates for any party nomination for State Representative shall pay a filing fee of \$50.00.

"Candidates for any party nomination for any county office shall pay a filing fee of \$25.00.

"Any candidate for any party nomination for any State office shall pay a fee of \$300.00.

"Any candidate for Representative to the United States Congress shall pay a filing fee of \$250.00."

FISCHL.

Senator Timmons asked unanimous consent, which was granted, to submit the following report on behalf of the sub-committee, appointed under SENATE BILL NO. 218, which was read at length, as follows, and adopted upon his motion:

Mr. President: We, your sub-committee, to whom was referred Senate Bill No. 218, beg leave to report that after careful consideration, we submit herewith for your consideration the following:

TIMMONS.

SENATE BILL NO. 218—By BRIGGS and NANCE.

AN ACT CREATING A STATE PUBLIC WELFARE BOARD; CREATING A COUNTY PUBLIC WELFARE BOARD IN EACH COUNTY OF THE STATE; DESIGNATING THE MEMBERSHIP OF EACH BOARD; PRESCRIBING THEIR DUTIES AND POWERS; GIVING SAID BOARD GENERAL SUPERVISION OVER THE DISTRIBUTION OF RELIEF FOR INDIGENT, AGED, INFIRM, UNEMPLOYABLES, ETC., GIVING SAID BOARD POWER TO PRESCRIBE RULES AND REGULATIONS FOR THE ADMINISTRATION AND DISTRIBUTION OF RELIEF, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. There is hereby created a State Public Welfare Board for the State of Oklahoma, to be composed of the Governor, the Chairman of the State Board of Affairs, the State Treasurer, the State Commissioner of Health and the Adjutant General. The Governor shall be Chairman of the Board and the members thereof shall receive no compensation or remuneration for their services. The Board shall meet at the State Capitol upon call of the Governor.

SECTION 2. The State Board shall have general supervision of all funds and other forms of relief that may be appropriated by, or received by the State for the relief of the indigent, aged, infirm and unemployables of the State and such unemployed employables as may be found under the rules and regulations promulgated by said State Board to be entitled to receive aid. It shall be the duty of said Board to provide rules for the distribution of and to distribute said funds and other forms of relief to the County Boards of the various Counties



of the State. Said State Board shall ascertain the number of indigents, aged, infirm, unemployables and unemployed employables as determined by the provisions of this Act in each County and shall apportion said relief to each County respectively in proportion to the number of persons entitled to receive aid under the provisions of this Act in said County. Said State Board shall prescribe rules and regulations for the administration of such relief by the various County Boards of the State.

SECTION 3. There is hereby created in each County of the State a County Public Welfare Board hereinafter referred to as the County Board, which shall consist of the County Judge, who shall act as Chairman thereof, County Superintendent of Public Instruction, Chairman of Board of County Commissioners, County Superintendent of Public Health and the County Treasurer. In case of the demise, failure or refusal of the above designated officials to serve on said Board, the Governor may name another resident of said County to serve on said County Welfare Board.

SECTION 4. It shall be the duty of the County Board of each County to administer and distribute all funds or other forms of relief allotted to it by the State Board or coming to it from any other source, to those entitled to receive aid under the provisions of this Act residing in said County under the direction of and under the rules and regulations prescribed by the said State Board. The County Board may prescribe rules and regulations for the administration and distribution of said relief not inconsistent with the rules and regulations and directions of the State Board.

SECTION 5. All funds under the control of the State Board shall be deposited with the State Treasurer who shall deposit the same in a separate account to be expended under the direction of the State Board. All funds under the control of the County Board shall be deposited with the County Treasurer who shall deposit same in a separate account to be expended by the County Board under the rules and regulations and directions of the State Board. The official bond of the State Treasurer and of each County Treasurer shall be liable for the misappropriation of any of the funds deposited with them to be administered under this Act. Said State Board shall have the power and authority to co-operate in any manner with any Federal Relief Agency or other agency of the United States Government.

SECTION 6. There is hereby appropriated out of the general revenue fund of the State not otherwise appropriated, the sum of Six Hundred Thousand Dollars (\$600,000.00) to be used for the immediate relief of the indigent, aged, infirm and unemployables of the State and such unemployed employables as may be found under the rules and regulations promulgated by said State Board to be entitled to receive aid. The State Board shall have authority to transfer or place at the disposal of any Federal Relief Agency any amount of said sum herein appropriated as is deemed necessary to carry out the provisions of this Act.

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 whereof this Act shall take effect and be in full force from and after its passage and approval.

Senator Timmons moved that the vote be reconsidered by which Sections 1 and 2 of the original bill were adopted, which motion prevailed.

Upon motion of Senator Timmons, Senate Bill No. 218, as re-drafted by the sub-committee was considered.

Sections 1, 2, 3, and 4 were read and adopted, upon motions of Senator Timmons.

Section 5 was read.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 218, by inserting at the end of Section 5, the following: "Provided, however, any county board that does not desire to distribute the funds allocated to the respective counties, said State board shall have power and authority to distribute said county's funds through the federal relief set-up."

CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to amend his amendment, by striking from the end of the paragraph the words, "the Federal relief set-up," and insert the words, "any state or federal relief agency."

The vote occurring on the Curnutt amendment, as amended, it was declared adopted.

Upon motion of Senator Timmons, Section 5, as amended, was adopted.

Senator Chamberlin asked unanimous consent, which was granted, to submit the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend Section 3, of Senate Bill No. 218, by striking the following named officials: "County Superintendent of Public Instruction and County Treasurer."

CHAMBERLIN.

Section 6 was read.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 218, in line 7 of Section 6, after the word, "any," and before the word, "Federal," by inserting the words, "State or."

NANCE.

Upon motion of Senator Timmons, Section 6, as amended, was adopted.



Upon motion of Senator Timmons, the title of Senate Bill No. 218 was ordered amended to conform with the bill, as amended.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 218, by inserting new section, to be known as Section 7 and re-numbering succeeding sections: "Section 7. The provisions of this act are not intended to repeal Senate Bill No. 1, passed by the 15th Legislature, but are and shall be cumulative thereto."

BRIGGS.

Senator Timmons moved that, when the Committee of the Whole arises, it report Senate Bill No. 218, as amended, Do Pass, which motion prevailed.

Upon motion of Senator Timmons, the Committee of the Whole arose and reported as follows:

Senator Nance presiding.

Mr. President: We, the Committee of the Whole, to whom was referred bills under General Order, beg leave to report that SENATE BILL NO. 30 Do Pass and SENATE BILL NOS. 111 and 218, each as amended, Do Pass.

ALBRIGHT, Chairman.

Upon motion of Senator Albright, the report of the Committee of the Whole was adopted.

Upon motion of Senator Timmons, SENATE BILL NO. 218, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Bill No. 218, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 218 was read at length for the third time.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Timmons,
Briggs,	Duffy,	Johnston,	Ray,	Whitaker,
Broadus,	Fidler,	Jones,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis.
Carlile,	Garvin,	Nance,	Spencer,	
Carnack,	George,	Nichols,	Stewart,	
Chamberlin,	Hill,	Paul,	Thomas,	Total, 32.



EXCUSED:  
Commons,      Howsley,      Logan.      Total, 3.

NOT VOTING:  
Bushyhead,      King,      Rinehart,      Taylor,      Wright.  
Hutchinson,      MacDonald,      Rorschach,      Waldrep,      Total, 9.

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:

AYE:  
Albright,      Curnutt,      Ivester,      Pugh,      Timmons,  
Briggs,      Duffy,      Johnston,      Ray,      Whitaker,  
Broadus,      Fidler,      Jones,      Ritzhaupt,      Wilbanks,  
Burns,      Fischl,      Lowrance,      Sowards,      Willis.  
Carlile,      Garvin,      Nance,      Spencer,  
Carmack,      George,      Nichols,      Stewart,  
Chamberlin,      Hill,      Paul,      Thomas,      Total, 32.

EXCUSED:  
Commons,      Howsley,      Logan.      Total, 3.

NOT VOTING:  
Bushyhead,      King,      Rinehart,      Taylor,      Wright.  
Hutchinson,      MacDonald,      Rorschach,      Waldrep,      Total, 9.

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. 218, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

Upon motion of Senator Briggs, SENATE BILL NO. 111, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Bill No. 111, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 111 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Johnston,	Paul,	Whitaker,
Briggs,	Duffy,	Jones,	Ray,	Wilbanks,
Broadus,	Fidler,	King,	Ritzhaupt,	Willis.
Burns,	Fischl,	Lowrance,	Sowards,	
Carlile,	Garvin,	MacDonald,	Spencer,	
Carmack,	George,	Nance,	Thomas,	
Chamberlin,	Hill,	Nichols,	Timmons,	Total, 31.

NAY:

Ivester,	Pugh,	Stewart.	Total, 3.
----------	-------	----------	-----------

EXCUSED:

Commons,	Howsley,	Logan.	Total, 3.
----------	----------	--------	-----------

NOT VOTING:

Bushyhead,	Rinehart,	Taylor,	Wright.
Hutchinson,	Rorschach,	Waldrep,	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:

AYE:

Albright,	Curnutt,	Johnston,	Paul,	Whitaker,
Briggs,	Duffy,	Jones,	Ray,	Wilbanks,
Broadus,	Fidler,	King,	Ritzhaupt,	Willis.
Burns,	Fischl,	Lowrance,	Sowards,	
Carlile,	Garvin,	MacDonald,	Spencer,	
Carmack,	George,	Nance,	Thomas,	
Chamberlin,	Hill,	Nichols,	Timmons,	Total, 31.

NAY:

Ivester,	Pugh,	Stewart.	Total, 3.
----------	-------	----------	-----------

EXCUSED:

Commons,	Howsley,	Logan.	Total, 3.
----------	----------	--------	-----------

NOT VOTING:

Bushyhead,	Rinehart,	Taylor,	Wright.
Hutchinson,	Rorschach,	Waldrep,	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.

Senate Bill No. 111, as amended, was ordered referred for engrossment.

### GENERAL ORDER

Upon motion of Senator Chamberlin, SENATE BILL NO. 30 was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 30 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 30 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Taylor,
Briggs,	Duffy,	Jones,	Ray,	Thomas,
Broadbuss,	Fidler,	King,	Rinehart,	Timmons,
Burns,	Fischl,	Lowrance,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	MacDonald,	Rorschach,	Willbanks,
Carlile,	George,	Nance,	Sowards,	Willis,
Carmack,	Hill,	Nichols,	Spencer,	Wright,
Chamberlin,	Ivester,	Paul,	Stewart,	Total, 39.

#### EXCUSED:

Commons,	Howsley,	Logan.	Total, 3.
----------	----------	--------	-----------

#### NOT VOTING:

Hutchinson,	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.

Senate Bill No. 30 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 94 and 105 correctly enrolled.

WILLIS, Chairman.

Senate Bills Nos. 94 and 105 were read at length for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer and ordered transmitted to the Honorable House, for consideration.

### GENERAL ORDER

Upon motion of Senator Fischl, SENATE BILL NO. 85, by Curnutt, et al., was referred to a Special Committee, composed of Senators



Curnutt, Fidler and Fischl, with instructions to report back to the Senate on the next legislative day.

SENATE BILL NO. 195, by Jones, was considered.

Section 1 was read and adopted, upon motion of Senator Jones.

Upon motion of Senator Jones, Senate Bill No. 195 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and Senate Bill No. 195 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	Curnutt,	King,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	Lowrance,	Rorschach,	Wilbanks,
Broadus,	Fidler,	MacDonald,	Sowards,	Willis.
Burns,	Fischl,	Nance,	Spencer,	
Bushyhead,	Garvin,	Nichols,	Stewart,	
Carlile,	George,	Paul,	Taylor,	
Carmack,	Johnston,	Ray,	Thomas,	
Chamberlin,	Jones,	Rinehart,	Timmons,	Total, 35.

#### NAY:

Pugh. Total, 1.

#### EXCUSED:

Commons, Howsley, Logan. Total, 3.

#### NOT VOTING:

Hill,	Ivester,	Wright.
Hutchinson,	Waldrep,	Total, 5.

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:

AYE:				
Albright,	Curnutt,	King,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	Lowrance,	Rorschach,	Wilbanks,
Broadus,	Fidler,	MacDonald,	Sowards,	Willis.
Burns,	Fischl,	Nance,	Spencer,	
Bushyhead,	Garvin,	Nichols,	Stewart,	
Carlile,	George,	Paul,	Taylor,	
Carmack,	Johnston,	Ray,	Thomas,	
Chamberlin,	Jones,	Rinehart,	Timmons,	Total, 35.

NAY:	
Pugh.	Total, 1.

EXCUSED:		
Commons,	Howsley,	Logan.
		Total, 3.

NOT VOTING:		
Hill,	Ivester,	Wright.
Hutchinson,	Waldrep,	Total, 5.

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. 195 was ordered referred for engrossment.

### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 240, by Timmons, entitled

An Act for safeguarding life and property, the prevention of fraud, and promoting the welfare of the public; creating an Electrical Administrative Board of the State of Oklahoma; directing the Electrical Administrative Board to appoint an Electrical Inspector, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RINEHART, Chairman.

Upon motion of Senator Fischl, the Senate adjourned, to meet under the rules.

## FORTY-SIXTH LEGISLATIVE DAY

WEDNESDAY, MARCH 13, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broadus,	Fidler,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Taylor,	Total, 43.

## EXCUSED:

Logan. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Chamberlin asked unanimous consent, which was granted, to reconsider the vote by which SENATE BILL NO. 30 was passed on the last legislative day.

Senator Chamberlin asked unanimous consent, which was granted, to submit the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 30, line 14, page 4, by creating a new section, to be known as Section 2, as follows: "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." And by amending the title, by adding the words, "AND DECLARING AN EMERGENCY."

CHAMBERLIN.

SENATE BILL NO. 30 was read at length.



The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:

Albright,	Fidler,	Lowrance,	Rorschach,	Wilbanks,
Briggs,	Fischl,	MacDonald,	Sowards,	Willis,
Broadus,	George,	Nance,	Spencer,	Wright.
Burns,	Hill,	Paul,	Stewart,	
Carmack,	Howsley,	Pugh,	Taylor,	
Chamberlin,	Hutchinson,	Ray,	Thomas,	
Curnutt,	Johnston,	Rinehart,	Timmons,	
Duffy,	King,	Ritzhaupt,	Waldrep,	Total, 35.

EXCUSED:

Logan. Total, 1.

NOT VOTING:

Bushyhead,	Commons,	Ivester,	Nichols,	
Carlile,	Garvin,	Jones,	Whitaker.	Total, 8.

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:

AYE:

Albright,	Fidler,	Lowrance,	Rorschach,	Wilbanks,
Briggs,	Fischl,	MacDonald,	Sowards,	Willis,
Broadus,	George,	Nance,	Spencer,	Wright.
Burns,	Hill,	Paul,	Stewart,	
Carmack,	Howsley,	Pugh,	Taylor,	
Chamberlin,	Hutchinson,	Ray,	Thomas,	
Curnutt,	Johnston,	Rinehart,	Timmons,	
Duffy,	King,	Ritzhaupt,	Waldrep,	Total, 35.

EXCUSED:

Logan. Total, 1.

NOT VOTING:

Bushyhead,	Commons,	Ivester,	Nichols,	
Carlile,	Garvin,	Jones,	Whitaker.	Total, 8.

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. 30, as amended, was ordered referred for engrossment.

## COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 10, Senate Bills Nos. 111, 218 correctly engrossed and Senate Bills Nos. 92 and 103 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 10 and ordered it referred for enrollment.

The President, in open session, signed Engrossed Senate Bills Nos. 111 and 218 and ordered each transmitted to the Honorable House for consideration.

Senator Stewart presiding.

Senate Bill No. 92 was read at length 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 Willis presiding.

Senate Bill No. 103 was read at length 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.

President Berry presiding.

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 Bill No. 261 by Nichols, entitled:

A Bill to be entitled An Act making appropriation for the State Prison at McAlester, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 262 by Committee on Appropriations, entitled:

A Bill to be entitled An Act making an appropriation for the purpose of paying the former State Fire Marshal, the Chief Assistant, the Secretary and other assistant fire marshals, the remainder of salaries to which they are entitled, 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.

NICHOLS, Chairman.

Upon motion of Senator Willis, HOUSE BILL NO. 21, by Hankla of the House, and Willis of the Senate, was ordered withdrawn from the Committee on Privileges and Elections and placed upon the Calendar.

#### MESSAGE

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate.

Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 1, entitled:

ENROLLED SENATE BILL NO. 1—By CHAMBERLIN, NANCE, RITZHAUPT, HILL, THOMAS, CARMACK, PAUL, SOWARDS, CARLILE, WILLIS, GEORGE, BUSHYHEAD, KING, DUFFY, JONES, RINEHART, MacDONALD, RAY, BURNS, TAYLOR, JOHNSTON and FIDLER, entitled:

An Act creating the State Board of Public Welfare and creating in the several counties of the State, County Welfare Boards; defining powers and duties of such State Board and the powers and duties of such County Boards; appropriating the sum of one million five hundred thousand (\$1,500,000.00) Dollars for the remainder of the current fiscal year 1934-35 and for the fiscal year 1935-36 to supplement the funds of the various counties which have been or may be appropriated for the care of the poor and the indigent and the widows of such counties; providing for the making of uniform rules and regulations to carry out the provisions of this Act; directing the manner and method of distributing the funds hereby appropriated, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,

Governor of the State of Oklahoma.

Senator Stewart moved that SENATE BILL NO. 251, by Stewart, Briggs, Fischl, Nance, et al., be ordered withdrawn from the Committee on Fish and Game and placed upon the Calendar.

Senator Curnutt raised a point of order against the Stewart motion, which was adopted, stating the motion would require a suspension of the rules.



Senator Stewart moved that the rules of the Senate be suspended and Senate Bill No. 251 be ordered withdrawn from the Committee on Fish and Game and placed upon the Calendar, which motion failed of adoption.

### FIRST READING

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

SENATE BILL NO. 279—By TIMMONS, BROADDUS, BRIGGS, et al.—An Act to amend Section 1135, Oklahoma Statutes 1931, to prevent non-residents and foreign trust companies from becoming administrators of the estates of deceased residents, with certain exceptions, and declaring an emergency.

SENATE BILL NO. 280—By DUFFY—An Act authorizing municipal corporations owning waterworks plants and distributing systems to extend their lines or services beyond the corporate limits of the City, and to construct, own, maintain and operate water lines beyond the corporate limits of said City, and to do other things necessary to provide or supply water to any person, firm or corporation beyond the corporate limits of said City to the same extent as may be done within the limits of such corporation; repealing Section 6058, Oklahoma Statutes, 1931, etc, and declaring an emergency.

SENATE BILL NO. 281—By BROADDUS—An Act requiring parties claiming damages for personal injury to submit to examination by physician or physicians appointed by the trial Judge, and upon refusal to submit to such examination, to have the fact of such refusal admitted in evidence upon the trial.

SENATE BILL NO. 282—By BROADDUS—An Act authorizing the taking of evidence of parties by deposition, after the filing of a tort action, and declaring an emergency.

SENATE BILL NO. 283—By BROADDUS (by request)—An Act apportioning the fifteen mill ad valorem tax levy authorized by the amendment to Section 9, Article 10, of the Constitution of Oklahoma, approved August 15, 1933, to counties, cities, towns and school districts; repealing conflicting laws, and declaring an emergency.

SENATE BILL NO. 284—By ALBRIGHT—An Act amending Section 12346 of the Oklahoma Compiled Statutes of 1931, providing that the County Assessor shall be authorized to employ a deputy, whose duties shall be to discover property omitted from taxation, and fixing his compensation, and providing the procedure for the listing and assessment of such omitted property and declaring an emergency.

SENATE JOINT RESOLUTION NO. 22—By WRIGHT, BRIGGS and HUTCHINSON—A Joint Resolution authorizing, empowering and directing the State Highway Commission to conduct an investigation and hearing to determine the amount of damages, if any, sustained by Paul V. Pearce and Claud Baldwin in the Wister flood in April 1927, and to pay the amount of such damages out of the State Highway Construction and Maintenance fund; authorizing the said Paul

V. Pearce and Claud Baldwin to bring an Action against the State of Oklahoma to determine the State's liability for and to recover the amount of such damages in case Sections 1 and 2 of this resolution are held unconstitutional or invalid by a Court of competent jurisdiction, or in event the said Paul V. Pearce and Claud Baldwin shall consider themselves aggrieved by the insufficiency of the amount of damages fixed by the State Highway Commission; and declaring an emergency.

Senator Nance moved that the Senate work under a Call of the House, which motion prevailed.

Upon a roll call being ordered, the following were noted "absent:" Senators Carlile, Curnutt, Hill, Thomas and Whitaker.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator Hill asked to be recorded "present," which was the order.

#### SECOND READING

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

SENATE BILL NO. 271—By TIMMONS—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 272—By HILL and NICHOLS—Referred to Committee on Appropriations.

SENATE BILL NO. 273—By SPENCER—Referred to Committee on Criminal Jurisdiction.

SENATE BILL NO. 274—By FISCHL—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 275—By RITZHAUPT—Referred to Committee on Roads and Highways.

SENATE BILL NO. 276—By HILL—Senator Hill asked unanimous consent, to which Senator Burns objected, to have Senate Bill No. 276 placed upon the Calendar, without reference to a committee.

Upon motion of Senator Hill, Senate Bill No. 276 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 277—By CURNUTT of the Senate, and JOHNSTON and HUNT of the House—Referred to Committee on Livestock and Tenant Farming.

SENATE BILL NO. 278—By GARVIN—Referred to Committee on State and County Affairs.

SENATE JOINT RESOLUTION NO. 21—By TIMMONS—Senator

Timmons asked unanimous consent, which was granted, to have Senate Joint Resolution No. 21 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 93—By CAREY, ABERNATHY and SPENCER—Referred to Committee on Congressional and Legislative Re-Districting.

ENGROSSED HOUSE BILL NO. 227—By REED—Referred to Committee on Fish and Game.

ENGROSSED HOUSE BILL NO. 230—By EBY and DOTY—Referred to Committee on State and County Affairs.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 195 correctly engrossed and Senate Resolution No. 10 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 195 and ordered the bill transmitted to the Honorable House, for consideration.

The President, in open session, signed Enrolled Senate Resolution No. 10 and ordered the same transmitted to the Secretary of State.

Senators Curnutt, Carlile, Thomas and Whitaker asked to be recorded "present," which was the order.

Senator Wilbanks moved that the vote be reconsidered by which ENGROSSED HOUSE BILL NO. 4, as amended in conference, failed of passage.

Senator Stewart moved to table the Wilbanks motion, which failed of adoption.

The vote occurring on the Wilbanks motion, it was declared adopted.

Upon motion of Senator Fischl, the Senate proceeded to call the roll on final passage of House Bill No. 4, as amended in conference.

HOUSE BILL NO. 4, as amended in conference, was read at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:

Albright,	Fischl,	Nance,	Rorschach,	Wilbanks,
Carlile,	Garvin,	Nichols,	Sowards,	Willis,
Carmack,	Howsley,	Paul,	Taylor,	Wright.
Commons,	Hutchinson,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Timmons,	
Duffy,	Lowrance,	Rinehart,	Waldrep,	Total, 27.



NAY:			
Briggs,	Fidler,	Johnston,	Spencer,
Broadbuss,	George,	King,	Stewart,
Burns,	Hill,	MacDonald,	Whitaker.
Chamberlin,	Ivester,	Ritzhaupt,	Total, 15.

EXCUSED:  
Logan. Total, 1.

NOT VOTING:  
Bushyhead. 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. 4, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 55—By THE COMMITTEE ON SOLDIERS' RELIEF,

An Act making appropriation for the salaries, operation and maintenance of the Soldiers' Tubercular Sanatorium, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 55.

To the President of the Senate,  
Building,

SIR:

I am directed by the House of Representatives to advise you, and

through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

**ENGROSSED HOUSE BILL NO. 87—By COMMITTEE ON REVENUE AND TAXATION,**

An Act amending Section 5, Chapter 103, Session Laws of 1933, and Section 12445, Oklahoma Statutes, 1931, relating to the payment of gross production tax on asphalt, ores bearing lead, zinc, jack, gold, silver, copper, petroleum, crude oil, other mineral oil, natural gas and/or casinghead gas; providing for apportionment of taxes and penalties; providing for the enforcement of said Act; making an apportionment for the collection thereof; repealing conflicting laws,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Abernethy of Harmon, Whitaker, Worthington, Wooten, Coe, Martin, Johnson of Osage, Coleman, Deaton.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Commons moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 87, be granted and the President appoint nine Senate Conferees thereunder, which motion prevailed, the President appointing as the Senate conferees thereunder Senators Commons, Nance, Stewart, Spencer, Timmons, Curnutt, Fidler, Fischl and Albright.

To the President of the Senate,  
Building,

SIR:

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

**ENROLLED HOUSE BILL NO. 1—By SULLIVAN, CAMPBELL, FRAZIER, TWIDWELL, SPEAR, COOK, ALLEN, PUGH, KING, BOGGS, HOWELL, HUNT of Pittsburg, TRAW, STANDRIDGE, O'BRIEN and BREWER,**

An Act appropriating the sum of Seventy-nine Hundred Dollars for the purpose of repairing the library building of the Southeastern State Teachers' College, to be used and expended by the Board of Control of said college, 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 signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 1 was read at length 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,  
Building,  
SIR:

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

ENROLLED HOUSE BILL NO. 42—By GREGORY and BYROM,

An Act relating to the county fair funds of counties; providing that any cash surplus therein in excess of the estimated needs for the current fiscal year may be used to pay any outstanding warrants of any previous fiscal year issued against said fund; repealing conflicting laws, 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 signed by the Speaker Pro Tem in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 42 was read at length 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,  
Building,  
SIR:

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

ENROLLED SENATE BILL NO. 94—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, for the Training School for Negro Boys, located at Boley, Oklahoma, and declaring an emergency.

ENROLLED SENATE BILL NO. 105—By COMMITTEE ON APPROPRIATIONS,

An Act making supplementary appropriation for the State Health Department for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Enrolled Senate Bills Nos. 94 and 105 were ordered referred to the Governor, for consideration.

Senator Waldrep presiding.

#### RESOLUTION

Senator Fidler asked unanimous consent, which was granted, to introduce a Resolution, the title of which follows:

SENATE CONCURRENT RESOLUTION NO. 10—By FIDLER—A Concurrent Resolution memorializing and requesting the Congress of the United States to pay to Zoe A. Tilghman, the widow of Wm. (Bill) Tilghman, on account of the killing of said Wm. (Bill) Tilghman, by Federal Prohibition Officer.

Senate Concurrent Resolution No. 10 was ordered printed and placed upon the Calendar.

#### GENERAL ORDER

SENATE BILL NO. 258, by Chamberlin, Willis and Garvin, of the Senate, and Worthington and Speck, of the House, was considered.

Section 1 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 258, line 2, page 1, by striking the word, "State."

CHAMBERLIN.

Senator Garvin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 258, lines 3 and 4, page 1, by striking the words, "at a rate of speed in excess of 15 miles per hour," and in line 6, page 1, by striking the period after the word, "truck," and adding the following: "unless and until the person operating such motor vehicle causes such motor vehicle to come to a full stop at a distance of not more than one hundred feet and not less than fifteen feet from such school bus or truck."

GARVIN.

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

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

Senator Fischl submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 258, line 5½, page 2, by adding a new section, to be known as Section 3, as follows:

"Section 3. It shall be the duty of the State Highway Department to place suitable signs at convenient places upon State highways, warning users of the highways to obey the provisions of this law." And by renumbering succeeding section.

FISCHL.

Senator Fischl asked unanimous consent, which was granted, to insert after the words, "State Highway Department," the words "and County Commissioners," and after the word, "state," and before the word "highways," by inserting the words, "and county."

The vote occurring on the Fischl amendment, as amended, it was declared adopted.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Bill No. 258, line 2, by striking the word, "of," and inserting the word, "on," and in lines 5, 6 and 7, strike the words, "AT A RATE OF SPEED IN EXCESS OF FIFTEEN MILES PER HOUR," and insert, "AFTER FIRST COMING TO A FULL STOP WITHIN CERTAIN DISTANCES."

CHAMBERLIN.

Upon motion of Senator Chamberlin, Senate Bill No. 258, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 258, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 258 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Briggs,	Duffy,	Ivester,	Rinehart,	Whitaker,
Broadbuss,	Fidler,	Johnston,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Jones,	Rorschach,	Willis,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Nichols,	Spencer,	
Carmack,	Hill,	Paul,	Thomas,	
Chamberlin,	Howsley,	Pugh,	Timmons,	
Commons,	Hutchinson,	Ray,	Waldrep,	Total, 36.

#### NAY:

Stewart.	Total, 1.
----------	-----------

## EXCUSED:

Logan. Total, 1.

## NOT VOTING:

Albright,	Lowrance,	Nance,	
Curnutt,	MacDonald,	Taylor.	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:

## AYE:

Briggs,	Duffy,	Ivester,	Rinehart,	Whitaker,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Jones,	Rorschach,	Willis,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Nichols,	Spencer,	
Carmack,	Hill,	Paul,	Thomas,	
Chamberlin,	Howsley,	Pugh,	Timmons,	
Commons,	Hutchinson,	Ray,	Waldrep,	Total, 36.

## NAY:

Stewart. Total, 1.

## EXCUSED:

Logan. Total, 1.

## NOT VOTING:

Albright,	Lowrance,	Nance,	
Curnutt,	MacDonald,	Taylor.	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. 258, as amended, was ordered referred for engrossment.

## GENERAL ORDER

Senator Howsley asked that SENATE BILL NO. 222, by Howsley, of the Senate, and Pauls and Howell, of the House, be considered, which was the order.

Sections 1 and 2 were read and adopted, upon motions of Senator Howsley.

Upon motion of Senator Howsley, Senate Bill No. 222 was advanced to engrossment and third reading.



Upon motion of Senator Howsley, the rules of the Senate were suspended and Senate Bill No. 222 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 222 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Waldrep,
Briggs,	Duffy,	Johnston,	Ray,	Whitaker,
Burns,	Fidler,	Jones,	Rinehart,	Wilbanks,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Willis,
Carlile,	George,	Lowrance,	Rorschach,	Wright.
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Thomas,	Total, 37.

#### EXCUSED:

Logan. Total, 1.

#### NOT VOTING:

Broaddus,	MacDonald,	Taylor,	
Garvin,	Spencer,	Timmons.	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:

#### AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Waldrep,
Briggs,	Duffy,	Johnston,	Ray,	Whitaker,
Burns,	Fidler,	Jones,	Rinehart,	Wilbanks,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Willis,
Carlile,	George,	Lowrance,	Rorschach,	Wright.
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Thomas,	Total, 37.

#### EXCUSED:

Logan. Total, 1.

#### NOT VOTING:

Broaddus,	MacDonald,	Taylor,	
Garvin,	Spencer,	Timmons.	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. 222 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 30 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 30 and ordered the bill transmitted to the Honorable House, for consideration.

#### GENERAL ORDER

Senator Paul asked that SENATE BILL NO. 234, by Paul, be considered, which was the order.

Section 1 was read.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend Senate Bill No. 234, line 7, page 1, by striking the figures, \$5,000.00," and inserting the figures, "\$3,600.00."

PUGH.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Paul:

Mr. President: I move to amend Senate Bill No. 234, lines 4 and 5, page 1, by striking the word, "Governor," and inserting the words, "Commissioners of the Land Office."

STEWART.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, lines 4 and 5, page 1, after the word, "Governor," and before the word, "The," by striking the period and adding the words, "with the advice and consent of the Senate."

IVESTER.

Upon motion of Senate Paul, Section 1, as amended, was adopted.

Section 2 was read.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Paul:

Mr. President: I move to amend Senate Bill No. 234, by adding at the end of Section 2, the following: "Provided all employees appointed by the Executive Manager shall be approved by the Commissioners of the Land Office."

STEWART.

Senator Howsley submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 14, page 2, by inserting after the word, "loans," the following, "or renewing existing loans".

HOWSLEY.

Senator Howsley submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 7, page 3, by adding after the word, "Agricultural," and before the word, "leases," the words, "and grazing".

HOWSLEY.

Senator Howsley submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 2, page 4, by striking after the words, "Land Office," the period and inserting a comma, and by striking the words, "The Oil and Gas," in line 2, page 4, and inserting the words, "and said".

HOWSLEY.

Senator Garvin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 18, page 4, by striking after the word, "at," and before the words, "per annum," the figures "\$2400.00," and inserting the figures, "\$3600.00," and in line 3, page 7, after the word, "of," and before the words, "per annum," by striking the figures, "\$2400.00," and inserting the figures, "\$3600.00."

GARVIN.

Upon motion of Senator Paul, Section 2, as amended, was adopted.

Sections 3 and 4 were read and adopted, upon motions of Senator Paul.

Section 5 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 10, page 9, by striking after the word, "rights," and before the word, "in,"



the word, "to," and inserting a comma and adding the words, "except in cases where mineral rights have been reserved by an Act of the United States Congress."

CURNUTT.

Upon motion of Senator Paul, Section 5, as amended, was adopted.

Sections 6 and 7 were read and adopted, upon motions of Senator Nance.

Section 8 was read.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, lines 5 to 10, page 11, by striking all of Section 8 and re-numbering succeeding sections.

IVESTER.

Section 9, being re-numbered Section 8, was read and adopted, upon motion of Senator Paul.

Section 9 was read.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 6, page 12, by inserting after the word, "mortgage," and before the word, "and," the following: "except as to homesteads actually occupied by the fee owner in which case the appointment of receiver shall be discretionary with the court."

DUFFY.

Upon motion of Senator Paul, Section 9, as amended, was adopted.

Sections 10 and 11 were read and adopted, by unanimous consent.

Section 12 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 11, page 15, by striking after the word, "five," and before the word, "issue," the word, "consecutive," and inserting the word, "weekly," and by striking the word, "weekly," in line 12.

PUGH.

Senator Johnston submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 234, line 12, page 16, by adding at the end of said line the following: "And pro-

vided further that before the execution of any oil and gas or mineral lease shall be executed or put in effect the same shall be authorized by the Governor of the State, the Executive Manager and the State Treasurer sitting in bank and passing upon the same."

JOHNSTON.

Upon motion of Senator Paul, Section 12, as amended, was adopted.

Sections 13 and 14 were read and adopted, upon motions of Senator Paul.

Section 15 was read.

Senator Howsley submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 234, line 10, page 17, by striking the words, "seventy-five" and inserting the word, "fifty."

HOWSLEY.

By unanimous consent, Section 15, as amended, was adopted.

Sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, and 35 were read and adopted, upon motions of Senator Paul.

Senator Whitaker asked unanimous consent, which was granted, to submit the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 234, line 4½, page 31, by inserting after line 4, a new section as follows: "There is hereby appropriated out of any monies in the State Treasury, not otherwise appropriated, for the purpose of paying salaries herein provided the sum of \$36,225.00, for the fiscal year ending June 30, 1935; the sum of \$144,900.00 for the fiscal year ending June 30, 1936, and the sum of \$144,900.00 for the fiscal year ending June 30, 1937." And by striking from Section 1, line 8, page 1, after the word, "annum," the balance of said line and all of lines 1 and 2 and the first two words of line 3, page 2, and by striking from Section 2, line 1, page 3, the balance of said line after the word, "per annum," and all of lines 2, 3, and 4, page 3, and the words, "there is," in line 12, page 3, and all of lines 13, 14 and 15, page 3, and by striking line 6, page 4, after the words, "per annum," and all of lines 7, 8 and 9, to and including the word, "position," and in line 11, page 5, by striking after the words, "per annum," the balance of said line and all of lines 12, 13 and 14, page 5, and in line 6, page 6, by striking after the words, "per annum," the balance of said line and all of lines 7, 8 and 9, page 6, and in line 1, page 7, by striking all of lines 1, 2 and 3 and that portion of line 4, preceding the words, "it shall," and in Section 33, newly numbered 32, page 30, by striking all of lines 6, 7, 8 and 9.

WHITAKER.

Senator Paul asked unanimous consent, which was granted, to

add the following as joint authors of Senate Bill No. 234: Senators Albright, Briggs, Broaddus, Bushyhead, Carlile, Carmack, Curnutt, Duffy, Fidler, Garvin, George, Hill, Howsley, Johnston, Jones, King, MacDonald, Rorschach, Sowards, Whitaker, and Willis, of the Senate, and Bailey and Goodwin of the House.

Senator Garvin asked unanimous consent, which was granted, to submit the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 234, line 17, page 6, by adding after the word, "Auditor," and before the word, "such," the words, "who shall be a certified public accountant."

GARVIN.

Senator Ivester asked unanimous consent, which was granted, to submit the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 234, line 13, page 22, by adding after the word, "improvements," the following: "Provided, however, if in the opinion of the Commissioners of the Land Office four per centum is too high, then, on proper showing, the rental may be reduced to two per centum by the Commissioners of the Land Office."

IVESTER.

Senator Briggs asked unanimous consent, which was granted, to amend the Ivester amendment by striking the words, "two per centum," and inserting the words, "not less than two per centum."

Upon motion of Senator Paul, Senate Bill No. 234, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and Senate Bill No. 234, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 234 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Albright,	Commons,	Ivester,	Nichols,	Spencer,
Briggs,	Curnutt,	Johnston,	Paul,	Timmons,
Broaddus,	Duffy,	Jones,	Ray,	Whitaker,
Burns,	Garvin,	King,	Rinehart,	Wilbanks,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	Hill,	MacDonald,	Rorschach,	Wright.
Carmack,	Howsley,	Nance,	Sowards,	Total, 34.



NAY:  
Stewart, Waldrep. Total, 2.

EXCUSED:  
Logan. Total, 1.

NOT VOTING:  
Chamberlin, Fischl, Pugh, Thomas.  
Fidler, Hutchinson, Taylor, 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:

AYE:  
Albright, Commons, Ivester, Nichols, Spencer,  
Briggs, Curnutt, Johnston, Paul, Timmons,  
Broadus, Duffy, Jones, Ray, Whitaker,  
Burns, Garvin, King, Rinehart, Wilbanks,  
Bushyhead, George, Lowrance, Ritzhaupt, Willis,  
Carlile, Hill, MacDonald, Rorschach, Wright.  
Carmack, Howsley, Nance, Sowards, Total, 34.

NAY:  
Stewart, Waldrep. Total, 2.

EXCUSED:  
Logan. Total, 1.

NOT VOTING:  
Chamberlin, Fischl, Pugh, Thomas.  
Fidler, Hutchinson, Taylor, 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.

Senate Bill No. 234, as amended, was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 258 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 258 and ordered the same transmitted to the Honorable House, for consideration.

Senator Ivester moved that it be the practice of the Senate that, hereafter, when bills are on general order and brought up for consideration of the Senate and a motion is made to recommit those bills, they be recommitted to the standing committee, from which they were reported, for redrafting and that they be reported by that committee either Do or Do Not Pass, before considered by the Senate.

Senator Nance raised a point of order against the Ivester motion, which was sustained, stating that the rules of the Senate provide for such procedure, unless otherwise directed by the Senate.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Engrossed House Bill No. 49, by Eason, entitled:

An Act amending Section 6389 of the Compiled Oklahoma Statutes, 1931, relating to the licensing of photographers, photographers' agents and solicitors,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RINEHART, Chairman.

Upon motion of Senator Ivester, the call of the House was ordered lifted.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

FORTY-SEVENTH LEGISLATIVE DAY

THURSDAY, MARCH 14, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Timmons,
Broadus,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howesley,	Nance,	Spencer,	Wright.
Commons,	Hutchinson,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	Total, 43.

ABSENT:

Carmack. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMUNICATIONS

Senator Hill presented and had read a Resolution, adopted by a Representative Democratic Meeting at McAlester, on March 13th, endorsing Governor E. W. Marland, commending members of the legislature from Pittsburg County for their efforts in behalf of the Administration Program and requesting them to co-operate with the Governor in carrying into effect the Democratic platform in the election held last November.

Senator Hill presented and had read a communication, signed by a Resolutions Committee of unemployed citizens of the City of Haileyville, under date of March 13, requesting him to bring before the legislative body a request that "they stand behind the Honorable Governor E. W. Marland in the Recovery program and that there be some immediate steps taken to relieve the critical conditions of the starving masses of people in our immediate vicinity."



## 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 Municipal Corporations to whom was referred Senate Bill No. 215 by Rorschach and Commons, entitled:

An Act in reference to indebtedness of cities, counties, townships, boards of education, municipal universities, school districts, drainage districts, and other municipalities, and providing for the funding of the same, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RORSCHACH, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 272 by Hill and Nichols, entitled:

A Bill to be entitled An Act making appropriation for the purchase of a car and for traveling expenses of the State Health Commissioner, 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.

NICHOLS, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 222 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 222 and ordered it transmitted to the Honorable House, for consideration.

## FIRST READING

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

SENATE BILL NO. 285—By RITZHAUPT of the Senate, and MORROW of the House—An Act relating to the practice of the healing art in the State of Oklahoma, prescribing certain penalties for violation thereof, establishing a State Board of Examiners in the basic science underlying the practice of the healing art, providing for the organization and powers of said Board and making certification thereby a prerequisite to eligibility for examination for license to prac-

tice any branch of the healing art, defining the healing art, excepting certain professions and persons from the provisions of said Act, and declaring an emergency.

**SENATE BILL NO. 286**—By BURNS—An Act providing for the payment of the poll tax as a prerequisite for voting; providing for collection by County Treasurers; establishing exemption for certain voters; providing for the details for collection; and the issuance of receipts and exemption certificates; keeping the poll tax books and lists of voters and providing for the revenue derived from said poll tax to be credited by the County Treasurer to the general fund of the School district in which said poll taxpayer resides.

**SENATE BILL NO. 287**—By WALDREP—An Act amending S. L. 1909, Ch. 38, Art. 5, Sections 9 and 12, said Sections being respectively Sections 12622 and 12625 of the Oklahoma Compiled Statutes, 1931, and providing that the tax rolls shall be made out on forms in conformity to laws now in force, or that may hereafter be enacted by the Legislature; and providing that the County Treasurer shall keep a daily record of his receipts, deposits, and disbursements; such forms shall be prescribed by the State Examiner and Inspector.

**SENATE BILL NO. 288**—By JOHNSTON of the Senate, and BYROM of the House—An Act to provide for storage of grain on farms, providing for supervision by the State Board of Agriculture, providing the method of making application for such storage and for the payment of fees; providing for the inspection of grain to be stored and the taking of samples and determination of grades; providing for the issuance of warehouse certificates and specifying certain information to be given in the certificates; providing for filing copies of the certificates with the County Clerk and the effect thereof; providing for the assignment of certificates and their cancellation under certain conditions, charging the owner with care of stored grain and stating conditions of delivery to the holder of a certificate, waiving the sealing of stored grain if a suitable bond is filed, specifying the owners responsibility for the quality and quantity of stored grain, providing penalties for persons who illegally interfere with stored grain and persons who make false statements in securing certificates; providing that if any part of this Act is held unconstitutional; the other parts shall not be affected thereby, and declaring an emergency to exist.

**SENATE BILL NO. 289**—By FISCHL—An Act amending Sections 3 and 6 of Chapter 61, Session Laws 1933, providing for the disposition of the rental, fees and other revenues provided therein, and declaring an emergency.

**SENATE BILL NO. 290**—By TIMMONS (by request)—A Bill entitled an Act establishing and organizing an Exposition and Fair in Tulsa County in the State of Oklahoma and defining the purposes thereof, providing for the appointing of a Board of Directors and the organization thereof and defining its powers and duties, providing that the County Treasurer shall be the custodian of funds and fixing the manner of disbursing the same, authorizing a salary to be paid to the Secretary of the Board, providing for the holding at the option of the Board of Directors, annually an Exposition and Fair, and



granting power to such Directors at any time to provide for exhibitions and contests of speed and athletics. Providing for a general admission fee and fixing the maximum amount, and authorizing other fees to be charged and providing that such income shall be used for the conducting of such exposition and fair and the maintenance of buildings and grounds thereof, authorizing the Board of County Commissioners of said County to estimate in the county needs for current expense for each fiscal year \$16,000.00 to be used in payment of premiums and making it the mandatory duty of the Excise Board to approve such estimate. Authorizing the leasing of the property of such Exposition and Fair under certain terms and conditions, and declaring all property heretofore acquired for exposition and free fair purposes to be the property of said county and subject to the same control as other county property, and repealing Chapter 159 of the Session Laws of 1926 as amended by Chapter 242 Session Laws of 1929 and all Acts and parts of Acts in conflict herewith, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 23—By IVESTER—A Resolution authorizing Edna E. Dawkins of Cheyenne, Oklahoma, to bring suit against the State of Oklahoma for damages sustained, and declaring an emergency.

SENATE CONCURRENT RESOLUTION NO. 11—By JOHNSTON—A Concurrent Resolution memorializing Congress to remedy the iniquitous sharp practices of commercial corporations in their business methods as to inter-state relationships, and to re-write the law as to removal of causes to accord to the spirit of the United States Constitution.

## SECOND READING

The following bills and resolution were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 279—By TIMMONS, BROADDUS, BRIGGS, et al.—Senator Timmons asked unanimous consent, to which Senator Burns objected, to have Senate Bill No. 279 placed upon the Calendar, without reference to a Committee.

Senator Timmons moved that Senate Bill No. 279 be ordered placed upon the Calendar, without reference to a Committee.

Senator Ivester raised a point of order against the Timmons motion, which was overruled, stating such procedure would require a suspension of the rules.

The vote occurring on the Timmons motion, it was declared adopted.

SENATE BILL NO. 280—By DUFFY—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 281—By BROADDUS—Referred to Committee on Judiciary No. 2.



SENATE BILL NO. 282—By BROADDUS—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 283—By BROADDUS (by request)—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 284—By ALBRIGHT—Referred to Committee on State and County Affairs.

SENATE JOINT RESOLUTION NO. 22—By WRIGHT, BRIGGS and HUTCHINSON—Senator Briggs asked unanimous consent, to which Senator Burns objected, to have Senate Joint Resolution No. 22 placed upon the Calendar, without reference to a Committee.

Senator Briggs moved that Senate Joint Resolution No. 22 be ordered placed upon the Calendar, without reference to a Committee, which motion prevailed.

ENGROSSED HOUSE BILL NO. 55—By THE COMMITTEE ON SOLDIERS' RELIEF—Referred to Committee on Appropriations.

Senator Stewart asked unanimous consent, which was granted, to have SENATE BILL NO. 251, by Stewart and Briggs, withdrawn from the Committee on Fish and Game and placed upon the Calendar.

Senator Commons presiding.

#### GENERAL ORDER

Senator Johnston asked unanimous consent, which was granted, to take up for immediate consideration SENATE CONCURRENT RESOLUTION NO. 11, by Johnston, which was read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 11—By JOHNSTON.

MEMORIAL TO THE CONGRESS TO REMEDY THE INEQUITOUS, SHARP PRACTICES OF COMMERCIAL CORPORATIONS IN THEIR BUSINESS METHODS AS TO INTERSTATE RELATIONSHIPS, AND TO RE-WRITE THE LAW AS TO REMOVAL OF CAUSES TO ACCORD TO THE SPIRIT OF THE UNITED STATES CONSTITUTION.

WHEREAS, At the adoption of the United States Constitution, the citizens and inhabitants of the 13 colonies were of varying habits and customs, different in religious views, and attachments, and many of them in a high degree, fanatical and intolerant, and a majority different in race and lineage from each other, and into the mass of which was constantly pouring a copious stream of immigration resulting in a polyglot of ideas and ideals and that and as between these dissimilar and widely separated types, suspicion and oft-times aversion, and even deprecation were wont to be held each toward the other, and that even in courts of justice, the parties, the witnesses, and sometimes jurors and judges were apt to yield to such prejudicial influences, and

WHEREAS, To meet this well-known condition and in an effort to maintain peace between the inhabitants of the different states, as well as to provide a forum for the settlement of issues arising between the several states, and to assure the domestic tranquility of the people, the framers of the constitution embodied in the judicial article, to-wit:

### ARTICLE III

SECTION 2. "That, among other things, the judicial power shall extend to all cases in law and equity \* \* \* \*, to controversies between two or more states; between a state and citizen of another state; BETWEEN CITIZENS OF DIFFERENT STATES; \* \* \* "

And, WHEREAS, Beginning with the Federal Judiciary Act of September 24th, 1789, the Federal Jurisdiction was specified as to causes in the United States Courts, and by a system of amendments, the right has been further extended until collateral to the right, there has grown up a system of removal of causes on matters involving merely monetary and commercial transactions and on matters involving the torts and wrong doings upon the citizens of the several states.

And, WHEREAS, The United States statute now in force fixes an arbitrary statutory right of removal on actions or causes wherein the sum of \$3000.00 or more is in issue between the parties.

And, WHEREAS, By a weighty line of decisions, this right of removal as to transactions and as to such torts, has been adjudged as not a constitutional right, but as a permissible statutory right under the United States Constitution and subject to regulation and restriction, by act of Congress.

And, WHEREAS, At the adoption of the United States Constitution, the modern business and commercial corporation and its methods and practices were comparatively unknown to the American people and even to the framers of the constitution and there has grown up in the United States the modern commercial corporation which, under the management of skilled attorneys, with the connivance of political parties, and under the manipulation of a nation-wide corporation lobby, the subterfuge and device of doing business in one state and incorporating in a foreign state, for the purpose of artificially creating corporate diversity of citizenship for such organized commercial entities.

And, WHEREAS, By virtue of this devise, buses, bus lines, trucks, truck lines, geo-logical and geo-physical corporations, pipe lines and pipe line companies, electrical lines and electric companies, oil companies and oil corporations and refineries, and public utilities of every sort, incorporated in foreign states, come into Oklahoma, and exercise all of the rights and powers, prerequisites, and privileges of citizenship, and invade the premises of our home owners, trespass upon private and public lands, invade the rights of property, wreck our homes, mangle, maim and destroy our citizenship, break their contracts, pollute the water of creeks and rivers across entire counties, destroy city reservoirs, wipe out entire stock ranges, destroy dairy herds and work stock, and have become a menace to every community in which they transact business.



And, WHEREAS, Each and all of these corporations, when called upon to account for infractions of the laws of this state, the desecration of natural resources, the destruction of property, the taking of life, and the maiming of our citizenship, immediately claim, that by reason of diversity of citizenship, they can not have fair trials before the courts of this state, nor among the people whom they are outraging, and that their causes should be removed to the United States courts, and do secure such removals thereto.

And, WHEREAS, This practice is a glaring outrage committed against the people of Oklahoma, an injustice to every litigant therein, is an unconscionable and corrupt imposition upon the federal courts and upon the United States laws and the constitution and is a using of the Federal Courts as a house of refuge and a scapegoat for their corruptions and their malafications, and that the same is no longer tolerable and that our citizenship is entitled to better treatment at the hands of the American Congress.

Now, Therefore, *Be it Resolved* that by the Senate of the 15th Legislature of Oklahoma, the House concurring therein, that *we* <sup>*P*</sup>*petition* and Memorialize the CONGRESS of the United States to reenact the statute on federal jurisdiction and on removal of causes to effect limitations thereon including the following:

First: To genuine cases of diversity of citizenship.

Second: To inhibit such jurisdiction as to corporations organized under one State and transacting business in other states.

Third: As to all torts committed by corporations, its agents, and employees, no removal may be taken from the courts of the state wherein such torts were committed.

Fourth: That no removal shall be permitted by and person or to all corporations claiming or exercising the right of eminent domain, or the right to use the roads and highways, or the right to use high explosives upon any lands or premises within any state.

Fifth: And that even in cases where authorized, the right of removal shall not be allowed except in cases wherein the amount in issue as set out in the plaintiff's petition amounts to a sum of more than \$15,000.00.

Upon motion of Senator Johnston, Senate Concurrent Resolution No. 11 was adopted.

Senate Concurrent Resolution No. 11 was ordered referred for engrossment.

SENATE JOINT RESOLUTION NO. 21, by Timmons, was considered.

Senator Timmons asked unanimous consent, which was granted, to submit the following amendment, which was adopted:



Mr. President: I move to amend Senate Joint Resolution No. 21, by inserting before line 1, the words, "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA," and preceding the words, "WHEREAS," in line 1, insert the word and figure, "Section 1."

TIMMONS.

Section 1 was read.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 21, line 5, page 2, by striking after the word, "the," and before the word, "that," and insert the words and figures, "15th Oklahoma Legislature," and in line 6, page 2, after the word, "authorized," and before the word, "to," insert the words, "and empowered," and in line 6, page 2, after the words, "Tax Commission," and before the word, "be," insert the words, "or State Highway Department."

TIMMONS.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 21, line 6, page 2, by striking the word, "authorized," and inserting the word, "directed."

TIMMONS.

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

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 21, by adding a new section, to be known as Section 2, as follows: "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."

TIMMONS.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Joint Resolution No. 21 to read as follows: "A JOINT RESOLUTION AUTHORIZING AND DIRECTING THE OKLAHOMA STATE TAX COMMISSION OR THE STATE HIGHWAY DEPARTMENT TO REFUND AN OVER-CHARGE MADE IN 1931, AND DECLARING AN EMERGENCY."

TIMMONS.

Upon motion of Senator Timmons, Senate Joint Resolution No. 21, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Joint Resolution No. 21, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 21 was read for the third time at length.

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

AYE:				
Albright,	George,	MacDonald,	Rorschach,	Wilbanks,
Briggs,	Hill,	Nance,	Sowards,	Willis,
Bushyhead,	Howsley,	Nichols,	Spencer,	Wright.
Carlile,	Hutchinson,	Paul,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Timmons,	
Duffy,	King,	Rinehart,	Waldrep,	
Fidler,	Logan,	Ritzhaupt,	Whitaker,	Total, 35.

ABSENT:  
Carmack. Total, 1.

NOT VOTING:				
Broaddus,	Curnutt,	Garvin,	Lowrance,	
Burns,	Fischl,	Jones,	Thomas.	Total, 8.

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:

PRESENT:				
Albright,	George,	MacDonald,	Rorschach,	Wilbanks,
Briggs,	Hill,	Nance,	Sowards,	Willis,
Bushyhead,	Howsley,	Nichols,	Spencer,	Wright.
Carlile,	Hutchinson,	Paul,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Timmons,	
Duffy,	King,	Rinehart,	Waldrep,	
Fidler,	Logan,	Ritzhaupt,	Whitaker,	Total, 35.

ABSENT:  
Carmack. Total, 1.

NOT VOTING:				
Broaddus,	Curnutt,	Garvin,	Lowrance,	
Burns,	Fischl,	Jones,	Thomas.	Total, 8.

The emergency having received the constitutional two-thirds ma-

jority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 21, as amended, was ordered referred for engrossment.

Senator Nance moved that the Senate work under a call of the House, which motion prevailed.

Upon a roll call being ordered, the following were noted as "Absent:" Senators Broadus, Burns, Carmack, Curnutt, Garvin, Jones, Lowrance and Thomas.

The Sergeant-at-Arms was directed to notify all absent members of the Senate's order.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building,

SIR:

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

ENGROSSED HOUSE BILL NO. 275—By ROBERTS,

An Act providing for the use of safety glass in designated types of motor vehicles; defining the term "safety glass;" providing penalties for violation thereof, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 422—By GREGORY,

An Act amending Section 9732, Oklahoma Statutes, 1931, providing that amended charters of corporations shall be signed by the Secretary of State, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 56—By GIBBONS,

An Act amending Section 9704, Oklahoma Statutes, 1931, relating to the taking of acknowledgments, providing for the taking of acknowledgments relating to military business of the State before officers in charge of summary courts-martial, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 171—By TRAW and TIDWELL,

An Act amending Section 12315, Oklahoma Statutes, 1931, providing that warrants of school districts may be issued during the protest period for transportation of children and for compensation of drivers of school buses, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 56, 171, 275 and 422.

To the President of the Senate,  
Building,

SIR:

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

ENGROSSED SENATE BILL NO. 237—By ALBRIGHT, JOHNSTON, WRIGHT, HOWSLEY and DUFFY of the Senate, and McCOLLOM, PUGH, TAYLOR, COX, HOWELL, WRIGHT, PAUL, LARASON, HOGG, JONES, DUNN, WILDER, ARMSTRONG, HANKLA, EASON, O'NEILL and SULLIVAN of the House,

An Act making an appropriation for the purpose of erecting and equipping a building at the Northwestern State Teachers College, at Alva, Oklahoma, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 237 was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 92—By STEWART, PAUL, CHAMBERLIN, COMMONS and GARVIN of the Senate, and FRAZIER, WILLIAMS, TRAW, TWIDWELL, CAMPBELL, BEAMAN and POTEET of the House,

An Act making an appropriation for the fiscal year ending June 30, 1935, for the purpose of insuring and equalizing at least eight months of school in all of the public schools of this State for the school year 1934-35; prescribing how it shall be expended, providing rules and regulations therefor, and declaring an emergency.

ENROLLED SENATE BILL NO. 103—By WILLIS,

An Act amending Section 10988, 10989, 10990, 10991, 10993, 10996, 10997, and 10998, Oklahoma Statutes, 1931, relating to threshermen's lien, extending same to cover combines, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 92 and 103 were ordered referred to the Governor, for consideration.

Senators Lowrance, Jones and Thomas asked to be recorded "present," which was the order.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 115 by Armstrong, entitled:

An Act amending Section 7114, Oklahoma Statutes, 1931, authorizing military reservations to be attached to independent school districts for school purposes providing procedure therefor; providing for the disposition of taxes for such school purposes levied against railroads and other corporations and their franchises, 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.

COMMONS, Chairman.

Senator Briggs moved that, notwithstanding the adverse Committee Report on House Bill No. 115, the bill be printed and placed upon the Calendar, which motion prevailed.

President Pro Tempore Briggs presiding.

By unanimous consent, the Senate conferees, appointed under HOUSE BILL NO. 87, Senators Commons, Nance, Stewart, Spencer, Timmons, Curnutt, Fidler, Fischl and Albright, were excused for committee work.

#### SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 19, by Nichols, was taken up for consideration.

By unanimous consent, Senator Timmons was added as a joint author of Senate Joint Resolution No. 19.

Section 1 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of Senate Joint Resolution No. 19, as follows: line 4, strike the word and figures, "Article 17," in line 5 thereof, strike the word, "of," and in line 6 of the title strike the word and figures, "Section 1-A," and insert in lieu thereof the word and figures, "Article 17-A," and in line 7, strike the word, "Article," and insert the word, "Constitution."

CHAMBERLIN.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 19, as follows: line 4, page 1, strike the words and figures, "Article 17 of," and in line 5, page 1, strike the word, "Section," and insert the word, "Article," in line 6, page 1, strike the words and figure, "Section 1-A of said Article," and insert the word and figures, "Article 17-A of said Constitution," and in line 7, page 1, strike the word and figure, "Section 1-A," and insert the word and figures, "Article 17-A."

CHAMBERLIN.

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

Section 2 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 19, as follows: In line 18, page 2, strike the words and figures, "Article 17 of;" line 1, page 3, strike the letter and word, "A Section," and insert, "An Article," and in line 2, strike the word and figures, "Section 1-A," and insert the word and figure, "Article 17-A."

CHAMBERLIN.

Upon motion of Senator Nichols, Section 2, as amended was adopted.

Upon motion of Senator Nichols, Senate Joint Resolution No. 19, as amended, was advanced to engrossment and third reading.

Senators Burns, Broadbuss and Garvin asked to be recorded, "present," which was the order.

By unanimous consent, the rules of the Senate were suspended for the purpose of placing Senate Joint Resolution No. 19, as amended, upon third reading and final passage.



## THIRD READING

SENATE JOINT RESOLUTION NO. 19 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 19—By NICHOLS and TIMMONS.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE CONSTITUTION OF OKLAHOMA, TO BE KNOWN AS ARTICLE 17-A OF SAID CONSTITUTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of the State of Oklahoma, same being a new Article to be designated as Article 17-A, to-wit:

"Article 17-A. The Legislature is hereby empowered to enact general laws authorizing any city or cities to consolidate with the county in which such city or cities or a major portion of the territory thereof is located to form one corporate entity. The Legislature shall create necessary offices to perform the functions of such city-county corporations, and shall enact a system of taxation and a code of laws for their government and operation; provided, that the Legislature may authorize such city-county corporations to adopt a charter, the provisions of which shall not conflict with the Constitution or any law of general State concern."

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

## "BALLOT TITLE

"Legislative Referendum No. .... State Question No. ....

"The gist of the proposition is as follows:

"To amend the Constitution of Oklahoma by adding an Article to be designated as Article 17-A, empowering the Legislature to authorize any city or cities to consolidate with the county in which city or cities or a majority portion of the territory thereof is located and authorizing the Legislature to create offices and enact a system of taxation and a code of laws for the government of such city-county corporations and authorizing the Legislature to permit such city-county corporations to adopt a charter consistent with the Constitution and State laws.

"Shall the proposed Amendment be adopted?"

☐ YES

☐ NO

The President of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

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

AYE:

Briggs,	Duffy,	Jones,	Ray,	Wilbanks,
Broadus,	Garvin,	King,	Rinehart,	Willis,
Bushyhead,	George,	Logan,	Ritzhaupt,	Wright.
Carlile,	Howsley,	MacDonald,	Rorschach,	
Chamberlin,	Johnston,	Nichols,	Whitaker,	Total, 23.

NAY:

Burns,	Lowrance,	Sowards,	Thomas.
Ivester,	Pugh,	Taylor,	Total, 7.

EXCUSED:

Albright,	Curnutt,	Fischl,	Spencer,	Timmons.
Commons,	Fidler,	Nance,	Stewart,	Total, 9.

ABSENT:

Carmack.	Total, 1.
----------	-----------

NOT VOTING:

Hutchinson,	Paul,	Waldrep,	Hill.	Total, 4.
-------------	-------	----------	-------	-----------

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, as amended, was ordered referred for engrossment.

Senator Chamberlin asked unanimous consent, which was granted, to submit the following amendment to SENATE JOINT RESOLUTION NO. 1, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Joint Resolution No. 1, by striking therefrom Section 3.

CHAMBERLIN.

Senate Joint Resolution No. 1 was ordered referred for engrossment.

Upon motion of Senator Chamberlin, the Honorable House was requested to return to the Senate for further consideration ENGROSSED HOUSE BILL NO. 361, by Bailey and Munson.

## SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 20, by Nichols, was taken up for consideration.

By unanimous consent, Senator Timmons was added as a joint author of Senate Joint Resolution No. 20.

Section 1 was read.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 20, line 5, page 2, by striking after the word, "provided," and before the word, "of," the words, "a majority," and inserting, "sixty per cent."

IVESTER.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 20, line 16, page 2, by changing the period after the word, "county," to a semicolon and adding the word, "provided."

CHAMBERLIN.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 20, line 14, page 2, by inserting after the word, "all," the words, "or any part of."

JOHNSTON.

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

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

Section 3 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 20, line 11, page 3, by striking the word, "said," and inserting the word, "such."

JOHNSTON.

Upon motion of Senator Nichols, Section 3, as amended, was adopted.

Upon motion of Senator Nichols, Senate Joint Resolution No. 20, as amended, was advanced to engrossment and third reading.



By unanimous consent, the rules of the Senate were suspended for the purpose of placing Senate Joint Resolution No. 20, as amended, upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 20 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 20—By NICHOLS and TIMMONS.

A JOINT RESOLUTION PROVIDING FOR THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA RELATING TO ARTICLE XVII THEREOF, CONCERNING COUNTIES BY ADDING A SECTION PROVIDING FOR THE CONSOLIDATION OF COUNTIES IN SAID STATE, AND THE PROCEDURE TO BE FOLLOWED THEREIN.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the following proposed amendment to Article XVII of the Constitution of the State of Oklahoma by adding a section to be known as Section 5-A, Article XVII of the Constitution of the State of Oklahoma shall be referred to the people of the State of Oklahoma for their ratification or rejection at the next general or a special election to be called for that purpose held in the State of Oklahoma; said proposed amendment being as follows:

"Section 5-A. Counties of this State may be consolidated by a vote of the qualified electors of any number of counties in the State, provided sixty per cent of those voting in each county affected, vote in favor thereof. The Legislature of this State shall provide the manner and form for calling and holding such elections. The county seat for the consolidated county shall be determined at such election. All indebtedness incurred by the respective counties prior to said consolidation shall remain a charge against the property located in said respective counties and the Legislature may provide for the assumption of all prior incurred indebtedness of the several counties by the consolidated county; provided such an assumption of prior indebtedness shall be made by an election in each of said original counties, provided a majority of the qualified tax-paying electors voting at an election in each county affected, voted in favor of the assumption of such indebtedness."

SECTION 2. Said proposed amendment shall be submitted as provided by law in the following form:

"Shall the proposed amendment be adopted?"

☐ YES

☐ NO

SECTION 3. Said proposed amendment to the Constitution of the State of Oklahoma shall upon receiving a majority of all electors voting at such election, voting in favor of said amendment, be adopted.

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

AYE:

Briggs,	Curnutt,	Howsley,	Nance,	Spencer,
Broadbudd,	Duffy,	Hutchinson,	Nichols,	Timmons,
Burns,	Fidler,	Johnston,	Paul,	Whitaker,
Bushyhead,	Garvin,	Jones,	Pugh,	Wilbanks,
Carlile,	George,	Logan,	Ritzhaupt,	Willis.
Chamberlin,	Hill,	MacDonald,	Rorschach,	Total, 29.

NAY:

Ivester,	Ray,	Stewart,	Waldrep,
King,	Rinehart,	Taylor,	Wright.
Lowrance,	Sowards,	Thomas,	Total, 11.

EXCUSED:

Albright,	Commons,	Fischl.	Total, 3.
-----------	----------	---------	-----------

ABSENT:

Carmack,	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. 20, as amended, was ordered referred for engrossment.

### SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 3, by Wilbanks, MacDonald, Chamberlin and Logan was considered.

Section 1 was read.

Senator Wilbanks submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 3, line 8, page 2, by striking after the word, "as," the remainder of said line and substitute the following: "now provided in Article 6 of the Constitution."

WILBANKS.

Senator Duffy submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Joint Resolution No. 3,

line 6, page 2, by adding after the word, "Auditor," and before the word, "and," line 7, page 2, the following, "Commissioner of Labor."

DUFFY.

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

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

Senator Whitaker presiding.

Upon motion of Senator Wilbanks, Section 3 was ordered stricken.

Upon motion of Senator Wilbanks, Senate Joint Resolution No. 3, as amended, was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended for the purpose of placing Senate Joint Resolution No. 3, as amended, upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 3 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 3—By WILBANKS, MacDONALD, CHAMBERLIN and LOGAN.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 6 of the Constitution of the State of Oklahoma, same being a new section designated Section 34-A, to-wit:

"Section 34-A. The Legislature is hereby authorized to abolish, consolidate and/or reorganize any of the offices, boards and/or commissions mentioned in this Article, and to provide for the appointment of the officers and members to said offices, boards and commissions; provided, however, that the Governor, Lieutenant Governor, Attorney General, State Auditor and State Treasurer shall be elected by the people, and shall serve for the terms as now provided in Article 6 of the Constitution."

SECTION 2. The ballot title for said proposed amendment shall be in the following form:



## "BALLOT TITLE

"Legislative Referendum No. ....

State Question No. ....

"The gist of the proposition is as follows:

"To amend Article 6 of the Constitution of Oklahoma by adding a new Section designated Section 34-A authorizing the Legislature to pass laws to abolish, consolidate and reorganize the offices, boards and commissions mentioned in said Article and to provide for the appointment of the officers and members thereof, provided that said laws shall not relate to the office of Governor, Lieutenant Governor, Attorney General, State Auditor and State Treasurer.

"Shall the proposed Amendment be adopted?

☐ YES☐ NO"

The President of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

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

## AYE:

Albright,	Fidler,	Lowrance,	Rorschach,	Willis,
Briggs,	Fischl,	MacDonald,	Sowards,	Wright.
Broaddus,	George,	Nance,	Spencer,	
Burns,	Hill,	Nichols,	Timmons,	
Carlile,	Hutchinson,	Paul,	Waldrep,	
Chamberlin,	King,	Pugh,	Whitaker,	
Duffy,	Logan,	Ray,	Wilbanks,	Total, 30.

## NAY:

Curnutt,	Johnston,	Ritzhaupt,	Thomas.
Howsley,	Jones,	Stewart,	
Ivester,	Rinehart,	Taylor,	Total, 10.

## EXCUSED:

Commons.	Total, 1.
----------	-----------

## ABSENT:

Carmack.	Total, 1.
----------	-----------

## NOT VOTING:

Bushyhead,	Garvin.	Total, 2.
------------	---------	-----------

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. 3, as amended, was ordered referred for engrossment.

SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 4, by Chamberlin, et al., was considered.

Section 1 was read.

Senator Ivester submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Joint Resolution No. 4, line 6, page 2, by adding after the word, "Governor," and before the word, "the," the following, "with the advice and consent of the Senate."

IVESTER.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 4, lines 2 and 3, page 2, by striking the words, "to be composed of one member," and, in line 3, page 2, strike the word, "to," and in line 4, page 2, strike the word, "be."

CHAMBERLIN.

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

Section 2 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 4, line 14, page 3, by striking the word, "SAID," and inserting the word, "SUCH."

JOHNSTON.

Upon motion of Senator Chamberlin, Section 2, as amended, was adopted.

Upon motion of Senator Chamberlin, Section 3 was ordered stricken.

By unanimous consent, Senators Paul and Timmons were added as joint authors of Senate Joint Resolution No. 4.

Upon motion of Senator Chamberlin, Senate Joint Resolution No. 4, as amended, was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended

for the purpose of placing Senate Joint Resolution No. 4, as amended, upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 4 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 4—By CHAMBERLIN, COMMONS, GARVIN, WILLIS, CURNUTT, WHITAKER, STEWART, WRIGHT, PUGH, IVESTER, BURNS, HOWSLEY, BRIGGS, FISCHL, NANCE, CARLILE, JOHNSTON, RORSCHACH, LOGAN, NICHOLS, PAUL and TIMMONS.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 32. ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 32, Article 6 of the Constitution of the State of Oklahoma, to-wit:

*"Section 32. The office of the Commissioner of the Land Office is hereby created who shall be selected in the manner prescribed by law. Until said law is enacted and commissioner selected said office shall be filled by appointment by the Governor. The Commissioner of the Land Office shall have charge of the sale, rental, disposal and managing of the school lands and other public lands of the State, and of the funds and proceeds derived therefrom, under rules and regulations prescribed by the Legislature."*

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

### "BALLOT TITLE

Legislative Referendum No. .... State Question No. ....

"The gist of the proposition is as follows:

"To amend Section 32, Article 6 of the Constitution of Oklahoma so as to abolish the board known as 'Commissioners of the Land Office' and to create in lieu thereof the office of 'The Commissioner of the Land Office,' same to be selected in the manner provided by law, the Governor to fill said office by appointment until said law is enacted and Commissioner selected, said Commissioner to have charge of the sale, rental, disposal and managing of the school and other public lands of the State and of the funds and proceeds derived therefrom, under rules and regulations prescribed by said Legislature.



"Shall the proposed Amendment be adopted?"

☐ YES

☐ NO

The President of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

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

AYE:

Albright,	Duffy,	King,	Pugh,	Waldrep,
Briggs,	Fischl,	Logan,	Rinehart,	Whitaker,
Burns,	George,	Lowrance,	Ritzhaupt,	Willis,
Bushyhead,	Hill,	MacDonald,	Rorschach,	Wright.
Carlile,	Howsley,	Nance,	Sowards,	
Chamberlin,	Johnston,	Nichols,	Stewart,	
Curnutt,	Jones,	Paul,	Taylor,	Total, 32.

NAY:

Hutchinson, Total, 1.

EXCUSED:

Commons, Fidler, Ivester. Total, 3.

ABSENT:

Carmack. Total, 1.

NOT VOTING:

Broaddus,	Ray,	Thomas,	Wilbanks.
Garvin,	Spencer,	Timmons,	Total, 7.

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. 4, as amended, was ordered referred for engrossment.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 10:00 o'clock, a. m., tomorrow, which was adopted.

Senator Stewart moved that, when the Senate adjourns on the next legislative day, it adjourn to meet under the rules on Monday, March 18, 1935, which motion the Presiding Officer ruled as being out of order.

SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 15, by Stewart and Briggs, was considered.

Section 1 was read.

Senators Duffy, Wilbanks, and Broaddus submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: We move to amend Senate Joint Resolution No. 15, line 2, page 2, by adding after the word, "homesteads," the following: "of not to exceed \$1500.00 of the assessed valuation."

DUFFY,  
WILBANKS,  
BROADDUS.

Upon motion of Senator Stewart, Section 1 was adopted.

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

Upon motion of Senator Stewart, Section 3 was ordered stricken.

By unanimous consent, the following members were added as joint authors of Senate Joint Resolution No. 15: Senators Albright, Broaddus, Burns, Carlile, Chamberlin, Curnutt, Duffy, Fischl, George, Hill, Johnston, Jones, King, Logan, Lowrance, MacDonald, Nance, Nichols, Paul, Pugh, Rinehart, Rorschach, Sowards, Thomas, Waldrep, Wilbanks and Wright.

Upon motion of Senator Briggs, Senate Joint Resolution No. 15, as amended, was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended for the purpose of placing Senate Joint Resolution No. 15, as amended, upon third reading and final passage.

Senator Ivester asked to be "excused," for the remainder of the day, which was the order.

### THIRD READING

SENATE JOINT RESOLUTION NO. 15 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 15—By STEWART, BRIGGS, ALBRIGHT, BROADDUS, BURNS, CARLILE, CHAMBERLIN, CURNUTT, DUFFY, FISCHL, GEORGE, HILL, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RINEHART, RORSCHACH, SOWARDS, THOMAS, WALDREP, WILBANKS and WRIGHT.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 50, ARTICLE 5, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 50, Article 5 of the Constitution of the State of Oklahoma, to-wit:

"Section 50. The Legislature shall pass no law exempting property within this State from taxation, except as otherwise provided in this Constitution, and except homesteads."

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No. .... State Question No. ....

"The gist of the proposition is as follows:

"To amend Section 50, Article 5 of the Constitution of Oklahoma so as to authorize the Legislature of Oklahoma to pass laws exempting homesteads from taxation.

"Shall the proposed Amendment be adopted?

☐ YES

☐ NO"

The President of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

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

AYE:

Albright,	Curnutt,	Jones,	Pugh,	Taylor,
Briggs,	Duffy,	King,	Ray,	Thomas,
Broaddus,	Fischl,	Logan,	Rinehart,	Waldrep,
Burns,	George,	Lowrance,	Ritzhaupt,	Whitaker,
Bushyhead,	Hill,	MacDonald,	Rorschach,	Wilbanks,
Carlile,	Howsley,	Nance,	Sowards,	Willis,
Chamberlin,	Hutchinson,	Nichols,	Spencer,	Wright,
Commons,	Johnston,	Paul,	Stewart,	Total, 39.

EXCUSED:

Ivester. Total, 1.

ABSENT:

Carmack. Total, 1.

NOT VOTING:

Fidler, Garvin, Timmons. Total, 3.



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. 15, as amended, was ordered referred for engrossment.

#### SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 18, By Johnston et al, was considered.

Section 1 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 18, line 6, page 3, by striking the word, "graded," and inserting the word, "graduated".

JOHNSTON.

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

Section 2 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 18, line 8, page 5, by striking the word, "removed," and inserting the word, "severed."

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 18, line 8, page 4, by striking the word, "not," following the word, "does".

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 18, line 9, page 5, by striking after the word, "nor," and before the word, "to," the words, "shall same apply".

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 18, line 10, page 5, by inserting after the word, "cultivation," the words, "any quarter section of grazing, raw or timber land, no part of which has been cultivated for five years prior to the adoption hereof, shall be deemed unsatisfactory for cultivation."

JOHNSTON.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 18, line 17, page 3, by inserting after the word, "excess," and before the word, "pay," the words and figures, "of 640 acres."

DUFFY.

Senator Rorschach moved that further consideration of Senate Joint Resolution No. 18 be indefinitely postponed.

Senator Chamberlin, as a substitute, moved that further consideration of Senate Joint Resolution No. 18 be set for Special Order at 11:00 a. m., on the next legislative day, which motion prevailed.

#### COMMITTEE REPORTS

The following Special Committee Report was submitted:

Mr. President: We, your special committee to whom was referred Senate Bill No. 85, beg leave to submit the following report:

FIRST: That Section 1 be stricken and that the following be inserted in lieu thereof:

"Section 1. Any qualified elector who is a member of a political party, shall have his name printed on the official ballot of his party for an office to which he is eligible in any primary election, upon filing with the proper officer, within the time provided by law, a notification and declaration, accompanied by a cash filing fee in the amount of four per cent (4%) of the annual salary of the office sought by the candidate, except as to candidates for State Senator, who shall pay a filing fee of Two Hundred Dollars (\$200.00) and Members of the House of Representatives, who shall pay a filing fee of One Hundred Dollars (\$100.00). Provided, that where no annual salary is provided by law for an office, (except as to State Senator and Member of the House of Representatives) a candidate filing for such office shall pay a filing fee of Ten Dollars (\$10.00); provided, however, no filing fee shall be required from candidates for Presidential Elector. The filing fees specified herein shall be required of political party, non-partisan and independent candidates, and should said filing fees fail to accompany the candidate's notification and declaration of candidacy, the same shall be rejected and the candidate's name shall not be placed upon the ballot of any primary or general election. All filing fees received by the Secretary of the State Election Board shall be deposited daily in the State Depository to the credit of the Secretary of the State Election Board. Persons desiring to file such notification and declaration with the Secretary of the County Election Board, shall



first pay to the County Treasurer the filing fee required herein, and said Treasurer shall indorse upon such notification and declaration that such fees have been paid before such notification and declaration shall be accepted by the Secretary of the County Election Board. All filing fees received hereunder by the County Treasurer shall be deposited by him in the County Depository, until disposed of under the provisions of Section 2 of this Act. The filing fees required by this Act shall not be chargeable as an item of expenditure under the limitations prescribed in Section 5788, Oklahoma Statutes, 1931.

SECOND. That Section 2 be stricken and that the following be inserted in lieu thereof:

"Section 2. If any candidate for a party nomination shall receive twenty per cent (20%) of the votes cast for the office for which he is a candidate, he shall be entitled, within thirty (30) days after the regular primary election, to a refund of seventy per cent (70%) of the filing fee paid by him, upon the filing of a proper claim therefor; and any non-partisan or independent candidate for office receiving twenty per cent (20%) of the votes cast for such office, shall be entitled to such refund within thirty (30) days after the general election. No person who shall withdraw from the race for which he filed, and no person failing to receive twenty per cent (20%) of the votes cast as heretofore provided, shall be entitled to any refund of the filing fee paid by him.

"Any balance either in the State Depository to the credit of the Secretary of the State Election Board, or in the County Depository to the credit of the County Treasurer, after the refunds authorized herein have been made, shall revert and be transferred to the general revenue fund of the State or county, respectively, to be used to meet the expenses of State and county government.

THIRD. That Sections 3, 4 and 5 be stricken and that Section 6 of the printed bill be renumbered as Section 3, and that Section 7 be renumbered as Section 4.

FOURTH. We further recommend that the title of the bill be amended to read as follows:

An Act relating to elections; requiring the payment of a filing fee by candidates for State and County offices before notification and declaration shall be accepted; fixing the amount and providing for the disposition thereof; repealing all conflicting laws, and declaring an emergency.

Respectfully submitted,

CURNUTT,  
FIDLER,  
FISCHL.

The following Committee Reports were submitted, 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 Engrossed House Bill No. 71 by Wingo, Boggs and Mauk, entitled:

An Act providing for the payment by the Counties of this State, of the premium on all surety bonds required by law to be executed by any county officer or his deputy,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Engrossed House Bill No. 79 by Billings and Wooten, entitled:

An Act providing for the appointment by the county surveyor in each county; fixing his term; repealing any provisions of Section 7606, Oklahoma Statutes, 1931, and all other laws or parts of laws in conflict, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred House Bill No. 175 by Gregory, entitled:

An Act amending Sections 1729 and 1737, Oklahoma Statutes 1931, that the laws of this State relating to dependent, neglected and delinquent children will apply to male children under the age of 16 years and female children under the age of 18 years, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Engrossed House Bill No. 230 by Eby, entitled:

An Act consolidating township funds in each township in the several counties in the State into a consolidated fund; providing for the transfer of **cash on hand in said funds** and the apportionment of revenue, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Engrossed House Bill No. 241 by King, O'Dill and Brewster, entitled:

An Act relating to the nomination and election of county commissioners in Creek County; providing for nomination of commissioners by districts and election at large,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 62 by Briggs and Ritzhaupt, entitled:

An Act providing for and creating and establishing a lien upon claims or rights of action and money to secure the payment of hospital and medical care and expenses in certain cases, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 87 by Ritzhaupt, Whitaker, Waldrep, Commons, Taylor, Carlile, Chamberlin, Fischl, Ivester, Jones, Nance, Paul, etc., entitled:

An Act creating a department of State Police; providing for the appointment of a director thereof and prescribing his qualifications and compensation; prescribing the duties and powers and authority of said department, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 90 by Howsley of the Senate, and Howell of the House, entitled:

An Act authorizing the county treasurer of each of the respective counties of this State with the approval of the Board of County Commissioners thereof to appoint additional emergency clerks; providing compensation; repealing Sections 7878 and 7880, Oklahoma Statutes, 1931, 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.

RAY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 108 by MacDonald and Jones of the Senate, and Ellis, Carleton and Gibbons of the House, entitled:

An Act creating department of state police, dividing same into four (4) divisions designated "Division of Investigation," "Division of Records," "Division of State Patrol," and "Division of Communication", etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 109 by Rinehart and Fidler of the Senate, and Coe of the House, entitled:

An Act creating thirty-nine positions of "Official Court Reporters," one for each judge of the district court judicial districts of the State of Oklahoma; authorizing their appointment; fixing the salary therefor, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Public Service Corporations to whom was referred Senate Bill No. 145 by Whitaker, entitled:

An Act extending and enlarging the powers of railroad corporations and conferring on them power to engage in transportation of persons, property, and mail by highway transport and water transport, and to do any and all things necessary or incidental to the exercise of such power, and repealing all 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 pass.

WHITAKER, Chairman.

Mr. President: We, your Committee on Public Service Corporations to whom was referred Senate Bill No. 157 by Albright and Burns, entitled:

An Act making it unlawful for persons, firms or corporations operating motor vehicles for the transportation of persons for hire, to allow a number of persons to ride in such vehicle at any one time greater, 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.

WHITAKER, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 171 by Timmons, entitled:



An Act amending Section 4305, 4309, 4311 and 4317 Oklahoma Statutes 1931, relating to the State Board of Accountancy 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.

RAY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 177 by Logan, entitled:

An Act creating the State Capitol Commission, providing for the regulation of the area adjacent to and surrounding the State Capitol Building of the State of Oklahoma, and the policing of streets within said area, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 189 by Broadus, entitled:

An Act amending Sections 2381 and 2383, Oklahoma Statutes of 1931, making it unlawful for any executive, legislative, ministerial or judicial officer or member of a board to appoint or vote for appointment of any, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 210 By Rorschach, Commons, Chamberlin, Duffy, entitled:

An Act amending Section 12399, Oklahoma Statutes, 1931, and Chapter 104, acts of the Fourteenth Legislature, relating to listing and assessing property of public service corporations, fixing January 1st as the assessment date; and providing for returns, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Mr. President: We, your Committee on Insurance, to whom was referred Senate Bill No. 224, by Sowards, entitled:

An Act authorizing mutual insurance companies, organized or incorporated outside the State of Oklahoma and licensed to transact fire, lightning, hail, cyclone or windstorm insurance in the State

where domiciled, to engage in the business of such insurance on farm property in the State of Oklahoma, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PAUL, Chairman.

Mr. President: We, your Committee on Livestock and Tenant Farming, to whom was referred Senate Bill No. 277, by Curnutt, Johnson and Hunt of the House, entitled:

An Act authorizing livestock inspectors and peace officers to investigate all shipments of livestock and meat and make arrests without warrants for person in the transportation of same when said officer, etc.,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

LOWRANCE, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 278, by Garvin, entitled:

An Act relating to the transfer and expenditure of certain county 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 pass.

RAY, Chairman.

President Pro Tempore Briggs presiding.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 234 correctly engrossed and Senate Bill No. 237 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 234 and ordered it transmitted to the Honorable House, for consideration.

Senator Albright presiding.

Senate Bill No. 237 was read at length 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.

President Pro Tempore Briggs presiding.

Senator Chamberlin moved that the call of the House be lifted, which motion prevailed.

#### MESSAGE

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

To the President of the Senate,  
Building,  
SIR:

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

#### ENGROSSED HOUSE BILL NO. 91—By BILLINGS,

An Act declaring that the creation, establishment, operation or maintenance of public parks or municipalities is a governmental function of the State; providing that no municipality shall incur liability for any acts arising ex delicto in connection with the creation, establishment, operation or maintenance of public parks; providing that this Act shall not be construed to make municipalities liable for any other governmental functions performed for the State,

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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 91.

Upon motion of Senator Chamberlin, the Senate adjourned, to meet at 10:00 o'clock a. m., Friday, March 15, 1935.



**FORTY-EIGHTH LEGISLATIVE DAY**

**FRIDAY, MARCH 15, 1935**

Pursuant to adjournment, the Senate met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following members were present:

**PRESENT:**

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright,
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 44.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

**SECOND READING**

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

SENATE BILL NO. 285—By RITZHAUPT of the Senate, and MORROW of the House—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 286—By BURNS—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 287—By WALDREP—Referred to Committee on State and County Affairs.

SENATE BILL NO. 288—By JOHNSTON of the Senate, and BYROM of the House—Referred to Committee on Agriculture.

SENATE BILL NO. 289—By FISCHL—Referred to Committee on Fish and Game.

SENATE BILL NO. 290—By TIMMONS (by request)—By unanimous consent, Senate Bill No. 290 was ordered placed upon the Calendar.

SENATE JOINT RESOLUTION NO. 23—By IVESTER—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 275—By ROBERTS—Referred to Committee on Roads and Highways.

ENGROSSED HOUSE BILL NO. 422—By GREGORY—Senator Rinehart asked unanimous consent, which was granted, to have House Bill No. 422 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 56—By GIBBONS—Referred to Committee on Military Affairs.

ENGROSSED HOUSE BILL NO. 171—By TRAW and TWIDWELL—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 91—By BILLINGS—Referred to Committee on Municipal Corporations.

#### GENERAL ORDER

SENATE BILL NO. 172, by Wilbanks, was considered.

Senator Ritzhaupt presiding.

Section 1 was read.

Senator Wilbanks submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 172, line 2, page 1, by striking the figures, "193-," and inserting the figures, "1933."

#### WILBANKS.

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

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

Upon motion of Senator Wilbanks, Senate Bill No. 172 was advanced to engrossment and third reading.

Upon motion of Senator Wilbanks, the rules of the Senate were suspended and Senate Bill No. 172 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 172 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	MacDonald,	Spencer,	Willis,
Briggs,	Garvin,	Nance,	Stewart,	Wright.
Broadus,	George,	Pugh,	Taylor,	
Burns,	Howsley,	Rinehart,	Timmons,	
Carlile,	Johnston,	Ritzhaupt,	Waldrep,	
Chamberlin,	King,	Rorschach,	Whitaker,	
Curnutt,	Logan,	Sowards,	Wilbanks,	Total, 30.

NOT VOTING:

Bushyhead,	Fidler,	Hutchinson,	Lowrance,	Ray,
Carmack,	Fischl,	Ivester,	Nichols,	Thomas,
Commons,	Hill,	Jones,	Paul,	Total, 14.

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:

AYE:

Albright,	Duffy,	MacDonald,	Spencer,	Willis,
Briggs,	Garvin,	Nance,	Stewart,	Wright.
Broadus,	George,	Pugh,	Taylor,	
Burns,	Howsley,	Rinehart,	Timmons,	
Carlile,	Johnston,	Ritzhaupt,	Waldrep,	
Chamberlin,	King,	Rorschach,	Whitaker,	
Curnutt,	Logan,	Sowards,	Wilbanks,	Total, 30.

NOT VOTING:

Bushyhead,	Fidler,	Hutchinson,	Lowrance,	Ray,
Carmack,	Fischl,	Ivester,	Nichols,	Thomas.
Commons,	Hill,	Jones,	Paul,	Total, 14.

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. 172 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 277, by Curnutt, of the Senate, and Johnson and Hunt, of the House, was considered.

Section 1 was read.

Senator Briggs submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 277, lines 4 and 5, page 1, by striking after the word, "have," in line 4, and before



the word, "is," line 5, and inserting the words, "evidence to establish that the driver."

BRIGGS.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 277, line 2, page 1, by striking the words, "peace officer," and inserting the words, "sheriff or deputy sheriff," and in line 2, page 2, by striking the words, "peace officer," and inserting the words, "sheriff or deputy sheriff."

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 277, line 3, page 2, by inserting after the word, "empowered," and before the word, "to," the words, "inspect and."

CURNUTT.

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

Section 2 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 277, line 14, page 2, by striking the words, "peace officer," and inserting the words, "sheriff or deputy sheriff."

CURNUTT.

Upon motion of Senator Curnutt, Section 2, as amended, was adopted.

Section 3 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 277, line 14, page 3, by striking the word, "revenue."

CURNUTT.

Upon motion of Senator Curnutt, Section 3, as amended, was adopted.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 277, line 3, page 1, by inserting after the word, "search," the words, "and inspect."

CURNUTT.

Upon motion of Senator Curnutt, Senate Bill No. 277, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Curnutt, the rules of the Senate were suspended and Senate Bill No. 277, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 277 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### A YE:

Burns,	Howsley,	MacDonald,	Rorschach,	Willis,
Curnutt,	Ivester,	Nance,	Sowards,	Wright.
Duffy,	Johnston,	Paul,	Taylor,	
Garvin,	Jones,	Ray,	Thomas,	
George,	King,	Rinehart,	Waldrep,	
Hill,	Logan,	Ritzhaupt,	Whitaker,	Total, 26.

#### NOT VOTING:

Albright,	Carlile,	Fidler,	Nichols,	Timmons,
Briggs,	Carmack,	Fischl,	Pugh,	Wilbanks.
Broadus,	Chamberlin,	Hutchinson,	Spencer,	
Bushyhead,	Commons,	Lowrance,	Stewart,	Total, 18.

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. 277, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 55, by Ritzhaupt, Taylor, et al., was considered.

Section 1 was read.

Senator Hill submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 55, by striking after the word, "insane," in line 7, page 1, all the balance of line 7, page 1, and striking lines 1, 2, 3, 4, 5, 6, 7 and 8, page 2, and inserting the following: "but where, in any criminal action by indictment or information, the defense of insanity is interposed either singly or in conjunction with some other defense, the jury must state in the verdict, if it is one of acquittal, whether or not the defendant is acquitted

on the ground of insanity and, where the defendant is acquitted on the ground that he or she, as the case may be, was insane at the time of the commission of the crime charged, such person shall, if the jury returning such verdict state therein that they deem the discharge of said person dangerous to the public peace or safety, be, by the trial court, committed to one of the State's hospitals for insane, there to be held and kept as a patient until legally discharged therefrom."

## HILL.

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

Upon motion of Senator Hill, Senate Bill No. 55, as amended, was advanced to engrossment and third reading.

Senator Nance asked that Senate Conferees, under House Bill No. 87, be "excused," for the purpose of committee work, which was the order, the conferees being Senators Commons, Nance, Stewart, Spencer, Timmons, Curnutt, Fidler, Fischl and Albright.

Upon motion of Senator Hill, the rules of the Senate were suspended and Senate Bill No. 55, as amended, was considered engrossed and placed upon third reading and final passage.

## 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:

## AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Broaddus,	Fischl,	King,	Rorschach,	Willis,
Burns,	Garvin,	Logan,	Sowards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Howsley,	Pugh,	Thomas,	
Commons,	Ivester,	Ray,	Timmons,	
Curnutt,	Johnston,	Rinehart,	Waldrep,	Total, 35.

## EXCUSED:

Fidler,	Nichols,	Stewart.	Total, 3.
---------	----------	----------	-----------

## NOT VOTING:

Briggs,	Hutchinson,	MacDonald,	
Bushyhead,	Lowrance,	Wilbanks.	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:

AYE:				
Albright,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Broadus,	Fischl,	King,	Rorschach,	Willis,
Burns,	Garvin,	Logan,	Sowards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Howesley,	Pugh,	Thomas,	
Commons,	Ivester,	Ray,	Timmons,	
Curnutt,	Johnston,	Rinehart,	Waldrep,	Total, 35.

EXCUSED:			
Fidler,	Nichols,	Stewart.	Total, 3.

NOT VOTING:			
Briggs,	Hutchinson,	MacDonald,	
Bushyhead,	Lowrance,	Wilbanks.	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. 55, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 213, by Johnston, was considered.

Section 1 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 213, line 7, page 1, by striking the word, "note," and inserting the word, "rate."

JOHNSTON.

By unanimous consent, further consideration of Senate Bill No. 213 was deferred for this legislative day, the bill to retain its place on the Calendar.

#### SPECIAL ORDER

Senator Johnston asked unanimous consent, which was granted, to defer consideration of SENATE JOINT RESOLUTION NO. 18, under Special Order, until 2:00 p. m., Tuesday, March 19, 1935.

## MESSAGE

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

To the President of the Senate,  
Building,  
SIR:

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

ENROLLED HOUSE BILL NO. 4—By BAILEY, JOHNSTON, FRAZIER, TWIDWELL, RAWLS, WOOTEN, WELCH, COX, REED, PHILLIPS of Pawnee, O'NEILL, ULMARK, HUEY, LONG, COLEMAN and TRAW,

An Act amending Section 2, Chapter 62, Session Laws, 1933, and Sections 5758 and 5759, O. S., 1931; providing methods for challenging of notification and declaration of candidates and giving election board authority to conduct hearings, subpoena witnesses and make decisions in writing which are final; providing for designation on the ballot of candidate's race and other descriptive matter; providing that no prefix, suffix or title shall be placed before or after candidate's name upon the ballot; repealing Sections 5760, 5761, 5763, 6026, 6027, 6028 and 6029, O. S., 1931; and all other Acts and parts of Acts in so far as they relate to run-off primary elections,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Rorschach presiding.

House Bill No. 4 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

## GENERAL ORDER

Senator Ritzhaupt presiding.

SENATE BILL NO. 278, by Garvin, was considered.

Section 1 was read.

Senator Wilbanks submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 278, line 3, page 1, by striking after the word, "the," and before the word, "fund,"

the word, "general," and substituting the word, "sinking," and in line 11, page 1, after the word, "year," strike the remainder of the section.

WILBANKS.

Senator Waldrep submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 278, line 3, page 1, by striking after the word, "to," and before the word, "fund," and inserting the following, "county highway construction and maintenance fund."

WALDREP.

Upon motion of Senator Garvin, Section 1 was adopted.

Senator Garvin asked unanimous consent, which was granted, to strike from lines 2 and 3, page 1, the word, "immediately."

Upon motion of Senator Garvin, Senate Bill No. 278 was advanced to engrossment and third reading.

Upon motion of Senator Garvin, the rules of the Senate were suspended and Senate Bill No. 278 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 278 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:				
Albright,	Curnutt,	Ivester,	Rinehart,	Waldrep,
Briggs,	Duffy,	Johnston,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Jones,	Rorschach,	Willis,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Howsley,	Pugh,	Timmons,	Total, 32.

NAY:  
Whitaker. Total, 1.

EXCUSED:  
Commons, Nance, Stewart.  
Fidler, Nichols, Total, 5.

NOT VOTING:  
Broadus, Lowrance, Ray, Total, 6.  
Hutchinson, MacDonald, Thomas.

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:

**Aye:**

Albright,	Curnutt,	Ivester,	Rinehart,	Waldrep,
Briggs,	Duffy,	Johnston,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Jones,	Rorschach,	Willis,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Paul,	Taylor,	
Chamberlin,	Howsley,	Pugh,	Timmons,	Total, 32.

**Nay:**

Whitaker.	Total, 1.
-----------	-----------

**Excused:**

Commons,	Nance,	Stewart.
Fidler,	Nichols,	Total, 5.

**NOT VOTING:**

Broadbuss,	Lowrance,	Ray,	
Hutchinson,	MacDonald,	Thomas.	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. 278 was ordered referred for engrossment.

**GENERAL ORDER**

SENATE BILL NO. 276, by Hill, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Hill.

Upon motion of Senator Hill, Senate Bill No. 276 was advanced to engrossment and third reading.

Upon motion of Senator Hill, the rules of the Senate were suspended and Senate Bill No. 276 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

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:

AYE:

Albright,	Curnutt,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	Jones,	Rorschach,	Wilbanks,
Broadus,	Garvin,	King,	Sowards,	Willis,
Bushyhead,	George,	Lowrance,	Spencer,	Wright.
Carlile,	Hill,	Paul,	Taylor,	
Carmack,	Howsley,	Pugh,	Timmons,	
Chamberlin,	Ivester,	Rinehart,	Waldrep,	Total, 32.

EXCUSED:

Commons,	Nance,	Stewart.
Fidler,	Nichols,	Total, 5.

NOT VOTING:

Burns,	Hutchinson,	MacDonald,	Thomas.
Fischl,	Logan,	Ray,	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:

AYE:

Albright,	Curnutt,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	Jones,	Rorschach,	Wilbanks,
Broadus,	Garvin,	King,	Sowards,	Willis,
Bushyhead,	George,	Lowrance,	Spencer,	Wright.
Carlile,	Hill,	Paul,	Taylor,	
Carmack,	Howsley,	Pugh,	Timmons,	
Chamberlin,	Ivester,	Rinehart,	Waldrep,	Total, 32.

EXCUSED:

Commons,	Nance,	Stewart.
Fidler,	Nichols,	Total, 5.

NOT VOTING:

Burns,	Hutchinson,	MacDonald,	Thomas.
Fischl,	Logan,	Ray,	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.

Senate Bill No. 276 was ordered referred for engrossment.

### 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 Legal Adviser, to whom was referred Engrossed House Bill No. 173, by Coe, Barnett, Carey, Kerr, Johnson of Osage, Gregory, Huey, Branan, Worthington, Corson, Byrom, Allen, etc., entitled:

An Act to create an organization to be known as "The Registered Dentist of Oklahoma," to provide for its organization, membership, dues and powers; defining the practice of dentistry, and dental hygiene, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Vice-Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 245, by Rorschach of the Senate, and Martin of the House, entitled:

An Act authorizing G. L. Wyckoff to bring suit against the State of Oklahoma for the purpose of determining whether or not the State of Oklahoma is indebted to said G. L. Wyckoff on account of injuries, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 248, by Commons, entitled:

An Act authorizing A. G. Croninger to institute and prosecute an action against the State of Oklahoma for the alleged damage to real property by the construction of highway, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 257, by Duffy, entitled:

An Act amending Sections 1 and 2, Chapter 40, Oklahoma Session Laws, 1933, relating to biennial and special audits of counties; prescribing the qualifications of deputy examiners making same; requiring them to post a bond; providing the manner of appointment of such deputies, 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.

DUFFY, Chairman.



Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 259, by Fischl, entitled:

An Act permitting the joining of school districts as parties defendant in actions for judgments upon warrants, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 267, by Rorschach, entitled:

An Act amending Section 592, Oklahoma Statutes, 1931, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Engrossed House Bill No. 272, by Montgomery, Freeman and Goodwin, entitled:

An Act amending Section 1, of Chapter 263, of the Session Laws of 1919, relating to continuances; 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 274, by Fischl, entitled:

An Act providing for liens for the operators of apartment houses and for the enforcement 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 280, by Duffy, entitled:

An Act authorizing municipal corporations owning waterworks plants and distributing systems to extend their lines or services beyond the corporate limits of the city, and to construct, own, maintain and operate water lines beyond the corporate limits of said city, and to do other things necessary to provide or supply water to any person, firm or corporation beyond the corporate limits of said city to the same

extent as may be done within the limits of such corporation; repealing Section 6058, Oklahoma Statutes, 1931, 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.

DUFFY, Chairman.

#### FIRST READING

By unanimous consent, the following bills and resolution were introduced and read for the first time:

**SENATE BILL NO. 291**—By **SENATE COMMITTEE ON SOLDIERS' RELIEF** and **HOUSE COMMITTEE ON SOLDIERS' RELIEF**—An Act authorizing the Soldiers' Relief Commission of the State of Oklahoma to build and equip "Memorial Chapel" for the use and benefit of ex-service persons at the Central State Hospital at Norman, Oklahoma; authorizing and directing the State Board of Public Affairs to set aside so much ground as may be necessary for the same; making an appropriation from the funds now on hand in the Soldiers' Relief Commission fund therefor.

**SENATE BILL NO. 292**—By **BUSHYHEAD** of the Senate, and **JOHNSTON** of Rogers, of the House—An Act authorizing the construction and equipment of an auditorium and recreational center, and administrative building on the reservation of the Oklahoma Military Academy of the State of Oklahoma; providing for the issuance and payment of Oklahoma Military Academy Building Bonds; providing for a revolving fund to be known as the Oklahoma Military Academy Sinking Fund; providing the manner of expending the proceeds of the bonds; providing for the management of the buildings; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

**SENATE JOINT RESOLUTION NO. 24**—By **TAYLOR**—A Resolution authorizing **Edna E. Dawkins** of Cheyenne, Oklahoma, to bring suit against the State of Oklahoma for damages sustained, and declaring an emergency.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

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

**ENGROSSED HOUSE BILL NO. 361**—By **BAILEY, MUNSON, SHOEMAKE, HOLLIMAN, KIKER, CARMICHAEL** and **STOKES**,



Forty-eighth Day, Friday, March 15, 1935

887

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expense of collection, enforcement, purchase of stamps and refunds, shall be placed to the credit of the General Revenue Fund of the State for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refunds and making appropriations therefor; requiring wholesalers and/or jobbers and retailers to procure licenses on permits and regulating the issuance and revocation of such licenses or permits; prescribing penalties; repealing all laws in conflict herewith, and declaring an emergency,

as requested by your Honorable Body for the purposes of correction.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,

Building,

SIR:

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

ENGROSSED SENATE BILL NO. 42—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making an emergency appropriation to be used by the State Crippled Childrens' Hospital for the fiscal year ending June 30, 1935, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 42 was ordered referred for enrollment.

To the President of the Senate,

Building,

SIR:

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

ENROLLED SENATE BILL NO. 237—By ALBRIGHT, JOHNSTON, WRIGHT, HOWSLEY and DUFFY of the Senate, and McCOLLUM, PUGH, TAYLOR, COX, HOWELL, WRIGHT, PAUL, LARASON, HOGG, JONES, DUNN, WILDER, ARMSTRONG, HANKLA, EASON, O'NEILL and SULLIVAN of the House,



An Act making an appropriation for the purpose of erecting and equipping a building at the Northwestern State Teachers College at Alva, Oklahoma, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 237 was ordered referred to the Governor for consideration.

Upon motion of Senator Chamberlin, the Senate recessed to meet at 1:00 p. m.

#### AFTERNOON SESSION

The Senate reassembled at 1:00 p. m., and was called to order by Senator Nance.

Senator Chamberlin presiding.

#### GENERAL ORDER

SENATE BILL NO. 220, by Nance, was considered.

Section 1 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 220, line 3, page 1, by striking the word, "exclusive," and inserting the word, "concurrent."

JOHNSTON.

Senator Duffy moved that further consideration of Senate Bill No. 220 be indefinitely postponed, which motion, by unanimous consent, he withdrew.

Senator Rinehart submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 220, line 8, page 1, by striking the period and adding, "including the impanelling of the jury as now provided in justice courts."

RINEHART.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 220, line 3,

page 1, by striking after the word, "exclusive," and inserting after the word, "jurisdiction," in line 3, the following: "concurrently with justices of the peace."

JOHNSTON.

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

Section 2 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 220, line 8, page 1, by inserting at the end of Section 2, the following: "changes of venue shall be taken only as provided for such change in other action by the county court."

JOHNSTON.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 220, line 8, page 1, by inserting after the Rinehart amendment the following: "Provided further that Sections 924, 925 and 926, Oklahoma Statutes, 1931, relative to trials and continuances, shall also govern the procedure therein, except as to change of venue."

BRIGGS.

Upon motion of Senator Nance, Section 2, as amended, was adopted.

Section 3 was read.

Senator Whitaker submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 220, line 2, page 2, by striking after the word, "taken," the remainder of said section and inserting the words, "to the District Court in the same manner as appeals from Justices of the Peace in forcible entry and detainer actions."

WHITAKER.

Upon motion of Senator Nance, Section 3, as amended, was adopted.

Section 4 was read and adopted, upon motion of Senator Nance.

Upon motion of Senator Nance, the vote was reconsidered by which Section 4 was adopted.

Upon motion of Senator Nance, Section 4 was ordered stricken.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Duffy:

Mr. President: I move to amend Senate Bill No. 220, by adding: "Cases coming under the provisions of this Act shall be filed before the justices in the justices district wherein the property is situated when not filed in the county."

STEWART.

Upon motion of Senator Nance, Senate Bill No. 220, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the title of Senate Bill No. 220 was ordered amended to conform with the bill, as amended.

Upon motion of Senator Nance, Senate Bill No. 220, as amended, was ordered printed.

Senator Nance moved that the Senate work under a call of the House, which motion prevailed.

Upon a roll call being ordered, the following were noted absent: Senators Carlile, Carmack, Commons, Curnutt, Hill, Hutchinson, Nance, Ritzhaupt, Stewart, Thomas, Timmons and Waldrep.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator MacDonald presiding.

#### GENERAL ORDER

HOUSE BILL NO. 71, by Wingo, et al., was considered.

Section 1 was read and adopted, upon motion of Senator Burns.

Senators Curnutt and Thomas asked to be recorded "present," which was the order.

Upon motion of Senator Burns, House Bill No. 71 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 71 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 71 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:



AYE:

Albright,	Fidler,	King,	Rinehart,	Wilbanks,
Briggs,	Fischl,	Logan,	Rorschach,	Willis,
Broadus,	Garvin,	Lowrance,	Sowards,	Wright.
Burns,	George,	MacDonald,	Spencer,	
Bushyhead,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	
Curnutt,	Johnston,	Pugh,	Waldrep,	
Duffy,	Jones,	Ray,	Whitaker,	Total, 35.

NOT VOTING:

Carlile,	Commons,	Hutchinson,	Ritzhaupt,	Timmons.
Carmack,	Hill,	Nance,	Stewart,	Total, 9.

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. 71, and ordered the same returned to the Honorable House.

Senators Timmons, Carlile, Ritzhaupt, Waldrep, Commons and Nance asked to be recorded "present," which was the order.

GENERAL ORDER

HOUSE BILL NO. 115, by Armstrong, was considered.

Section 1 was read.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 115, line 2, page 2, by striking the word, "Education," and inserting the words, "Public Instruction."

FISCHL.

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

Upon motion of Senator Briggs, House Bill No. 115, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and House Bill No. 115, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE 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:

## AYE:

Albright,	Duffy,	King,	Ritzhaupt,	Waldrep,
Briggs,	Fischl,	Logan,	Rorschach,	Whitaker,
Broaddus,	Garvin,	Lowrance,	Sowards,	Wilbanks,
Burns,	George,	MacDonald,	Spencer,	Willis,
Bushyhead,	Howsley,	Nichols,	Stewart,	Wright.
Carlile,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Timmons,	Total, 37.

## NAY:

Fidler,	Rinehart.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Carmack,	Hill,	Nance.
Commons,	Hutchinson,	Total, 5.

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:

## AYE:

Albright,	Duffy,	King,	Ritzhaupt,	Waldrep,
Briggs,	Fischl,	Logan,	Rorschach,	Whitaker,
Broaddus,	Garvin,	Lowrance,	Sowards,	Wilbanks,
Burns,	George,	MacDonald,	Spencer,	Willis,
Bushyhead,	Howsley,	Nichols,	Stewart,	Wright.
Carlile,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Timmons,	Total, 37.

## NAY:

Fidler,	Rinehart.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Carmack,	Hill,	Nance.
Commons,	Hutchinson,	Total, 5.

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. 115, as amended, was ordered referred for engrossment.

# GENERAL ORDER

SENATE BILL NO. 68, by Broaddus, et al., was considered.

Section 1 was read.

Senator Broaddus submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 68, lines 5 and 6, page 2, by inserting in line 5, after the word, "the," and before the word, "members," the words, "term of," and in line 6, strike the word, "who," and insert the word, "they," and from line 5, page 2, strike the words, "whose term."

## BROADDUS.

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

Sections 2, 3, 4 and 5 were read and adopted, upon motions of Senator Broaddus.

Upon motion of Senator Broaddus, Senate Bill No. 68, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, the rules of the Senate were suspended and Senate Bill No. 68, as amended, was considered engrossed and placed upon third reading and final passage.

## 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:

### AYE:

Albright,	Duffy,	King,	Rinehart,	Waldrep,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Broaddus,	George,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	MacDonald,	Spencer,	Willis,
Bushyhead,	Ivester,	Paul,	Stewart,	Wright.
Carlile,	Johnston,	Pugh,	Taylor,	
Chamberlin,	Jones,	Ray,	Timmons,	Total, 33.

### NAY:

Curnutt,	Fischl.	Total, 2.
----------	---------	-----------

### NOT VOTING:

Carmack,	Garvin,	Hutchinson,	Nichols,	Thomas.
Commons,	Hill,	Nance,	Sowards,	Total, 9.

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:

AYE:

Albright,	Duffy,	King,	Rinehart,	Waldrep,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Broadbudd,	George,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	MacDonald,	Spencer,	Willis,
Bushyhead,	Ivester,	Paul,	Stewart,	Wright.
Carlile,	Johnston,	Pugh,	Taylor,	
Chamberlin,	Jones,	Ray,	Timmons,	Total, 33.

NAY:

Curnutt,	Fischl.	Total, 2.
----------	---------	-----------

NOT VOTING:

Carmack,	Garvin,	Hutchinson,	Nichols,	Thomas.
Commons,	Hill,	Nance,	Sowards,	Total, 9.

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. 68, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 21, by Hankla of the House, and Willis of the Senate, was considered.

Section 1 was read.

Senator Willis submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 21, line 8, page 1, by striking after the word, "two," the remainder of said line and insert therefor the word, "Justices."

WILLIS.

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

Upon motion of Senator Willis, House Bill No. 21, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Willis, the rules of the Senate were suspended and House Bill No. 21, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 21 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Albright,	Duffy	King,	Rinehart,	Timmons,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Waldrep,
Broadus,	Fischl,	Lowrance,	Rorschach,	Whitaker,
Burns,	George,	MacDonald,	Sowards,	Wilbanks,
Bushyhead,	Howsley,	Nance,	Spencer,	Willis.
Carlile,	Ivester,	Paul,	Stewart,	
Chamberlin,	Johnston,	Pugh,	Taylor,	
Curnutt,	Jones,	Ray,	Thomas,	Total, 37.

#### NOT VOTING:

Carmack,	Garvin,	Hutchinson,	Wright.
Commons,	Hill,	Nichols,	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:

#### AYE:

Albright,	Duffy,	King,	Rinehart,	Timmons,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Waldrep,
Broadus,	Fischl,	Lowrance,	Rorschach,	Whitaker,
Burns,	George,	MacDonald,	Sowards,	Wilbanks,
Bushyhead,	Howsley,	Nance,	Spencer,	Willis.
Carlile,	Ivester,	Paul,	Stewart,	
Chamberlin,	Johnston,	Pugh,	Taylor,	
Curnutt,	Jones,	Ray,	Thomas,	Total, 37.

#### NOT VOTING:

Carmack,	Garvin,	Hutchinson,	Wright.
Commons,	Hill,	Nichols,	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.

House Bill No. 21, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 152, by Briggs, Rinehart and Timmons of the Senate, and Ellis of the House, was considered.

Sections 1, 2, 3, 4, and 5 were read and adopted, upon motions of Senator Briggs.

Upon motion of Senator Briggs, Senate Bill No. 152 was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Bill No. 152 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Jones,	Rinehart,	Waldrep,
Briggs,	Fidler,	King,	Ritzhaupt,	Whitaker,
Broadbuss,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	George,	MacDonald,	Stewart,	Willis.
Carlile,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	Total, 32.

#### NAY:

Lowrance,	Sowards,	Spencer.	Total, 3.
-----------	----------	----------	-----------

#### NOT VOTING:

Bushyhead,	Commons,	Hill,	Nance,	Wright.
Carmack,	Garvin,	Hutchinson,	Nichols,	Total, 9.

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:

#### AYE:

Albright,	Duffy,	Jones,	Rinehart,	Waldrep,
Briggs,	Fidler,	King,	Ritzhaupt,	Whitaker,
Broadbuss,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	George,	MacDonald,	Stewart,	Willis.
Carlile,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	Total, 32.

#### NAY:

Lowrance,	Sowards,	Spencer.	Total, 3.
-----------	----------	----------	-----------



NOT VOTING:

Bushyhead,	Commons,	Hill,	Nance,	Wright,
Carmack,	Garvin,	Hutchinson,	Nichols,	Total, 9.

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. 152 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 115 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 115, as amended, and ordered the bill returned to the Honorable House.

Senator Timmons presiding.

GENERAL ORDER

SENATE BILL NO. 134, by Ray, et al., was considered.

Senator Chamberlin moved that Senate Bill No. 134 be recommended to Judiciary Committee No. 1 for further consideration.

Senator Paul moved to table the Chamberlin motion, which motion failed of adoption.

Senator Paul, as a substitute, moved that further consideration of Senate Bill No. 134 be set for Special Order at 2:45 p. m., this day.

Senator Nance raised a point of order against discussion, which was sustained, stating motion to set for Special Order is not debatable.

Senator Stewart asked to be recorded "present," which was the order.

By unanimous consent, the following proceedings were had:

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 11, Senate Joint Resolutions Nos. 1, 3, 4, 15, 19, 20 and 21 correctly engrossed and Senate Bill No. 42 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 11, Engrossed Senate Joint Resolutions Nos. 1, 3, 4, 15, 19, 20 and 21 and ordered each transmitted to the Honorable House for consideration.

Senate Bill No. 42 was read at length 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.

### 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 State and County Affairs, to whom was referred Engrossed House Bill No. 121, by Welch, Bruce, Carmichael, Coe, Davis, Frazier, Montgomery, O'Brien, Rawls, Rone, Sadler, Spear and Standridge, entitled:

An Act giving to former owners of real estate the title to which has been acquired by the Chairman of the Board of County Commissioners of any county at resale and has not been further conveyed, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BURNS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 212, by Whitaker, entitled:

An Act providing for the redemption of real estate sold to the county on account of delinquent ad valorem taxes, where the county still holds the title thereto; providing for the waiving and releasing of interest, penalties and costs of the same if the principal amount thereof is paid on or before December 31, 1935, authorizing and directing County Treasurers to accept such amount and to issue redemption certificates therefor; providing the manner and means of issuing said redemption certificates; providing that after such payment said real estate shall be placed on the tax rolls; providing that the amounts paid hereunder shall accrue to the common school fund of the county, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 283—By THORNTON, SHOEMAKE and BRANAN,

An Act authorizing Leo D. Harman, Sr., formerly a captain in the Oklahoma National Guard, to bring suit against the State of Oklahoma for injuries sustained in line of duty as a soldier, providing that if judgment is entered in his favor, that the same shall be paid from the general funds of the State, appropriating not to exceed \$2,500.00, for the purpose of payment of any judgment rendered, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 69—By MONTGOMERY,

An Act amending Section 862, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace.

ENGROSSED HOUSE BILL NO. 354—By COLEMAN and TRAW,

An Act authorizing Jack Byers and Aler Boyd of Poteau, Oklahoma, to sue the State of Oklahoma to determine the amount of damages sustained to themselves and certain property and the liability of the State therefor, by reason of an accident caused by alleged negligence of the employees of the State Highway Department, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 69, 283 and 354.

To the President of the Senate,  
Building,

SIR:

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

ENGROSSED SENATE BILL NO. 49—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making an emergency appropriation to be used by the State University Hospital for the fiscal year ending June 30, 1935, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Engrossed Senate Bill No. 49 was ordered referred for enrollment.

### GENERAL ORDER

SENATE BILL NO. 134, by Ray, et al., was taken up for further consideration.

The Paul substitute motion was re-read.

Senator Chamberlin moved to table the Paul motion, which motion prevailed.

Senator Paul moved to amend the Chamberlin motion, to recommend Senate Bill No. 134 to Judiciary Committee No. 1, by instructing the said Committee to make report on the bill Wednesday, March 18, which motion was adopted.

The vote occurring on the Chamberlin motion, as amended, it was declared adopted.

Senator Commons moved that the Senate Conferees, appointed under ENGROSSED HOUSE BILL NO. 87, be instructed to vote for a rate of five (5) per cent gross production tax.

Senator Chamberlin moved that thirty (30) minutes be allotted the proponents and thirty (30) minutes be allotted the opponents for the purpose of debating the Commons motion.

Senator Ray moved to amend the Chamberlin motion, by striking the words and figures, "thirty (30)," and inserting the words and figures, "fifteen (15)," which motion prevailed.

The vote occurring on the Chamberlin motion, as amended, it was declared adopted.

Senator Paul, as a substitute for the Commons motion moved that the Senate Conferees, appointed under Engrossed House Bill No. 87, be instructed to vote for a rate of seven and one-half (7½) per cent gross production tax.

Senator Nance raised a point of order against the Paul motion, which was sustained, stating the allotted time for debate on the question of "5%," had expired and therefore question on adoption of the Commons motion was in order.

The vote occurring on the Commons motion, it was declared adopted, the roll call thereon being as follows:

#### AYE:

Briggs,	Duffy,	King,	Ray,	Whitaker,
Burns,	Howsley,	MacDonald,	Rinehart,	Wilbanks,
Bushyhead,	Ivester,	Nance,	Rorschach,	Willis,
Chamberlin,	Johnston,	Paul,	Taylor,	Wright,
Commons,	Jones,	Pugh,	Thomas,	Total, 24.

**NAY:**

Albright,	Fidler,	Hutchinson,	Ritzhaupt,	Timmons,
Broadus,	Fischl,	Logan,	Sowards,	Waldrep.
Carlile,	Garvin,	Lowrance,	Spencer,	
Curnutt,	George,	Nichols,	Stewart,	Total, 18.

**NOT VOTING:**

Carmack,	Hill.	Total, 2.
----------	-------	-----------

Senator Nance moved that the Senate Conferees, appointed under House Bill No. 87, be instructed to vote for the expiration date of the 5% tax on June 30, 1936.

Senator Briggs moved to amend the Nance motion, by adding, "with the understanding that the tax becomes 4% at and after the expiration of said date."

Senator Curnutt moved to table the Briggs amendment, which motion failed of adoption.

The vote occurring on the Briggs amendment, it was declared adopted.

The vote occurring on the Nance motion, as amended, it was declared adopted.

Senator Nichols served notice on the Senate that he would, on some future legislative day, move to reconsider the vote by which the Commons motion was adopted.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 21, Senate Bills Nos. 68, 276 and 278 all correctly engrossed.

**WILLIS, Chairman.**

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 21, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 68, 276 and 278 and ordered each transmitted to the Honorable House, for consideration.

**COMMITTEE REPORT**

Senator Wright submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, the Committee on Employees, beg leave to report that we have chosen and employed the following employees for the following positions:

Rex Yates, Page, in place of Lou Morrison, Page, now out of service.

O. B. Davis, Postmaster, in place of G. L. Scott, Postmaster, now out of service.

R. E. Kimbrough, Chaplain (for a period of ten [10] days), in place of Lloyd L. Roach, Chaplain, now out of service.

A. F. Wasson, Chaplain for next succeeding ten (10) days.

H. E. Gatti, Chaplain for next succeeding ten (10) days.

WRIGHT, Chairman.

Upon motion of Senator MacDonald, the call of the House was ordered lifted.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet under the rules on Monday, March 18, 1935, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 196—By HUSER.

An Act repealing Section 7734, Oklahoma Statutes, 1931, relating to a County Treasurer holding his office for a longer period than two terms in succession,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 196.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 219—By TIMMONS, FIDLER,



MacDONALD, PAUL, BROADDUS, NICHOLS, HILL, CURNUTT, GARVIN, WILBANKS, BRIGGS, CHAMBERLIN, LOGAN, FISCHL, RAY, JONES, SPENCER, IVESTER, COMMONS, STEWART and TAYLOR,

An Act providing that the Home Owners' Loan Corporation shall not be required to give cost, replevin, attachment, garnishment, redelivery injunction or appeal bonds or other obligations of security, or to make deposits in lieu thereof, in civil actions where such corporation is a party; and for other purposes, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 219 were read, as follows:

AMENDMENT NO. 1. That the Title be amended to read as follows:

An Act providing that the Home Owners' Loan Corporation shall not be required to give cost, replevin, attachment, garnishment, redelivery injunction or appeal bonds or other obligations of security, or to make deposits in lieu thereof, in civil actions where such corporation is a party; and for other purposes, and declaring an emergency.

AMENDMENT NO. 2. That Section 1 be stricken and the following substituted therefor.

SECTION 1. The Home Owners' Loan Corporation shall not be required to give cost, replevin, attachment, garnishment, redelivery, injunction, or appeal bonds or other obligations of security, or to make deposits in lieu thereof, in civil actions where such corporation is a party; provided, that in case of adverse decision such costs as are adjudged by the court to be taxable against such corporation shall, within 30 days after the final determination or disposition of such action, be paid by said corporation; provided, that in actions wherein the corporation is the party plaintiff and the costs cannot be collected from the defendant, if judgment be obtained against him, then the corporation will pay the costs incurred by it within the time provided herein for the payment of costs.

Further consideration of Senate Bill No. 219, as amended, was deferred for this legislative day.

To the President of the Senate,  
Building.

SIR:

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

**ENROLLED SENATE BILL NO. 42—By COMMITTEE ON APPROPRIATIONS,**

A Bill to be entitled an Act making an emergency appropriation to be used by the State Crippled Children's Hospital for the fiscal year ending June 30, 1935, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 42 was ordered referred to the Governor, for consideration.

The following Message from the Governor was received and read:

March 13, 1935.

To the President and Members  
Of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 20, 130, 82, 72, 98, 94 and 105, entitled:

**ENROLLED SENATE BILL NO. 20—By RINEHART, entitled:**

An Act relating to the termination of life estates in real property by county courts and prescribing the procedure therefor, and declaring an emergency.

**ENROLLED SENATE BILL NO. 130—By RORSCHACH, entitled:**

An Act making an appropriation for the purpose of removing a building and replacing same with a new building at the Whitaker State Orphans' Home, and authorizing the State Board of Public Affairs to expend said monies, and declaring an emergency.

**ENROLLED SENATE BILL NO. 82—By CHAMBERLIN, entitled:**

An Act amending Section 3196, Oklahoma Statutes, 1931, relating to appeal bonds in criminal cases.

**ENROLLED SENATE BILL NO. 72—By COMMONS of the Senate, and POTEET and SKINNER of the House, entitled:**

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern Oklahoma Junior College of the State of Oklahoma; providing for the issuance and payment of Northeastern Oklahoma Junior College Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency.

ENROLLED SENATE BILL NO. 98—By DUFFY of the Senate, and DOGGETT and HAYNES of the House, entitled:

An Act amending Section 1049, Oklahoma Statutes, 1931, providing for the payment of witness fees and mileage for State witnesses in certain civil cases, and declaring an emergency.

ENROLLED SENATE BILL NO. 94—By COMMITTEE ON APPROPRIATIONS, entitled:

A Bill to be entitled an Act making supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, for the Training School for Negro Boys, located at Boley, Oklahoma, and declaring an emergency.

ENROLLED SENATE BILL NO. 105—By COMMITTEE ON APPROPRIATIONS, entitled:

An Act making supplementary appropriation for the State Health Department for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,

Governor of Oklahoma.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules on Monday, March 18, 1935.



## FORTY-NINTH LEGISLATIVE DAY

MONDAY, MARCH 18, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Waldrep,
Broadbuss,	Fischl,	King,	Rinehart,	Whitaker,
Burns,	Garvin,	Logan,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	MacDonald,	Sowards,	Wright.
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Total, 42.
Curnutt,	Ivester,	Paul,	Taylor,	

## EXCUSED:

Commons. Total, 1.

## ABSENT:

Timmons. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## SPECIAL ORDER

Senator Broadbuss asked unanimous consent, which was granted, to have SENATE JOINT RESOLUTION NO. 12, by Johnston, Waldrep, et al, referred to the Committee on Agriculture, for the purpose of affording a hearing thereon, the bill to resume its place on the Calendar.

## COMMITTEE REPORT

The following Committee Report was submitted and read:

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 246 by Nichols (by request), entitled:

A Bill to be entitled An Act making general appropriation for the budget of the Legislative, Executive, and Judicial Departments of the State for the fiscal years ending June 30, 1936, and June 30, 1937, by functions of each department in accordance with the budget classifications adopted by the Governor,

beg leave to report that we had the same under consideration and herewith return a Committee Substitute in lieu thereof, with the recommendation that it do pass.

NICHOLS, Chairman.

Senator Nichols moved that consideration of Senate Bill No. 246 be made a Special Order at 2:00 p. m., on the next Legislative Day, five hundred (500) copies of the bill, as amended, being ordered printed.

Senator Nance moved to amend the Nichols motion, by striking the figures, "2:00 p. m.," and inserting the figures, "11:00 a. m.," which motion was adopted.

The vote occurring on the Nichols motion, as amended, it was declared adopted.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 55, 172 and 277, correctly engrossed and Senate Bill No. 49 correctly enrolled.

ALBRIGHT, Vice-Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 55, 172 and 277 and ordered each transmitted to the Honorable House, for consideration.

Senate Bill No. 49 was read at length 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.

#### RESOLUTIONS

The following Resolution was introduced and, by unanimous consent, read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 12—By BURNS and THOMAS.

A RESOLUTION CONDEMNING ALL PLACES OF BUSINESS IN THE STATE OF OKLAHOMA WHO MISTREAT THE AMERICAN INDIANS OR REFUSE TO EXTEND THE SAME COURTESIES AS ARE EXTENDED TO OTHER CITIZENS.

WHEREAS, the Constitution of the State of Oklahoma extends to

and guarantees the same rights and privileges to the American Indians as to white citizens, and

WHEREAS, the American Indian, as a race, has always been known as an honest, upright and law abiding race of people, and

WHEREAS, recently within the State of Oklahoma, on numerous occasions various and sundry Indians have been mistreated and discriminated against by different business enterprises, and

WHEREAS, on Sunday, March 10, 1935, the Honorable John Fletcher, an Indian citizen who is secretary of the Cheyenne-Arapaho Tribe, when he and his wife entered a certain cafe known as the Maudine Cafe, run by a foreigner, refused to serve said John Fletcher and his wife a meal on account of their race, and

WHEREAS, Indians all over this State have made similar complaints.

NOW, THEREFORE, be it resolved by the Senate of the State of Oklahoma of the Fifteenth Legislature, and the House of Representatives concurring therein, the Legislature of the State of Oklahoma here and now goes on record condemning any such conduct.

FURTHERMORE, be it further resolved that the Fifteenth Legislature of the State of Oklahoma condemns any scheme by any merchant, business man, or land trader, who by the use of deceit, fraud, mistreats the American Indian, be condemned as not a desirable citizen.

BE IT FURTHER RESOLVED, that the Fifteenth Legislature of the State of Oklahoma extend sympathy, praise and consideration to the American Indian in all things honorable and upright for the advancement and preservation of the Red Race.

Upon motion of Senator Thomas, Senate Concurrent Resolution No. 12 was adopted and referred for engrossment.

#### FIRST READING

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

SENATE BILL NO. 293—By CHAMBERLIN—An Act amending Section 5 of the Senate Bill 1 of the Fifteenth Legislature, approved by the Governor on March 9, 1935, relating to the manner of the distribution of the funds appropriated by said Act; making an appropriation to pay the expenses of administering said Act, and declaring an emergency.

SENATE BILL NO. 294—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House—An Act relating to champerty and maintenance, and repealing Sections 1939, 1940 and 1941, O. S. 1931.



SENATE BILL NO. 295—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 2098 and 2099, O. S. 1931; relating to false pretenses, cheats, and frauds.

SENATE BILL NO. 296—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 3400 and 3401, O. S. 1931; relating to joint legislative committee on Texas boundary dispute.

SENATE BILL NO. 297—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 3595 and 3596, O. S. 1931, relating to appropriations for orphans not in State Institutions.

SENATE BILL NO. 298—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Section 3680, O. S. 1931; relating to appropriations for the Corporation Commission.

SENATE BILL NO. 299—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 3684, 3685, 3686, 3687, 3688, 3689, 3690 and 3691, O. S. 1931; relating to the manufacture and distribution of ice.

SENATE BILL NO. 300—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act amending Section 3798, O. S. 1931; relating to Criminal Courts of Appeals Judicial Districts.

SENATE BILL NO. 301—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act amending Section 3802, O. S. 1931, and repealing

Section 3804, O. S. 1931; relating to law clerks for the Judges of the Criminal Court of Appeals.

SENATE BILL NO. 302—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 3925, 3926, 3927, 3928, 3929, 3930, 3931 and 3932, O. S. 1931; relating to the Superior Court of Custer County.

SENATE BILL NO. 303—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 4749, 4750 and 4751, O. S. 1931, relating to the commission on revision and review of constitution.

SENATE BILL NO. 304—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 5342, 5344, 5346, 5350, 5351, 5352 and 5353, O. S. 1931; relating to the State Penitentiary and the State Reformatory.

SENATE BILL NO. 305—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 4366, 4367, 4368, 4369 and 4370, O. S. 1931; relating to the Board of Commissioners on uniform legislation.

SENATE BILL NO. 306—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Article 3, Chapter 27, O. S. 1931, being Sections 5394 to 5404, inclusive, O. S. 1931; relating to State funding bonds.

SENATE BILL NO. 307—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Section 3500, O. S. 1931; relating to temporary positions in the office of the Commissioners of the Land Office.

SENATE BILL NO. 308—By WRIGHT, HUTCHINSON, JOHN-



STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Section 6328, O. S. 1931; relating to transporting nitro-glycerine in cities or towns.

SENATE BILL NO. 309—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Article 32, Chapter 34, O. S. 1931, being Sections 7194 to 7207, inclusive, O. S. 1931; relating to county High Schools.

SENATE BILL NO. 310—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Section 7827, O. S. 1931; relating to salaries of County Officers.

SENATE BILL NO. 311—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 7829 and 7830, O. S. 1931, relating to Federal Census.

SENATE BILL NO. 312—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 7832, 7833, 7841, 7847, 7856, 7857, 7858, 7859, 7860, 7861, 7862, 7863, 7864, 7865, 7870, 7872, 7876, 7877, 7881, 7890, 7894, 7895, 7896, 7898, 7899, 7900, 7915, 7920, 7937, 7951, 7955, 7973, 7987, 7992, 7994, 7995, 7996, 8007, 8011, 8016, 8025, 8029, 8030, 8031, 8032, 8040, 8044, 8049, 8057, 8060, 8073, 8074, 8075, 8076, 8077, 8078, 8079, 8080, 8081, 8082, 8083, 8084, 8085, 8086, 8087, 8088, 8119, 8121, 8123, 8132, 8159, 8192, 8193, 8207, 8223, 8233, 8251, 8266, 8267, 8268, 8269, 8270, 8271, 8272, 8273, 8274, 8275, 8276, 8277, 8278, 8285, 8316, 8317, 8318, 8319, 8345, 8347, 8350, 8351, 8360, 8362, 8377, 8379, 8408 and 8422; relating to salaries of County Officers.

SENATE BILL NO. 313—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 8460 to 8512, inclusive, O. S. 1931; relating to Township Government.



SENATE BILL NO. 314—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 8557 to 8569, inclusive, O. S. 1931; relating to State Cotton Grader and Cotton Grading.

SENATE BILL NO. 315—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 8542 to 8551, inclusive, O. S. 1931; relating to agricultural census reports and statistics.

SENATE BILL NO. 316—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 8676, 8677, 8680, 8683, 8685, 8701, 8733, 8735, 8739 and 8741, O. S. 1931; relating to agricultural fairs.

SENATE BILL NO. 317—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Sections 9165, 9166 and 9167, O. S. 1931; relating to State Bank Guaranty Fund.

SENATE BILL NO. 318—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act repealing Section 12330, O. S. 1931; relating to cancellation of taxes.

SENATE BILL NO. 319—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—An Act amending Section 12317, O. S. 1931; relating to property subject to ad valorem taxation; and repealing Section 12318, O. S. 1931.

SENATE BILL NO. 320—By RORSCHACH—An Act reapportioning the Congressional Districts of the State of Oklahoma, dividing the State into nine Congressional Districts, numbering said districts from one to nine inclusive, designating the Counties to be composed in each of said Districts, and repealing Section 3376, Oklahoma Statutes, 1931.

SENATE BILL NO. 321—By COMMITTEE ON BANKS AND BANKING (by request)—An Act authorizing Federal Savings and Loan Associations to convert themselves into domestic Building and Loan Associations; providing the procedure therefor; conferring power upon the Building and Loan Board to make rules and regulations relating thereto; providing that such converted associations shall thereafter be subject to the provisions of Article 8, Chapter 46 of the 1931 Oklahoma Statutes; and declaring an emergency.

SENATE BILL NO. 322—By COMMITTEE ON BANKS AND BANKING (by request)—An Act relating to domestic Building and Loan Associations, conferring the right to repurchase shares of stock therein from the holders thereof and conferring on shareholders the right to file written applications to re-purchase their shares in part or in full and providing the procedure in connection therewith and limitations therein, defining the term "net receipts," repealing Acts in conflict therewith and declaring an emergency.

SENATE BILL NO. 323—By COMMITTEE ON BANKS AND BANKING (by request)—An Act amending Section 1 of Chapter 17 of the 1933 Session Laws; and authorizing Building and Loan Associations of this State to borrow money; to become members and/or shareholders of any corporation or agency established by the United States Government or by the State of Oklahoma; to buy and own shares of stock and/or the bonds of and deposit money in and borrow money from such agencies; repealing acts in conflict therewith, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 25—By BRIGGS and CHAMBERLIN of the Senate, and PHILLIPS of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 9 of Article 10 of the Constitution of the State of Oklahoma.

Senator Nance moved that the Senate recess, for the purpose of an executive legislative caucus, which motion prevailed.

The Senate reassembled, with Senator Nance presiding.

Senator Duffy moved that Judiciary Committee No. 1 be given until Thursday, March 21st, in which to make its report on SENATE BILL NO. 134, by Ray et al., which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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



## ENGROSSED HOUSE BILL NO. 59—By COX and STOKES,

An Act authorizing the Board of County Commissioners in each county having a population of less than ten thousand to appoint a cattle brand inspector; defining his powers and duties; making it unlawful to drive to, or ship from any such county any cattle until same have been inspected by said brand inspector, evidenced by proper certificate; prescribing a compensation of said inspector, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the bill has been passed by the House as amended by said Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 59 was read as follows and, upon motion of Senator Stewart adopted by the Senate:

To the Speaker of the House of Representatives, and  
The President of the Senate:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 59, entitled:

An Act authorizing the Board of County Commissioners in each county having a population of less than ten thousand to appoint a cattle brand inspector; defining his powers and duties; making it unlawful to drive to, or ship from any such county any cattle until same have been inspected by said brand inspector, evidenced by proper certificate; prescribing a compensation of said inspector, and declaring it an emergency,

beg leave to report that we have had the same under consideration and herewith report and recommend:

- 1st. That the House concur in Senate Amendment No. 1.
- 2nd. That the word "inspector" in line 5 of Section 1, be stricken and the word "inspectors" be substituted therefor;
- 3rd. That the period at the end of Section 1, be stricken and a comma substituted therefor, and add the following: "the sheriff and his deputies are by this act declared to be ex officio cattle brand inspectors."
- 4th. That in line 3, Section 2, after the word "by" and before the word "the" the following words be added "one of" and that the word "inspector" in the same line be stricken and the word "inspectors" substituted therefor;

- 5th. That in line 4, Section 3, after the word "to" and before the



word "said," add the words "one of"; that the word "inspector" in the same line be stricken and that the word "inspectors" substituted therefor;

6th. That the title to said bill be stricken and the following title substituted therefor:

AN ACT AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS IN EACH COUNTY HAVING A POPULATION OF LESS THAN TEN THOUSAND AND ALL COUNTIES WHERE CATTLE ARE BY LAW PERMITTED TO RUN AT LARGE ON OPEN RANGE; TO APPOINT CATTLE BRAND INSPECTORS; DECLARING THE SHERIFF AND HIS DEPUTIES IN EACH COUNTY AFFECTED TO BE EX OFFICIO CATTLE BRAND INSPECTORS; DEFINING THEIR POWERS AND DUTIES; MAKING IT UNLAWFUL TO DRIVE TO, OR SHIP FROM ANY SUCH COUNTY ANY CATTLE UNTIL SAME HAVE BEEN INSPECTED BY SAID BRAND INSPECTORS, EVIDENCED BY PROPER CERTIFICATES; PRESCRIBING COMPENSATION OF SAID INSPECTORS, AND DECLARING IT AN EMERGENCY.

SHOEMAKE,	ALBRIGHT,
COOK,	LOWRANCE,
TAYLOR,	STEWART,
House Conferees.	Senate Conferees.

House Bill No. 59, as amended in Conference was read at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

<b>AYE:</b>				
Albright,	Duffy,	Johnston,	Paul,	Stewart,
Burns,	Fidler,	Jones,	Pugh,	Taylor,
Bushyhead,	Fischl,	King,	Ray,	Wilbanks,
Carlile,	George,	Logan,	Rinehart,	Willis.
Carmack,	Hill,	MacDonald,	Ritzhaupt,	
Chamberlin,	Howsley,	Nance,	Sowards,	
Curnutt,	Ivester,	Nichols,	Spencer,	Total, 32.

**EXCUSED:**  
Commons. Total, 1.

**ABSENT:**  
Timmons. Total, 1.

<b>NOT VOTING:</b>			
Briggs,	Hutchinson,	Thomas,	Wright.
Broadbudd,	Lowrance,	Waldrep,	
Garvin,	Rorschach,	Whitaker,	Total, 10.

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:

## AYE:

Albright,	Duffy,	Johnston,	Paul,	Stewart,
Burns,	Fidler,	Jones,	Pugh,	Taylor,
Bushyhead,	Fischl,	King,	Ray,	Wilbanks,
Carlile,	George,	Logan,	Rinehart,	Willis,
Carmack,	Hill,	MacDonald,	Ritzhaupt,	
Chamberlin,	Howsley,	Nance,	Sowards,	
Curnutt,	Ivester,	Nichols,	Spencer,	Total, 32.

## EXCUSED:

Commons. Total, 1.

## ABSENT:

Timmons. Total, 1.

## NOT VOTING:

Briggs,	Hutchinson,	Thomas,	Wright.
Broadus,	Lowrance,	Waldrep,	
Garvin,	Rorschach,	Whitaker,	Total, 10.

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. 59, together with Conference Committee Report thereon was ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 71—By WINGO, BOGGS and MAUK.

An Act providing for the payment by the counties of this State, of the premium on all surety bonds required by law to be executed by any county officer or his deputy,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 71 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature, corrected Enrolled House Bill No. 84, entitled:

ENROLLED HOUSE BILL NO. 84—By RAASCH, KIKER, BRANNAN, BREWER, BYROM, COX, FRAYER, HANKLA, HOGG, HOWELL, JOHNSON of Comanche, JONES, LARASON, MCCOLLOM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TAYLOR, WHITAKER and WRIGHT of Beaver, of the House, and HOWSLEY, IVESTER, CARMACK, JOHNSTON, THOMAS, ALBRIGHT, KING, RINEHART and RORSCHACH of the Senate,

An Act conferring additional duties, powers and limitations upon the Conservation Commission of the State of Oklahoma as created by the laws of Oklahoma, Article 5, Chapter 70, Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive; amending Section 13241, Oklahoma Statutes, 1931, fixing the terms of the members of the Commission; declaring conservation of the waters within the State in every manner and means therefor as public necessity and public property; authorizing and encouraging the building and conservation of ponds, lakes and reservoirs, terracing, contour cultivation, non-eroding planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real and mixed property to purchase personal property; authorizing the Commission to accept grants, gratuities and assistance from the United States of America and its agencies; amending Section 13242, Oklahoma Statutes, 1931, relating to the duties of the State Engineers and the State Highway Engineer and as to their records; amending Section 13246, Oklahoma Statutes, 1931, fixing salaries of members of the Commission and authorizing the Commission to employ assistance; providing that no members of the Commission shall become interested in a contract of the Commission or profit thereby, and providing penalties; providing said Commission may sue and be sued; empowering the Commission to establish rates and collect for services supplied; authorizing the empounding of waters by saturation, and to appropriate and conserve water; declaring all works of the Commission to be public property; providing for issuance of permits to build dams, and declaring an emergency.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 84 was read at length for the fourth time, the enrolled copy signed in open session by the Presiding Officer and ordered returned to the Honorable House.

Senator Johnston moved that an Article, appearing in The Antlers



American, under date of March 14, 1935, be incorporated in the Journal, which was the order.

Below the picture of Senator Johnston, the following Article appeared:

"The above is the likeness of a former delegate to the Constitutional Convention, first President Pro Tempore of the Oklahoma State Senate, Governor of the State of Oklahoma, and repeating as a Member of the State Senate.

"Delegate-Senator-Governor Johnston is one of the forty-four members of the Senate that never loses his poise when debate grows bitter, always collected and courteous. During his last tenure in the Senate, we believe the records will disclose that he hasn't missed a roll call—ever at his desk and always familiar with the subject under discussion. He is an 89'er and a linguist of rare ability."

Referring further to ENGROSSED SENATE BILL NO. 219, by Timmons, et al., as amended by the Honorable House:

Senator Ivester moved that the Senate concur in House Amendments to Engrossed Senate Bill No. 219, which motion prevailed.

Senate Bill No. 219, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Jones,	Pugh,	Whitaker,
Briggs,	Fidler,	King,	Ray,	Wilbanks,
Broadus,	Fischl,	Logan,	Rinehart,	Willis.
Bushyhead,	George,	Lowrance,	Ritzhaupt,	
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Thomas,	Total, 35.

NAY:

Burns,	Garvin,	Taylor.	Total, 3.
--------	---------	---------	-----------

EXCUSED:

Commons.	Total, 1.
----------	-----------

ABSENT:

Timmons.	Total, 1.
----------	-----------

NOT VOTING:

Hutchinson,	Rorschach,	Waldrep,	Wright.	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:

AYE:

Albright,	Duffy,	Jones,	Pugh,	Whitaker,
Briggs,	Fidler,	King,	Ray,	Wilbanks,
Broaddus,	Fischl,	Logan,	Rinehart,	Willis.
Bushyhead,	George,	Lowrance,	Ritzhaupt,	
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Thomas,	Total, 35.

NAY:

Burns,	Garvin,	Taylor.	Total, 3.
--------	---------	---------	-----------

EXCUSED:

Commons.	Total, 1.
----------	-----------

ABSENT:

Timmons,	Total, 1.
----------	-----------

NOT VOTING:

Hutchinson,	Rorschach,	Waldrep,	Wright.	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. 219, as amended, was ordered referred for enrollment.

Senator MacDonald made the observation that Governor Marland was present in the Senate Chamber.

By unanimous consent, the Senate recessed, for the purpose of an executive caucus.

The Senate reassembled, with Senator Nance presiding.

Senator Timmons was recorded "present."

President Berry presiding.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 204—By ELLIS and HUSER,

An Act to provide for the rehabilitation of the Treasury of Oklahoma and the retirement of State indebtedness; authorizing the State Treasurer to issue short time Treasury Certificates; making appropriation therefor, defining the purpose of this Act, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 204.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 336—By MONTGOMERY, CHAMBERS, O'BRIEN, EBY, MOFFETT, KIRKPATRICK and POE,

An Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each, for groceries and food-stuffs furnished to the destitute of Tulsa County, Oklahoma, in the year 1931, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 340—By KEYES, WINGO and PHILLIPS of Okfuskee,

An Act amending Section 57, Oklahoma Statutes, 1931, same being Chapter 81, Section 1, Session Laws, 1919, relating to publication of legal notices in daily and semi-weekly newspapers, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 389—By COE, ELLIS, BILLINGS, GIBBONS, SCHWOERKE, CARLETON and KEYES of the House, and FIDLER of the Senate,



An Act making appropriations from the General Revenue Fund for the purpose of paying certain claims for foodstuffs furnished State Relief Camp No. 1, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 427—By STOKES and WRIGHT of Beaver, of the House and HOWSLEY of the Senate,

An Act providing for the repayment of penalties, interest and costs collected on ad valorem taxes in all counties of the State where the penalties are now held in the Sinking Fund of said Counties and against which there is no bonded indebtedness now outstanding, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 336, 340, 389 and 427.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 49—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making an emergency appropriation to be used by the State University Hospital for the fiscal year ending June 30, 1935, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 49 was ordered transmitted to the Governor, for consideration.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Appropriations, to whom

was referred House Bill No. 55 by the Committee on Soldiers' Relief, entitled:

An Act making appropriation for the salaries, operation and maintenance of the Soldiers' Tubercular Sanatorium, 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.

NICHOLS, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 12 and Senate Bill No. 152 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 12 and Engrossed Senate Bill No. 152 and ordered each transmitted to the Honorable House, for consideration.

#### SECOND READING

By unanimous consent, the following bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 291—By SENATE COMMITTEE ON SOLDIERS' RELIEF and HOUSE COMMITTEE ON SOLDIERS' RELIEF—Referred to Committee on Soldiers' Relief.

SENATE BILL NO. 292—By BUSHYHEAD of the Senate, and JOHNSON of Rogers, of the House—Referred to Committee on Military Affairs.

SENATE JOINT RESOLUTION NO. 24—By TAYLOR—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 283—By THORNTON, SHOE-MAKE and BRANAN—Senator Logan asked unanimous consent, which was granted, to have Engrossed House Bill No. 283 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 69—By MONTGOMERY—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 354—By COLEMAN and TRAW—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 196—By HUSER—Referred to Committee on State and County Affairs.

GENERAL ORDER

SENATE BILL NO. 280, by Duffy, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 280 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 280 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 280 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

AYE:

Briggs,	Duffy,	Johnston,	Rorschach,	Willis,
Broadbudd,	Fidler,	Jones,	Sowards,	Wright.
Burns,	Garvin,	Logan,	Spencer,	
Carlile,	George,	Lowrance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Curnutt,	Hutchinson,	Ray,	Wilbanks,	Total, 30.

EXCUSED:

Commons. Total, 1.

NOT VOTING:

Albright,	Ivester,	Nance,	Ritzhaupt,	Whitaker.
Bushyhead,	King,	Pugh,	Timmons,	
Fischl,	MacDonald,	Rinehart,	Waldrep,	Total, 13.

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:

AYE:

Briggs,	Duffy,	Johnston,	Rorschach,	Willis,
Broadbudd,	Fidler,	Jones,	Sowards,	Wright.
Burns,	Garvin,	Logan,	Spencer,	
Carlile,	George,	Lowrance,	Stewart,	
Carmack,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Curnutt,	Hutchinson,	Ray,	Wilbanks,	Total, 30.



## EXCUSED:

Commons. Total, 1.

## NOT VOTING:

Albright,	Ivester,	Nance,	Ritzhaupt,	Whitaker.
Bushyhead,	King,	Pugh,	Timmons,	
Fischl,	MacDonald,	Rinehart,	Waldrep,	Total, 13.

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. 280 was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 241, by King, O'Dell and Brewster, was considered.

Section 1 was read and adopted, upon motion of Senator Jones.

Upon motion of Senator Jones, House Bill No. 241 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 241 was considered engrossed and placed upon third reading and final passage.

Senator Jones presiding.

## THIRD READING

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:

## AYE:

Briggs,	Duffy,	Johnston,	Paul,	Wilbanks,
Burns,	Garvin,	Jones,	Ray,	Willis,
Carlile,	George,	Logan,	Rorschach,	Wright.
Carmack,	Hill,	Lowrance,	Spencer,	
Chamberlin,	Howsley,	MacDonald,	Stewart,	
Curnutt,	Hutchinson,	Nichols,	Taylor,	Total, 27.

## EXCUSED:

Commons. Total, 1.

## NOT VOTING:

Albright,	Fischl,	Pugh,	Thomas,	
Broadus,	Ivester,	Rinehart,	Timmons,	
Bushyhead,	King,	Ritzhaupt,	Waldrep,	
Fidler,	Nance,	Sowards,	Whitaker.	Total, 16.

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. 241, and ordered the same returned to the Honorable House.

President Berry presiding.

### GENERAL ORDER

SENATE BILL NO. 114, by Garvin, was considered.

Section 1 was read and adopted, upon motion of Senator Garvin.

Upon motion of Senator Garvin, Senate Bill No. 114 was advanced to engrossment and third reading.

Upon motion of Senator Garvin, the rules of the Senate were suspended and Senate Bill No. 114 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 114 was read for the third time at length.

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

#### AYE:

Albright,	Fidler,	Jones,	Ray,	Wilbanks,
Briggs,	Garvin,	King,	Ritzhaupt,	Wright.
Broadus,	George,	Lowrance,	Rorschach,	
Burns,	Hill,	MacDonald,	Spencer,	
Carmack,	Howsley,	Nance,	Taylor,	
Curnutt,	Hutchinson,	Nichols,	Thomas,	
Duffy,	Johnston,	Paul,	Timmons,	Total, 30.

#### NAY:

Whitaker,	Willis.	Total, 2.
-----------	---------	-----------

#### EXCUSED:

Commons.	Total, 1.
----------	-----------

#### NOT VOTING:

Bushyhead,	Fischl,	Pugh,	Stewart,
Carlile,	Ivester,	Rinehart,	Waldrep.
Chamberlin,	Logan,	Sowards,	Total, 11.

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:

## AYE:

Albright,	Fidler,	Jones,	Ray,	Wilbanks,
Briggs,	Garvin,	King,	Ritzhaupt,	Wright.
Broadbuss,	George,	Lowrance,	Rorschach,	
Burns,	Hill,	MacDonald,	Spencer,	
Carmack,	Howsley,	Nance,	Taylor,	
Curnutt,	Hutchinson,	Nichols,	Thomas,	
Duffy,	Johnston,	Paul,	Timmons,	Total, 30.

## NAY:

Whitaker,	Willis.	Total, 2.
-----------	---------	-----------

## EXCUSED:

Commons.	Total, 1.
----------	-----------

## NOT VOTING:

Bushyhead,	Fischl,	Pugh,	Stewart,
Carlile,	Ivester,	Rinehart,	Waldrep.
Chamberlin,	Logan,	Sowards,	Total, 11.

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. 114 was ordered referred for engrossment.

Upon motion of Senator MacDonald, HOUSE BILL NO. 56, by Gibbons, was ordered withdrawn from the Committee on Military Affairs and placed upon the Calendar.

## GENERAL ORDER

HOUSE BILL NO. 175, by Gregory, was considered.

Section 1 was read.

Senator Rinehart submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 175, line 10, page 2, by adding after the word, "any," and before the word, "child," the word, "male," and by adding after the word, "years," line 11, page 2, and before the word, "who," the words, "and any female child under the age of 18 years."

RINEHART.

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

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

Upon motion of Senator Rinehart, House Bill No. 175 was advanced to engrossment and third reading.



By unanimous consent, House Bill No. 175, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

#### AYE:

Albright,	Garvin,	King,	Ray,	Waldrep,
Broaddus,	George,	Logan,	Rinehart,	Whitaker,
Burns,	Hill,	Lowrance,	Ritzhaupt,	Willis,
Carmack,	Howsley,	MacDonald,	Rorschach,	Wright.
Curnutt,	Hutchinson,	Nance,	Sowards,	
Duffy,	Johnston,	Nichols,	Spencer,	
Fidler,	Jones,	Paul,	Timmons,	Total, 32.

#### EXCUSED:

Commons. Total, 1.

#### NOT VOTING:

Briggs,	Chamberlin,	Pugh,	Thomas,
Bushyhead,	Fischl,	Stewart,	Wilbanks,
Carlile,	Ivester,	Taylor,	Total, 11.

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:

#### AYE:

Albright,	Garvin,	King,	Ray,	Waldrep,
Broaddus,	George,	Logan,	Rinehart,	Whitaker,
Burns,	Hill,	Lowrance,	Ritzhaupt,	Willis,
Carmack,	Howsley,	MacDonald,	Rorschach,	Wright.
Curnutt,	Hutchinson,	Nance,	Sowards,	
Duffy,	Johnston,	Nichols,	Spencer,	
Fidler,	Jones,	Paul,	Timmons,	Total, 32.

#### EXCUSED:

Commons. Total, 1.

#### NOT VOTING:

Briggs,	Chamberlin,	Pugh,	Thomas,
Bushyhead,	Fischl,	Stewart,	Wilbanks.
Carlile,	Ivester,	Taylor,	Total, 11.

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. 175 was ordered referred for engrossment.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 10:30 a. m., tomorrow, which motion prevailed.

### GENERAL ORDER

SENATE BILL NO. 261, by Nichols, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 261 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 261 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 261 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Jones,	Paul,	Stewart,
Broadus,	Duffy,	King,	Pugh,	Waldrep,
Burns,	Garvin,	Logan,	Ray,	Whitaker,
Bushyhead,	George,	Lowrance,	Rinehart,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Willis.
Carmack,	Howsley,	Nance,	Sowards,	
Chamberlin,	Johnston,	Nichols,	Spencer,	Total, 33.

#### EXCUSED:

Commons. Total, 1.

#### NOT VOTING:

Briggs,	Hutchinson,	Taylor,	Wright.
Fidler,	Ivester,	Thomas,	
Fischl,	Ritzhaupt,	Timmons,	Total, 10,

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:

#### AYE:

Albright,	Curnutt,	Jones,	Paul,	Stewart,
Broadus,	Duffy,	King,	Pugh,	Waldrep,
Burns,	Garvin,	Logan,	Ray,	Whitaker,
Bushyhead,	George,	Lowrance,	Rinehart,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Willis.
Carmack,	Howsley,	Nance,	Sowards,	
Chamberlin,	Johnston,	Nichols,	Spencer,	Total, 33.

EXCUSED:

Commons. Total, 1.

NOT VOTING:

Briggs,	Hutchinson,	Taylor,	Wright.
Fidler,	Ivester,	Thomas,	
Fischl,	Ritzhaupt,	Timmons,	Total, 10,

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. 261 was ordered referred for engrossment.

Senator Nance presiding.

Senator Chamberlin moved that the rules of the Senate be suspended and the vote be reconsidered by which the emergency section to HOUSE BILL NO. 361 was passed, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Curnutt,	Jones,	Paul,	Waldrep,
Briggs,	Duffy,	King,	Pugh,	Whitaker,
Burns,	Garvin,	Logan,	Ray,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rinehart,	Willis.
Carlile,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Sowards,	
Chamberlin,	Johnston,	Nichols,	Spencer,	Total, 32.

EXCUSED:

Commons. Total, 1.

NOT VOTING:

Broaddus,	Hutchinson,	Stewart,	Timmons,
Fidler,	Ivester,	Taylor,	Wright.
Fischl,	Ritzhaupt,	Thomas,	Total, 11.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 361, line 4, page 10, being Section 24, by striking after the word, "after," the remainder of the section and inserting the following: "its passage and approval".

CHAMBERLIN.

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



## AYE:

Albright,	Curnutt,	Jones,	Paul,	Waldrep,
Briggs,	Duffy,	King,	Pugh,	Whitaker,
Burns,	Garvin,	Logan,	Ray,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rinehart,	Willis,
Carlile,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Sowards,	
Chamberlin,	Johnston,	Nichols,	Spencer,	Total, 32.

## EXCUSED:

Commons, Total, 1.

## NOT VOTING:

Broadbush,	Hutchinson,	Stewart,	Timmons,
Fidler,	Ivester,	Taylor,	Wright.
Fischl,	Ritzhaupt,	Thomas,	Total, 11.

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. 361, as amended, was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 272, by Hill and Nichols, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 272 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 272 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE 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:

## AYE:

Albright,	Duffy,	Jones,	Paul,	Wilbanks,
Briggs,	Garvin,	King,	Rinehart,	Willis,
Burns,	George,	Logan,	Ritzhaupt,	Wright.
Carlile,	Hill,	Lowrance,	Rorschach,	
Carmack,	Howsley,	MacDonald,	Stewart,	
Chamberlin,	Hutchinson,	Nance,	Waldrep,	
Curnutt,	Johnston,	Nichols,	Whitaker,	Total, 31.

EXCUSED:

Commons. Total, 1.

NOT VOTING:

Broadbuss,	Fischl,	Ray,	Taylor,	
Bushyhead,	Ivester,	Sowards,	Thomas,	
Fidler,	Pugh,	Spencer,	Timmons,	Total, 12.

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:

AYE:

Albright,	Duffy,	Jones,	Paul,	Wilbanks,
Briggs,	Garvin,	King,	Rinehart,	Willis,
Burns,	George,	Logan,	Ritzhaupt,	Wright.
Carlile,	Hill,	Lowrance,	Rorschach,	
Carmack,	Howsley,	MacDonald,	Stewart,	
Chamberlin,	Hutchinson,	Nance,	Waldrep,	
Curnutt,	Johnston,	Nichols,	Whitaker,	Total, 31.

EXCUSED:

Commons. Total, 1.

NOT VOTING:

Broadbuss,	Fischl,	Ray,	Taylor,	
Bushyhead,	Ivester,	Sowards,	Thomas,	
Fidler,	Pugh,	Spencer,	Timmons,	Total, 12.

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. 272 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 71, by Broadbuss and Hutchinson, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Hutchinson.

By unanimous consent, Senator Johnston was added as a joint author of Senate Bill No. 71.

Upon motion of Senator Hutchinson, Senate Bill No. 71, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hutchinson, the rules of the Senate were

suspended and Senate Bill No. 71, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 71 was read for the third time at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

#### AYE:

Albright,	Duffy,	Jones,	Paul,	Whitaker,
Briggs,	Garvin,	King,	Ray,	Wilbanks,
Burns,	George,	Logan,	Rinehart,	Willis,
Carlile,	Hill,	Lowrance,	Ritzhaupt,	Wright.
Carmack,	Howsley,	MacDonald,	Rorschach,	
Chamberlin,	Hutchinson,	Nance,	Sowards,	
Curnutt,	Johnston,	Nichols,	Waldrep,	Total, 32.

#### EXCUSED:

Commons. Total, 1.

#### NOT VOTING:

Broaddus,	Fischl,	Spencer,	Thomas,
Bushyhead,	Ivester,	Stewart,	Timmons.
Fidler,	Pugh,	Taylor,	Total, 11.

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:

#### AYE:

Albright,	Duffy,	Jones,	Paul,	Whitaker,
Briggs,	Garvin,	King,	Ray,	Wilbanks,
Burns,	George,	Logan,	Rinehart,	Willis,
Carlile,	Hill,	Lowrance,	Ritzhaupt,	Wright.
Carmack,	Howsley,	MacDonald,	Rorschach,	
Chamberlin,	Hutchinson,	Nance,	Sowards,	
Curnutt,	Johnston,	Nichols,	Waldrep,	Total, 32.

#### EXCUSED:

Commons. Total, 1.

#### NOT VOTING:

Broaddus,	Fischl,	Spencer,	Thomas,
Bushyhead,	Ivester,	Stewart,	Timmons,
Fidler,	Pugh,	Taylor,	Total, 11.

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. 71 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 210, by Rorschach, Commons, Chamberlin and Duffy, was considered.

Section 1 was read.

Senator Rorschach moved the adoption of Section 1.

Senator Logan, as a substitute, moved that the Senate adjourn, which motion, by unanimous consent, he withdrew.

Senator Waldrep presiding.

Senator Nance, as a substitute, moved that Senate Bill No. 210 be advanced to engrossment and third reading.

Senator Curnutt asked unanimous consent, which was granted, to reconsider the vote by which Senate Bill No. 210 was advanced to engrossment and third reading.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 210, line 15, page 2, by inserting after the word, "return," the following: "Unless the value of the property of such corporation is greater than the value fixed in the last report or return filed with such Corporation Commission."

### WHITAKER.

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

Upon motion of Senator Rorschach, Senate Bill No. 210, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rorschach, the rules of the Senate were suspended and Senate Bill No. 210, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

AYE:

Albright,	Garvin,	Logan,	Ray,	Willis,
Burns,	George,	Lowrance,	Rinehart,	Wright.
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	
Carlile,	Howsley,	Nance,	Rorschach,	
Carmack,	Johnston,	Nichols,	Waldrep,	
Curnutt,	Jones,	Paul,	Whitaker,	
Duffy,	King,	Pugh,	Wilbanks,	Total, 30.

EXCUSED:

Commons. Total, 1.

NOT VOTING:

Briggs,	Fidler,	Ivester,	Stewart,	Timmons.
Broadbus,	Fischl,	Sowards,	Taylor,	
Chamberlin,	Hutchinson,	Spencer,	Thomas,	Total, 13.

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. 210, as amended, was referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 361 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 361, as amended, and ordered the bill returned to the Honorable House.

MESSAGE

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate.

Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 237, entitled:

ENROLLED SENATE BILL NO. 237—By ALBRIGHT, JOHNSTON, WRIGHT, HOWSLEY and DUFFY of the Senate, and MCCOLLOM, PUGH, TAYLOR, COX, HOWELL, WRIGHT, PAUL, LARASON, HOGG, JONES, DUNN, WILDER, ARMSTRONG, HANKLA, EASON, O'NEILL and SULLIVAN of the House, entitled:

An Act making an appropriation for the purpose of erecting and

and have caused the same to be filed with the Secretary of State.

E. W. MARLAND,

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:30 a. m., Tuesday, March 19, 1935.



## FIFTIETH LEGISLATIVE DAY

TUESDAY, MARCH 19, 1935

Pursuant to adjournment, the Senate met at 10:30 a. m., and was called to order by the President, who announced a quorum of the Senate not present.

By unanimous consent, the Senate recessed to meet at 10:45 a. m.

At 10:45 a. m., the Senate reassembled, with the President presiding.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Fischl,	Logan,	Rorschach,	Willis,
Briggs,	Garvin,	Lowrance,	Sowards,	Wright.
Broaddus,	George,	MacDonald,	Spencer,	
Burns,	Hill,	Nance,	Stewart,	
Bushyhead,	Howsley,	Nichols,	Taylor,	
Carlile,	Hutchinson,	Paul,	Thomas,	
Carmack,	Ivester,	Pugh,	Timmons,	
Chamberlin,	Johnston,	Ray,	Waldrep,	
Curnutt,	Jones,	Rinehart,	Whitaker,	
Duffy,	King,	Ritzhaupt,	Wilbanks,	Total, 42.

## EXCUSED:

Commons,	Fidler.	Total, 2.
----------	---------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## SECOND READING

The following bills and resolution were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 293—By CHAMBERLIN—Referred to Committee on Appropriations.

SENATE BILL NO. 294—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS,

WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 295—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 296—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Federal Relations.

SENATE BILL NO. 297—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 298—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 299—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 300—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 301—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 302—By WRIGHT, HUTCHINSON, JOHN-STON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINE-HART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS,

WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 303—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERDIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 304—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 305—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 306—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 307—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 308—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 309—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 310—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS,



WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 311—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 312—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 313—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 314—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 315—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 316—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 317—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 318—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS,

WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 319—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House—Referred to Committee on Code Revision.

SENATE BILL NO. 320—By RORSCHACH—Referred to Committee on Congressional Redistricting.

SENATE BILL NO. 321—By COMMITTEE ON BANKS AND BANKING (by request)—Referred to Committee on Banks and Banking.

SENATE BILL NO. 322—By COMMITTEE ON BANKS AND BANKING (by request)—Referred to Committee on Banks and Banking.

SENATE BILL NO. 323—By COMMITTEE ON BANKS AND BANKING (by request)—Referred to Committee on Banks and Banking.

SENATE JOINT RESOLUTION NO. 25—By BRIGGS and CHAMBERLIN of the Senate, and PHILLIPS of the House—Senator Briggs asked unanimous consent, which was granted, to have Senate Joint Resolution No. 25 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 336—By MONTGOMERY, CHAMBERS, O'BRIEN, EBY, MOFFETT, KIRKPATRICK and POE—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 340—By KEYES, WINGO and PHILLIPS of Okfuskee—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 389—By COE, ELLIS, BILLINGS, GIBBONS, SCHWOERKE, CARLETON and KEYES of the House, and FIDLER of the Senate—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 427—By STOKES and WRIGHT of Beaver, of the House and HOWSLEY of the Senate—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 204—By ELLIS and HUSER—Referred to Committee on Banks and Banking.

#### GENERAL ORDER

Upon motion of Senator MacDonald, HOUSE BILL NO. 56, by Gibbons, was advanced to engrossment and third reading.

Upon motion of Senator Logan, SENATE BILL NO. 177, by Logan, was ordered referred to the Committee on Private Corporations.



**SPECIAL ORDER**

SENATE BILL NO. 246, by Nichols (by request), was considered.  
Section 1 was read.

By unanimous consent, Section 1 was considered by sub-divisions.

**EXECUTIVE DEPARTMENT:**

Senators Ivester and Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: We move to amend Senate Bill No. 246, line 11, page 5, by substituting the figures, "10,000," for the figures, "15,000.00;" line 13, page 5, by substituting the figures, "10,000.00," for the figures, "25,000.00;" line 16, page 5, by substituting the figures, "5,000.00," for the figures, "10,000.00;" line 18, page 5, by substituting the figures, "4800.00," for the figures, "6,000.00."

**IVESTER and PUGH.**

Senator Whitaker presiding.

Senators Ivester and Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: We move to amend Senate Bill No. 246, line 4, page 6, by substituting the figures, "3,000.00," for the figures, "5,000.00."

**IVESTER and PUGH.**

Upon motion of Senator Nichols, the subdivision, **EXECUTIVE DEPARTMENT**, was adopted.

Upon motion of Senator Nichols, the subdivision, **LIEUTENANT GOVERNOR**, was adopted.

**BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION:**

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, line 9, page 9, by substituting the figures, "5,000.00," for the figures, "25,000.00."

**IVESTER.**

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 12, page 9, by adding after the word, "Supplies," the words, "and Printing".

**NICHOLS.**



Upon motion of Senator Nichols, the sub-division, BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION, as amended, was adopted.

SECRETARY OF STATE:

Senator Wright submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 246, line 16, page 10, by inserting after line 16 and before line 17, the following:

"For 2500 sets of Oklahoma Statutes, 1931, purchased by Section 4277, Oklahoma Statutes, 1931, and to be distributed as provided by Section 4262, Oklahoma Statutes, 1931, .....\$31,250.00 for the first year."

WRIGHT.

Senator Wilbanks moved to table the Wright amendment, which motion failed of adoption.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend the Wright amendment to Senate Bill No. 246, by striking the figures, "31,250.00," and inserting the figures, "15,000.00."

CURNUTT.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend the Wright amendment, as amended by the Curnutt amendment, by striking the figures, "15,000.00," and inserting the figures, "7,500.00."

IVESTER.

The vote occurring on the Wright amendment, as amended, it was declared failed of adoption.

Upon motion of Senator Nichols, the sub-division, SECRETARY OF STATE, was adopted.

Upon motion of Senator Nichols, the sub-division, STATE AUDITOR, was adopted.

Upon motion of Senator Nichols, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate reassembled, at 1:30 p. m., with the President presiding.

Senator Fidler asked to be recorded "present," which was the order.

### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 175, Senate Bills Nos. 71, 114, 210, 261, 272 and 280 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed, Engrossed Senate Amendments to and Engrossed House Bill No. 175, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 71, 114, 210, 261, 272 and 280 and ordered each transmitted to the Honorable House, for consideration.

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 Capitol Building and Grounds, to whom was referred Engrossed House Bill No. 234 by Peterson, entitled:

An Act authorizing the State Board of Public Affairs to assign the attic space on the sixth floor of the State Capitol Building now occupied by Boy Scouts No. 29, commonly designated "The Capitol Troop," etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BURNS, Chairman.

Mr. President: We, your Committee on Legal Advisory to whom was referred Senate Bill No. 236 by Briggs and Burns, entitled:

An Act providing for the escheat of personal property and real estate held in violation of Article 22 of the Constitution of the State of Oklahoma; providing for suits in the District Courts of the State, 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.

HILL, Chairman.

Mr. President: We, your Committee on Federal Relations to whom was referred Senate Bill No. 296 by Wright et al, of the Senate and Phillips et al of the House, entitled:

An Act repealing Sections 3400 and 3401, O. S. 1931; relating to Joint Legislative Committee on Texas Boundary Dispute,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

TAYLOR, Chairman.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 324—By JOHNSTON—An Act providing assessment and payment of taxes according to interest of land owners and providing for entry of interest in severance on the tax duplicates.

SENATE BILL NO. 325—By RORSCHACH—An Act amending Chapter 195 of the Fourteenth Legislature, special session, House Bill No. 1, relating to the apportionment of funds; purpose of the Act; the reduction of ad valorem taxation, use of revenue, and providing for refunds to be made by the Oklahoma Tax Commission; permitting claims to be filed on behalf of enrolled Indians for adjustment of taxes paid on their tax exempt lands during the period of exemption; repealing all acts to the contrary; and declaring an emergency.

SENATE BILL NO. 326—By WALDREP—An Act amending Section 3518, Oklahoma Statutes 1931, designating positions in the State Department of Labor, fixing their annual salaries, providing the manner of payments thereof, providing for traveling expenses, making an appropriation therefor.

SENATE BILL NO. 327—By LOWRANCE—An Act authorizing the State Auditor to enter into contracts, to make investigations and to determine omitted property for the purposes of taxation, and designating amount of compensation therefor, specifying the terms under which said contracts shall be entered into; providing for such omitted property to be assessed by the State Board of Equalization and for said Board to hold hearings thereon; designating method of certification of property discovered as omitted from taxation and the manner of entering same upon the tax rolls for assessment; providing that the compensation under such contracts shall not exceed fifteen per cent of the amount of taxes paid upon the property which has escaped taxation, and the method under which claims shall be filed, and the same certified and paid, and declaring an emergency.

#### GENERAL ORDER

SENATE CONCURRENT RESOLUTION NO. 10, by Fidler, was considered, being read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 10—By FIDLER.



A CONCURRENT RESOLUTION MEMORIALIZING AND REQUESTING THE CONGRESS OF THE UNITED STATES TO PAY ZOE A. TILGHMAN, THE WIDOW OF WM. (BILL) TILGHMAN, ON ACCOUNT OF THE KILLING OF SAID WM. (BILL) TILGHMAN BY FEDERAL PROHIBITION OFFICER.

WHEREAS, on November 1, 1924, a federal prohibition officer (Wylie Lynn) shot and killed Wm. (Bill) Tilghman, a State peace officer who had arrested the said Wylie Lynn for creating a disturbance; and,

WHEREAS, the House of Representatives of the United States, after a full investigation, reported that "the facts and circumstances point to a wanton and deliberate murder" (Congressional Record, February 16, 1933); and,

WHEREAS, Congress voted and paid to the widow of Henry Virkula Five Thousand Dollars (\$5,000), whose husband was also killed by federal officers, while he was in the act of fleeing from the law; and,

WHEREAS, this sum was paid within three (3) years after his death and although more than ten (10) years has passed since the killing of officer "Bill" Tilghman, and in spite of the acknowledgment of the justice of this claim by the House of Representatives of the United States, nothing has been done in the way of payment to the widow of "Bill" Tilghman; and,

WHEREAS, the payment in the case of the man killed while fleeing from the law and withholding said payment from the widow of the man killed in upholding the law appears unjust and tends to encourage law-breakers and radicals and to discourage good and faithful officers and to cause good citizens to lose respect for the law and is a reflection on the government and against public policy.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN,

That the Congress of the United States is respectfully memorialized and urged, in view of their having recognized the justice of this claim, that said Congress delay no longer in applying the remedy hereto to give the widow of said "Bill" Tilghman such reparation as may be just and equitable.

Upon motion of Senator Fidler, Senate Concurrent Resolution No. 10 was adopted.

Senate Concurrent Resolution No. 10 was ordered referred for engrossment.

Senator MacDonald presiding.

## SPECIAL ORDER

Referring further to SENATE BILL NO. 246:

Upon motions of Senator Fidler, the sub-divisions, BOARD OF EQUALIZATION, COURT OF TAX REVIEW and STATE TREASURER, were adopted.

## OKLAHOMA SECURITIES COMMISSION.

Senator Nichols submitted the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 246, by striking line 9, page 16, and inserting the following:

"Office Supplies and Equipment.....200.00 100.00,"  
and by adding between lines 9 and 10, page 17, the following:

"Printing other than Office Supplies ..... 600.00 600.00."  
and by amending the total to read .....9,320.00 9,220.00."

## NICHOLS.

Senators Johnston and Rorschach submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: We move to amend Senate Bill No. 246, line 3, page 16, by striking said line.

## JOHNSTON and RORSCHACH.

Upon motion of Senator Nichols, the sub-division, OKLAHOMA SECURITIES COMMISSION, as amended, was adopted.

## ATTORNEY GENERAL:

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 1, page 17, by striking the word, "Chief," and inserting the word, "Bond."

## NICHOLS.

Upon motion of Senator Nichols, the sub-division, ATTORNEY GENERAL, as amended, was adopted.

Upon motion of Senator Nichols, the sub-division, COMMISSIONER OF CHARITIES AND CORRECTIONS, was adopted.

## SUPERINTENDENT OF PUBLIC INSTRUCTION:

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, line 15, page 19, by substituting the figures, "3,500.00," for the figures, "5,000.00."

IVESTER.

Upon motion of Senator Nichols, the sub-division, SUPERINTENDENT OF PUBLIC INSTRUCTION, was adopted.

Upon motion of Senator Nichols, the sub-division, STATE BOARD OF EDUCATION, was adopted.

STATE BOARD OF VOCATIONAL EDUCATION:

Senator Howsley submitted the following amendment, which was tabled, upon motion of Senator Rorschach:

Mr. President: I move to amend Senate Bill No. 246, lines 10 and 12, page 21, by striking the figures, "50,000.00," and inserting the figures, "72,000.00."

HOWSLEY.

Upon motion of Senator Nichols, the sub-division, STATE BOARD OF VOCATIONAL EDUCATION, was adopted.

Senator Johnston moved that Senate Bill No. 246 be advanced to engrossment and third reading, which motion was tabled, upon motion of Senator Pugh.

ADJUTANT GENERAL:

Senator Rorschach submitted the following amendment, which was tabled, upon motion of Senator Burns:

Mr. President: I move to amend Senate Bill No. 246, by striking line 6, page 23.

RORSCHACH.

Upon motion of Senator Nichols, the sub-division, ADJUTANT GENERAL, was adopted.

Upon motion of Senator Nichols, the sub-division, STATE CAPITOL CUSTODIAN, was adopted.

STATE BOARD OF AGRICULTURE:

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 11, page 26, by changing the figures to read "15,000.00," for the first year, and "5,000.00," for the second year.

RORSCHACH.



Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, by inserting as line 16½, page 26, the following:

"Livestock Superintendent ..... 1,800.00      1,800.00."

STEWART.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, line 2, page 29, by striking said line.

IVESTER.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, line 4, page 29, by substituting the figures, "2,000.00," for the figures, "6,000.00."

IVESTER.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, line 5½, page 26, by inserting the following:

"Stenographer ..... 1,500.00      1,500.00."

STEWART.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 246, page 29, by inserting the following between lines 15 and 16:

"State Poultry Shows ..... 1,000.00      1,000.00."

RITZHAUPT.

Senator Nance submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend the Ritzhaupt amendment, by adding:

"For Indian Fairs ..... 5,000.00."

NANCE.

Upon motion of Senator Nichols, the Ritzhaupt amendment was tabled.

Senator Lowrance submitted the following amendment, which was tabled, upon motion of Senator Burns:

Mr. President: I move to amend Senate Bill No. 246, by striking lines 6, 7 and 8, page 27.

LOWRANCE.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 246, line 1½, page 28, by inserting the following:

"State Seed Analyst ..... 2,400.00      2,400.00,"  
and in line 3½, page 28, by inserting the following:

"Stenographer ..... 1,200.00      1,200.00,"  
and in line 11½, page 28, by inserting the following:

"Stenographer and Filing Clerk..... 1,500.00      1,500.00."

STEWART.

Senator Stewart asked unanimous consent, which was granted, to strike that part from his amendment relating to line 11½, page 28.

Senator Johnston moved that further consideration of Senate Bill No. 246 be deferred until such time as those desiring to amend the bill can prepare and submit such amendments, which motion was tabled, upon motion of Senator Nichols.

Upon motion of Senator Pugh, the Stewart amendment, as amended, was tabled.

Senator Wilbanks submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, by striking lines 15 and 16, page 27.

WILBANKS.

Upon motion of Senator Nichols, the sub-division, STATE BOARD OF AGRICULTURE, as amended, was adopted.

Senator Timmons presiding.

SUPREME COURT:

Senator Rorschach submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 246, line 5, page 30, by striking the words, "Law Clerks," and inserting the words, "Legal Assistants."

RORSCHACH.

Upon motion of Senator Nichols, the sub-division, SUPREME COURT, was adopted.

Upon motions of Senator Nichols, the sub-divisions, CLERK OF THE SUPREME COURT, CRIMINAL COURT OF APPEALS, STATE BAR and DISTRICT COURTS, were adopted.

#### STATE LIBRARY:

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 3, page 35, by inserting after the word, "Periodicals," the words, "Binding of Books."

RORSCHACH.

Upon motion of Senator Nichols, the sub-division, STATE LIBRARY, as amended, was adopted.

#### STATE REPORTER:

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 13, page 35, by striking the figures, "1500.00," each year, and substituting the figures, "1980.00," each year.

NICHOLS.

Upon motion of Senator Nichols, the sub-division, STATE REPORTER, as amended, was adopted.

Upon motions of Senator Nichols, the sub-division, STATE EXAMINER AND INSPECTOR, STATE BANKING DEPARTMENT AND BUILDING AND LOAN BOARD, were adopted.

#### DEPARTMENT OF PUBLIC HEALTH.

Senator Rorschach submitted the following amendment, which was tabled, upon motion of Senator Burns:

Mr. President: I move to amend Senate Bill No. 246, line 18, page 39, by inserting:

"Inspectors (4 at \$1800.00 each) .....7,200.00 7,200.00."

RORSCHACH.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 246, line 17,



page 40, by striking after the word, "Clinics," the figures, "10,000.00," each year, and substituting the figures, "30,000.00," each year.

RITZHAUPT.

Senator Nichols moved to table the Ritzhaupt amendment, which motion failed of adoption.

The vote occurring on the Ritzhaupt amendment, it was declared adopted.

Upon motion of Senator Nichols, the sub-division, DEPARTMENT OF PUBLIC HEALTH, as amended, was adopted.

Upon motions of Senator Nichols, the sub-divisions, COMMISSIONERS OF THE LAND OFFICE, STATE INDUSTRIAL COMMISSION and STATE BOARD OF PUBLIC AFFAIRS, were adopted.

MAINTENANCE OF CAPITOL BUILDING AND POWER HOUSE:

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 4, page 48, by striking the figures, "10,000.00," the second year and, in line 3, page 48, by striking the figures, "5000.00," the second year.

RORSCHACH.

Upon motion of Senator Nichols, the sub-division, MAINTENANCE OF CAPITOL BUILDING AND POWER HOUSE, as amended, was adopted.

DEPARTMENT OF LABOR:

Senator Whitaker submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, by striking lines, 3, 4, 5, 6, 7, 8, 9 and 10, page 49.

WHITAKER.

Senator Rorschach submitted the following amendment, which, by unanimous consent, he withdrew.

Mr. President: I move to amend Senate Bill No. 246, by inserting as line 11-2, page 49, the following:

"Boiler Inspector .....1500.00      1500.00."

RORSCHACH.

Upon motion of Senator Nichols, the sub-division, DEPARTMENT OF LABOR, was adopted.

Upon motions of Senator Nichols, the sub-divisions, STATE FIRE MARSHAL, STATE INSURANCE COMMISSION and STATE INSURANCE BOARD, were adopted. .

#### OKLAHOMA HISTORICAL SOCIETY:

Senator Broadbuss submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, by inserting as line 141-2, page 54, the following:

"Chief Clerk .....1500.00      1500.00,"  
and as line 151-2, page 54, the following:

"File Clerk for Newspapers and Magazines.....1200.00      1200.00,"  
and as line 161-2, page 54, the following:

"Cataloguer for Library and Newspapers .....1200.00      1200.00,"  
and as line 171-2, page 54, the following:

"One Clerk and Archivist .....1500.00      1500.00."

BROADBASS.

Senator Broadbuss submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, by inserting as line 61-2, page 55, the following:

"Traveling Editorial .....100.00      100.00."

BROADBASS.

Senator Broadbuss submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 246, line 6, page 55, by striking the figures, "1500.00," and inserting the figures, "950.00," each year.

BROADBASS.

Senator Broadbuss submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 8, page 55, by striking the figures, "200.00," each year, and inserting the figures, "100.00," each year.

BROADBASS.

Senator Broadbuss submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, by striking line 9, page 55, and inserting in lieu thereof the following:

"Printing and Binding .....4,200.00      3,600.00."

BROADDUS.

Senator Broaddus submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 246, by striking line 10, page 55, and inserting the following:

"Equipment and Books .....5,320.00      4,000.00."

BROADDUS.

Upon motion of Senator Nichols, the sub-division, OKLAHOMA HISTORICAL SOCIETY, as amended, was adopted.

Upon motion of Senator Nichols, the sub-division, BOARD OF OPTOMETRY, was adopted.

#### STATE ELECTION BOARD:

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 10, page 56, by adding after the word, "of," and before the word, "Run," at the beginning of line 11, the following: "Regular and," and in line 11, after the word, "and," and before the word, "General," insert the words, "Special and," and in line 12, strike the word, "Election," and inserting the words, "Election pursuant to the provisions of Chapter 199, Session Laws, 1933."

NICHOLS.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 246, line 12, page 56, by striking the figures, "210,000.00," and inserting the figures, "9,000.00."

CURNUTT.

Upon motion of Senator Nichols, the sub-division, STATE ELECTION BOARD, as amended, was adopted.

Upon motions of Senator Nichols, the sub-divisions, OKLAHOMA LIBRARY COMMISSION, CONFEDERATE PENSIONS and COMMISSION FOR THE ADULT BLIND, were adopted.

#### CHIEF MINE INSPECTOR:

Senators MacDonald, Briggs and King submitted the following amendment, which was adopted:



Mr. President: We move to amend Senate Bill No. 246, line 4, page 59, by striking the figures, "250.00," each year, and inserting the figures "\$350.00," each year.

MacDONALD,  
BRIGGS,  
KING.

Upon motion of Senator Nichols, the sub-division, CHIEF MINE INSPECTOR, as amended, was adopted.

#### STATE MINING BOARD:

Senators King, Briggs and MacDonald submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 246, line 16, page 59, by striking after the word, "Expenses," the figures, "1,500.00," each year, and inserting the figures, "2,400.00," each year, and by correcting the totals to conform thereto.

KING,  
BRIGGS,  
MacDONALD.

Upon motion of Senator Nichols, the sub-division, STATE MINING BOARD, as amended, was adopted.

President Pro Tempore Briggs presiding.

#### CORPORATION COMMISSION:

Senator Jones submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, line 12, page 62, by striking the figure, "6," and inserting the figures, "11."

JONES.

Senator Waldrep submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 246, line 11, page 63, by striking the figures, "50,000.00," each year, and inserting the figures, "100,000.00," each year.

WALDREP.

Upon motion of Senator Nichols, the sub-division, CORPORATION COMMISSION, was adopted.

Upon motion of Senator Nichols, the sub-division, FORESTRY COMMISSION, was adopted.

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

Upon motion of Senator Nichols, Senate Bill No. 246, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 246, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 246 was read for the third time at length.

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

#### AYE:

Albright,	Carmack,	Johnston,	Rinehart,	Whitaker,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Garvin,	King,	Rorschach,	Willis,
Burns,	George,	Logan,	Sowards,	Wright.
Bushyhead,	Hill,	Lowrance,	Spencer,	
Carlile,	Howsley,	Nichols,	Waldrep,	Total, 28.

#### NAY:

Paul,	Pugh.	Total, 2.
-------	-------	-----------

#### EXCUSED:

Chamberlin,	Commons.	Total, 2.
-------------	----------	-----------

#### NOT VOTING:

Curnutt,	Hutchinson,	Nance,	Taylor,	
Fidler,	Ivester,	Ray,	Thomas,	
Fischl,	MacDonald,	Stewart,	Timmons.	Total, 12.

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. 246, as amended, was ordered referred for engrossment.

### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 22—By  
WORTHINGTON of the House and CHAMBERLIN of the Senate,

A Concurrent Resolution expressing the regrets of the House of

Representatives and the Senate at the death of Mrs. Phoebe K. Cordell, mother of Honorable H. B. Cordell, President of the State Board of Agriculture,

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

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

By unanimous consent, immediate consideration was given Engrossed House Concurrent Resolution No. 22, which was read at length as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 22—By WORTHINGTON of the House, and CHAMBERLIN of the Senate.

A CONCURRENT RESOLUTION EXPRESSING THE REGRETS OF THE HOUSE OF REPRESENTATIVES AND THE SENATE AT THE DEATH OF MRS. PHOEBE K. CORDELL, MOTHER OF HONORABLE H. B. CORDELL, PRESIDENT OF THE STATE BOARD OF AGRICULTURE.

WHEREAS, the House of Representatives and the Senate have learned that Mrs. Phoebe K. Cordell, the mother of Honorable H. B. Cordell, who for many years served his State in the Oklahoma legislature and who is now president of the State Board of Agriculture, has passed away; and

WHEREAS, the House of Representatives and the Senate deeply regret the loss sustained by Mr. Cordell at the death of his mother and wish to extend to him their sympathy.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the House of Representatives and the Senate hereby express their regrets at the death of Mrs. Phoebe K. Cordell, mother of Honorable H. B. Cordell, President of the State Board of Agriculture, and extend their sympathy in this time of bereavement.

BE IT FURTHER RESOLVED:

That the Chief Clerk of the House of Representatives send to Honorable H. B. Cordell an enrolled copy of this Resolution.

Upon motion of Senator Waldrep, House Concurrent Resolution No. 22 was adopted.

The President Pro Tempore, in open session, signed Engrossed House Concurrent Resolution No. 22 and ordered it returned to the Honorable House.



To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 188—By KERR, EASON and KIKER,

An Act levying an Excise Tax on one-eighth of one cent per barrel on petroleum oil produced in the State of Oklahoma subsequent to the passage and approval of this Act; providing for the deposit of the proceeds of such tax in the State Treasury to the credit of the "proration Fund" created hereby, and the appropriation of said fund for the payment of salaries and expenses of the proration umpire, his assistant and deputies, and the proration attorney or attorneys, and for the payment of salaries and expenses of reporters, stenographers and clerks, and all items of office expense and supplies, as fixed and authorized by the provisions of Chapter 132 of the Session Laws of Oklahoma, 1933; providing for the time and manner of the payment of said tax by the purchaser or producer; providing for penalties and proceedings or delinquencies, and prescribing penalties for the violation of this Act; repealing Chapter 132 of the Session Laws of Oklahoma, 1933; repealing all Acts in conflict herewith, and for other purposes, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 188.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 214—By RAWLS of the House, and RAY of the Senate,

An Act authorizing persons who have been for one year a resident of the State of Oklahoma and are over the age of sixty years to fish in any public stream or to hunt without a license; providing for the issuance by the State Game Commission of permits to such persons to fish and hunt; authorizing such persons to sell any fish lawfully caught, killed, or trapped in this State without any license or permit therefor, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 214.

To the President of the Senate,  
Building.

SIR:

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

**ENROLLED HOUSE BILL NO. 361**—By BAILEY, MUNSON, SHOEMAKE, HOLLIMAN, KIKER, CARMICHAEL and STOKES,

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement and for rules and regulations in relations thereto; providing that the revenue derived hereunder, less expense of collection, enforcement, purchase of stamps and refunds, shall be placed to the credit of the General Revenue Fund of the State for the purpose of affording general revenues for the support of Governmental functions; creating a fund for the enforcement of this Act and for refunds and making appropriations therefor; requiring wholesalers and/or jobbers and retailers to procure licenses or permits and regulating the issuance and revocation of such licenses or permits; prescribing penalties; repealing all laws in conflict herewith, and declaring an emergency.

**ENROLLED HOUSE BILL NO. 21**—By HANKLA of the House, and WILLIS of the Senate,

An Act amending Session 6604, Oklahoma Statutes, 1931, relating to the nomination and election of City Marshals and Street Commissioners in cities situated in two counties and declaring an emergency.

**ENROLLED HOUSE BILL NO. 241**—By KING, O'DELL and BREWSTER,

An Act relating to the nomination and election of County Commissioners in Creek County; providing for nomination of Commissioners by district and election at large,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 21, 241 and 361 were read for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 159—By NANCE,

An Act authorizing the State Auditor to destroy by burning, all claims and all cancelled warrants for all fiscal years, prior to the fiscal years beginning July 1, 1925; and directing the State Auditor to safely preserve the book records now in his office with reference to the claims and warrants so destroyed, and declaring an emergency.

ENGROSSED SENATE BILL NO. 168—By BROADDUS,

An Act amending Section 6491, Oklahoma Statutes, 1933, providing for the appointment of the marshal and clerk of the city courts in all cities having a population of 25,000 and less than 55,000 as shown by last Federal census or any Federal census hereafter, and further amending Section 6502, Oklahoma Statutes, 1931, with reference to the judges of said court, and fixing the amount of his bond, and declaring an emergency.

ENGROSSED SENATE BILL NO. 63—By WRIGHT, HOWSLEY, DUFFY, RITZHAUPT, PUGH, GEORGE, RINEHART, WILBANKS, CHAMBERLIN, LOWRANCE, GARVIN, ALBRIGHT and BROADDUS of the Senate and HOWELL of the House,

An Act amending Section 5684, Oklahoma Statutes of 1931, relating to qualifications of persons to serve on county and precinct election boards or as counters of elections,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 63, 159 and 168 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 241—By NICHOLS of the Senate,



An Act to provide for the registration of paving and street improvement bonds issued in payment of paving and street improvements; providing for the registration and method of assignment thereof; authorizing the use of such bonds for the payment of any and all installments, whether delinquent or unmatured, together with interest and penalty thereon, of special assessments levied to pay such bonds, when written consent for the use of such bonds therefor has been given by all of the registered owners of all of the outstanding bonds of any series, and with the written consent of the registered owner of the bond or bonds so used; providing the method of using such bonds for such purpose; and confirming all settlements heretofore made with the consent of all of the owners of all outstanding bonds in any such district, 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, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 241 were read as follows:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 241—By NICHOLS of the Senate.

AN ACT TO PROVIDE FOR THE REGISTRATION OF PAVING AND STREET IMPROVEMENT BONDS ISSUED IN PAYMENT OF PAVING AND STREET IMPROVEMENTS; PROVIDING FOR THE REGISTRATION AND METHOD OF ASSIGNMENT THEREOF; AUTHORIZING THE USE OF SUCH BONDS FOR THE PAYMENT OF ANY AND ALL INSTALLMENTS, WHETHER DELINQUENT OR UNMATURED, TOGETHER WITH INTEREST AND PENALTY THEREON, OF SPECIAL ASSESSMENTS LEVIED TO PAY SUCH BONDS, WHEN WRITTEN CONSENT FOR THE USE OF SUCH BONDS THEREFOR HAS BEEN GIVEN BY ALL OF THE REGISTERED OWNERS OF ALL OF THE OUTSTANDING BONDS OF ANY SERIES, AND WITH THE WRITTEN CONSENT OF THE REGISTERED OWNER OF THE BOND OR BONDS SO USED; PROVIDING THE METHOD OF USING SUCH BONDS FOR SUCH PURPOSE; AND CONFIRMING ALL SETTLEMENTS HERETOFORE MADE WITH THE CONSENT OF ALL OF THE OWNERS OF ALL OUTSTANDING BONDS IN ANY SUCH DISTRICT, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. The owner or holder of any paving or street improvement bonds heretofore or hereafter issued by any City or Town in the State of Oklahoma for the payment of paving or street improvements in any such City or Town may register such bond with the Clerk of said City or Town by presenting same to such clerk, who

shall thereupon enter in a book to be kept for that purpose, a description of such bond, and the name of the owner or holder presenting the same for registration, and date of registration thereof, and endorse upon such bond, over his signature, or a facsimile of his signature, the legend, "registered in my office." After registration of any such bond no transfer or assignment thereof shall be valid until such transfer or assignment has been registered with the Clerk of such City or Town, as aforesaid.

SECTION 2. Whenever the outstanding bonds in any series issued for the payment of paving or street improvements in any district have been registered in accordance with the provisions of Section 1, hereof, all of the registered owners of all of such bonds may file their consent in writing with the Clerk of the City or Town in which such district is located, that bonds of such series may be used in payment of special assessments in accordance with the provisions of this Act; and such written consent shall be binding upon any transferee or assignee of any of such bonds, and upon all of the registered owners signing the same, as to all payments made in pursuance hereof, until written notice be filed with the Clerk by any such registered owner, or registered transferee or assignee, of any such bond, terminating his consent thereto. After such written consent is filed, as aforesaid, and until written notice of termination is given as herein provided, the owner of any property in any such paving or street improvement district may, with the written consent of the registered owner, or owners thereof, present to the Clerk of such City or Town, the bond bearing the lowest serial number of the bonds outstanding in such series, or if the same be insufficient, then he may present the next serially numbered bond, or bonds, as the case may require, in payment of the special assessment, or of any installment thereof, upon said owner's property in such paving or street improvement district, whether delinquent or unmatured, with all interest and penalty thereon. And the Clerk of said City or Town shall endorse upon said bond, or bonds, the amount of the installment, or installments, and interest and penalty thereon, for which the registered owner, or owners, consent that said bond may be tendered as payment, and thereupon the Clerk shall issue a receipt to the owner of such property to the extent of such installment, together with interest and penalty, for which credit has been endorsed, as aforesaid, upon said bond or bonds. Whenever the credits upon any such bond so endorsed equals the principal amount of such bond, together with all matured interest coupons thereto attached, said bond, together with all interest coupons attached thereto, whether due or to become due, shall be cancelled by such Clerk.

SECTION 3. In the event any such paving or street improvement assessment, or installments thereof, paid by endorsement upon such bonds, as provided in Section 2, hereof, are delinquent and in the hands of the County Treasurer of the county in which such City or Town is located, for collection, then said receipt issued by the Clerk of such City or Town, as herein provided for, may be presented by the holder thereof to the County Treasurer of such county, who shall thereupon endorse upon his records the satisfaction and discharge of the paving or improvement taxes upon the property for the installments described in such receipt, and thereafter such property shall



be free and discharged of and from all further lien for such installments of such assessment.

SECTION 4. Any transferee or assignee of any such bonds, from a registered owner or holder thereof, shall be bound by any payments and discharges made prior to the registration of his transfer and in pursuance of the provisions hereof.

SECTION 5. All settlements or compromises heretofore made by any property owner, with the owner or holder of bonds issued in any paving or street improvement districts in any City or Town in this State, are hereby ratified and confirmed and shall be binding upon all persons, including subsequent holders and assignees of such bonds.

SECTION 6. 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 and effect from and after its passage and approval.

Senator Nichols moved that the Senate refuse to concur in House Amendments to Engrossed Senate Bill No. 241 and request the Honorable House to grant a conference thereon, the President Pro Tempore to appoint Senate conferees, thereunder, which motion prevailed, the President Pro Tempore appointing as such conferees, Senators Nichols, Waldrep, Broadbuss, Duffy and Timmons.

#### 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, Bushyhead of the Senate and Johnston of Rogers of the House, to whom was referred Senate Bill No. 292, by Bushyhead of the Senate and Johnston of Rogers of the House, entitled:

An Act authorizing the construction and equipment of an auditorium and recreational center, and administrative building on the reservation of the Oklahoma Military Academy of the State of Oklahoma; providing for 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.

HUTCHINSON, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 294, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act relating to champerty and maintenance and repealing Sections 1939, 1940 and 1941, O. S., 1931,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 295, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 2098 and 2099, O. S., 1931; relating to false pretenses, cheats and frauds,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 297, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 3595 and 3596, O. S., 1931; relating to appropriations for orphans not in State institutions,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 298, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Section 3680, O. S., 1931; relating to appropriations for the Corporation Commission,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 299, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 3684, 3685, 3686, 3687, 3688, 3689, 3690, 3691, O. S., 1931; relating to the manufacture and distribution of ice,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 300, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act amending Section 3798, O. S., 1931; relating to Criminal Court of Appeals Judicial Districts,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 301, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act amending Section 3802, O. S., 1931; and repealing Section 3804, O. S., 1931; relating to law clerks for the Judges 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.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 303, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 4749, 4750 and 4751, O. S., 1931; relating to the Commission on Revision and Review of Constitution,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 304, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 5342, 5344, 5346, 5350, 5351, 5352 and 5353, O. S., 1931; relating to the State Penitentiary and the State Reformatory,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 305, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 4366, 4367, 4368, 4369 and 4370, O. S., 1931; relating to the Board of Commissioners on Uniform Legislation,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 306, by Wright, et al., of the Senate and Phillips, et al., of the House, entitled:

An Act repealing Article 3, Chapter 27, O. S., 1931, being Sections 5394 to 5404, inclusive, O. S., 1931; relating to State Funding Bonds,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 307, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Section 3500, O. S., 1931; relating to temporary positions in the office of the Commissioners of the Land Office,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 308, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Section 6328, O. S., 1931, relating to transporting nitroglycerine in cities or towns,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 309, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Article 32, Chapter 34, O. S., 1931, being Sections 7194 to 7207, inclusive, O. S., 1931; relating to County High Schools,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 310, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Section 7827, O. S., 1931; relating to salaries of County Officers,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 311, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 7829 and 7830, O. S., 1931, relating to federal census,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 312, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 7832, 7833, 7841, 7847, 7856, 7857, 7858, 7859, 7860, 7861, 7862, 7863, 7864, 7865, 7870, 7872, 7876, 7877, 7881, 7890, 7894, 7895, 7896, 7898, 7899, 7900, 7915, 7920, 7937, 7951, 7955, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 313, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 8460 to 8512 inclusive, O. S., 1931; relating to Township Government,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 314, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 8557 to 8569, inclusive, O. S., 1931; relating to State Cotton Grader and cotton grading,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom

was referred Senate Bill No. 315, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 8542 to 8551 inclusive, O. S., 1931; relating to agricultural census reports and statistics,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 316, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 8676, 8677, 8680, 8683, 8685, 8701, 8733, 8735, 8739 and 8741, O. S., 1931; relating to agricultural fairs,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 317, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Sections 9165, 9166, 9167, O. S., 1931; relating to State Bank Guaranty Fund,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 318, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act repealing Section 12330, O. S., 1931; relating to cancellation of taxes,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Mr. President: We, your Committee on Code Revision, to whom was referred Senate Bill No. 319, by Wright, et al., of the Senate, and Phillips, et al., of the House, entitled:

An Act amending Section 12317, O. S., 1931, relating to property subject to ad valorem taxation; and repealing Section 12318, O. S., 1931,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WRIGHT, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 10 correctly engrossed and Senate Bill No. 219 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Concurrent Resolution No. 10 and ordered it transmitted to the Honorable House, for consideration.

Senate Bill No. 219 was read at length 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 Johnston asked unanimous consent, which was granted, to withdraw SENATE BILL NO. 288, by Johnston, of the Senate, and Byrom, of the House, from the Committee on Agriculture and place same upon the Calendar.

Upon motion of Senator Howsley, HOUSE BILL NO. 427, by Stokes and Wright of Beaver, of the House, and Howsley of the Senate, was ordered withdrawn from the Committee on Revenue and Taxation and placed upon the Calendar.

Senator Timmons asked unanimous consent, which was granted, to withdraw SENATE BILL NO. 104, by Timmons and Logan, of the Senate, and Chambers of the House, from the Committee on Education and place it upon the Calendar.

#### GENERAL ORDER

By unanimous consent, the following was submitted as a substitute for Senate Bill No. 104, and thereafter ordered referred to the Committee on Education:

SUBSTITUTE FOR SENATE BILL NO. 104—By TIMMONS of the Senate, and CHAMBERS of the House.

AN ACT TO ESTABLISH A LEGAL PROCEDURE FOR THE DISMISSAL, DEMOTION, OR RE-EMPLOYMENT OF TEACHERS IN THE PUBLIC SCHOOLS OF OKLAHOMA, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

#### SECTION 1. Definitions.

- (a) The term "teacher," as hereinafter used, shall include every



person for whom proper teaching certification is required by the laws of the State of Oklahoma before said person may be employed by a Board of Education for services in the public schools of said State.

(b) The words "Board of Education," as hereinafter used, shall include that board of official body, provided for by law, which shall have the management and control of the public school or schools within a given school district.

(c) The words "school term," as hereinafter used, shall designate those months within any fiscal year during which months school is maintained by a given district.

(d) The words "substitute teacher," as hereinafter used, shall include those teachers employed to fill the position of teachers under contract who are temporarily absent.

SECTION 2. At least sixty (60) days prior to the expiration of any teaching contract duly drawn by the Board of Education and the employed teacher, the Board of Education, through its Secretary, shall send to each teacher thus employed a statement notifying said teacher of the intention of said Board of Education to employ or not to employ said teacher for the ensuing school term beginning on or after July first of that calendar year, except that any teacher employed in a capacity such as to require said teacher to make recommendations pertaining to the re-employment or non-re-employment of subordinate teachers, shall receive such notice from the Board of Education at last ninety (90) days prior to the expiration of said teacher's contract.

### SECTION 3.

(a) If said notice to a teacher be a notice of the intention of the Board of Education not to employ said teacher for the ensuing school term, such notice shall include a statement of the causes for not employing said teacher which statement of causes for not employing said teacher shall be based upon any or all of the following causes, namely: incompetency, cruelty, negligence, immorality, disloyalty to the United States Government, failure to qualify under standards annually prescribed by the Board of Education, or conviction of a felony.

(b) Notice of the intention of the Board of Education not to employ a teacher for the ensuing school term, which said notice shall include a statement of the cause, or causes, for such non-employment, shall be sent to said teacher by United States Registered Mail to the last known address of said teacher; except that in the case of a teacher, required to submit recommendations regarding subordinate to said teacher, then such notice shall be mailed at least ninety (90) days prior to the expiration of said teacher's contract.

(c) A teacher not to be employed for the ensuing school term may request, in writing by United States Registered Mail, the Board of Education to grant a hearing before said Board. Such hearing shall be granted by the Board of Education provided said request for hear-

ing is filed with the Secretary of the Board of Education within fifteen (15) days after the date of said notice sent by the Board of Education notifying said teacher of the intention of the Board of Education not to employ said teacher for the ensuing school term.

(d) Upon the receipt of such request for a hearing, the Board of Education shall, within the next ten (10) days, fix a time and place for such hearing. Such hearing shall be held within twenty (20) days after said request for hearing is filed. Immediately, upon the fixing of such time and place, the Board of Education shall send to such teacher requesting a hearing, notice of the time, place and rules and regulations governing such hearing. Such rules and regulations shall guarantee to said teacher the right to employ counsel and to submit evidence and testimony. However, such counsel, evidence, or testimony, in behalf of said teacher, shall be supplied at no expense to the Board of Education.

(e) In any case where a district employs a superintendent of schools, said superintendent, or his designated representative, shall be present at the hearing, prepared to submit evidence or testimony.

(f) Within fifteen (15) days after such hearing is held the Board of Education shall vote and shall notify the teacher of its decision. No hearing shall be held with less than a quorum of said board present, and a majority vote of the members present shall constitute the decision. No member of said Board of Education not present at said hearing shall have a vote in the making of said decision. The decision of said Board of Education, when duly given, shall be final.

(g) Failure of a teacher under consideration for nonemployment to file written request for a hearing as hereinbefore prescribed shall constitute just cause for the Board of Education to refuse any subsequent request for a hearing and shall empower the Board of Education not to employ said teacher for the ensuing school term.

(h) Failure of the Board of Education to send any teacher under contract notice as hereinbefore prescribed stating the intention of said Board of Education to employ or not to employ said teacher for the ensuing school term shall obligate said Board of Education to employ said teacher for the ensuing school term.

(i) Boards of Education are hereby authorized to establish chronological age limits for teachers which age limits may be deemed just cause for terminating the services of any teacher who shall have acquired that age.

(j) In case any teaching position or positions within a school district are to be abolished for the ensuing school term, the Board of Education shall be authorized to dismiss the last employed teacher or teachers in such position or positions; except that in case of vacancy in any other similar position or positions, said teachers shall be transferred to such positions. In the event of no such vacancy in similar positions and in the event of vacancy in subordinate positions such teachers shall be transferred to such subordinate positions at a salary equal to that of other experienced teachers in such teaching positions.



SECTION 5. The Secretary of the Board of Education shall compile and keep as a permanent record the proceedings of all hearings for teachers involving dismissal or demotion.

SECTION 6. The salary of no teacher shall be decreased except there be the same per cent decrease for all teachers employed by the Board of Education.

SECTION 7. No part of this Act shall be deemed to obligate, in any manner, Board of Education in their employment or dismissal of substitute teachers.

SECTION 8. All Acts and parts of Acts in conflict with this Act are hereby expressly repealed and this Act shall be cumulative to all related Acts now in force.

SECTION 9. The provisions of this Act are severable and if any part or provision thereof shall be held void or invalid, the decision of the court so holding shall not effect or impair any of the remaining parts of provisions of this Act.

SECTION 10. 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 Timmons moved that the Senate adjourn, to meet under the rules.

Senator Hill, as a substitute, moved that the Senate adjourn, to meet at 10:30 a. m., Wednesday, March 20, 1935, which motion prevailed.



## FIFTY-FIRST LEGISLATIVE DAY

WEDNESDAY, MARCH 20, 1935

Pursuant to adjournment, the Senate met at 10:30 a. m., and was called to order by the President and, upon motion of Senator Logan, recessed to meet at 11:00 a. m.

At 11:00 a. m., the Senate reassembled, with the President presiding.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadus,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	Hill,	MacDonald,	Sowards,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright,
Chamberlin,	Hutchinson,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

## EXCUSED:

Fidler. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Nance moved that all instructions, heretofore given the Senate Conference Committee, under ENGROSSED HOUSE BILL NO. 87, including the unit rule adopted by the Senate, be rescinded, which motion prevailed.

By unanimous consent, the Senate Conferees under said House Bill No. 87, were "excused," for the purpose of committee work.

## FIRST READING

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

SENATE BILL NO. 328—By HUTCHINSON—An Act providing that confessions or evidence obtained through the use of certain scientific instruments, means, or methods, may be used in the trial of

any person accused of the commission of a crime; prescribing the conditions under which such evidence may be introduced, and declaring an emergency.

SENATE BILL NO. 329—By HUTCHINSON—An Act abolishing the Supreior Court in any county or counties in the State of Oklahoma having a population of not less than 45,500 nor more than 46,000; providing for the disposition of all cases pending in said Courts, and declaring an emergency.

SENATE BILL NO. 330—By RORSCHACH of the Senate, and MARTIN of the House—An Act making appropriation for the repair of boiler room and boiler; erection of refrigeration plant and power plant; erection of one dormitory at the Whitaker State Orphans Home, and declaring an emergency.

SENATE BILL NO. 331—By WALDREP—A Bill to be entitled An Act creating a revolving fund, which shall also be used as a petty cash fund, for the State Training School for white girls, at Tecumseh, Oklahoma, and declaring an emergency.

SENATE BILL NO. 332—By RITZHAUPT and GEORGE of the Senate and HUNT (Osage), DARWIN (Lincoln), FRAZIER (Lincoln), HUSER (Hughes), WYLEY (Cherokee) of the House—An Act amending Section 4581, Oklahoma Statutes 1931, to provide for the licensing of itinerants or traveling vendors or hawkers offering for sale drugs, ointments, or applicants for the treatment of diseases, injuries, or deformities, nostrums face powders, dintrifices, toothpaste, drug sundries, or toilet preparations by the State Board of Pharmacy, fixing the fee required for such license; providing for the distribution of said fees, and declaring an emergency.

SENATE BILL NO. 333—By TAYLOR—An Act providing for the extinguishment and satisfaction of money judgments rendered in actions for foreclosure of real and chattel mortgages upon payment into court of the full amount of the purchase price of mortgaged property at foreclosure sale or by purchase of said property at said sale by a judgment creditor, and declaring an emergency.

SENATE BILL NO. 334—By CHAMBERLIN, BROADDUS and WALDREP—An Act relating to the acceptance of public grants from the United States Government for the purpose of constructing and improving county roads and rural mail routes; authorizing the Governor to accept such grants; providing the means and manner of the distribution and expenditure of the funds, and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 324—By JOHNSTON—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 325—By RORSCHACH—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 326—By WALDREP—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 327—By LOWRANCE—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 188—By KERR, EASON and KIKER—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 214—By RAWLS of the House, and RAY of the Senate—Referred to Committee on Fish and Game.

#### GENERAL ORDER

Upon motion of Senator Nichols, SENATE BILL NO. 77, by Committee on Appropriations, was ordered re-referred to the Committee on Appropriations.

SENATE BILL NO. 88, by Nichols, Jones and Waldrep, was considered.

Sections 1, 2, 3, 4, 5 and 6 were read and adopted, upon motions of Senator Waldrep.

Senator Stewart asked unanimous consent, which was granted, to submit the following amendment to Section 1:

Mr. President: I move to amend Senate Bill No. 88, by adding after Section 1, the following: "Providing however any business concern may advertise commodities at a reduced price at least each three months for a sale of not more than ten days for each period of each three months."

STEWART.

Senator Waldrep asked unanimous consent, which was granted, to defer further consideration of Senate Bill No. 88, until such time as Senate Conferees under House Bill No. 87 can be present.

Senator Fischl moved that the Senate Conferees under HOUSE BILL NO. 87 be instructed to vote as a unit.

Senator Fidler asked to be recorded "present," which was the order.

Senator Chamberlin moved to table the Fischl motion.

Senator Nance presiding.

Senator Ray moved that the Senate resolve itself into executive session for the purpose of extending an invitation to Governor Marland to appear and advise as to remarks made by certain oil interests of the State.



Senator Paul moved to table the Ray motion.

Senator Chamberlin raised a point of order against the consideration of motions, except his to table the Fischl motion, stating he had withheld his motion for the remarks on points of personal privilege.

The Chair overruled the Chamberlin point of order, stating motion cannot be withheld by any Senator.

Senator Johnston presiding.

Senator Stewart, as a substitute for the Paul and Ray motions, moved that a Committee of 5 be appointed to investigate the charges related by certain members of the Senate and that the report of the Conference Committee on House Bill No. 87 be ordered withheld pending the said investigation.

Senator Wilbanks raised a point of order against the Stewart motion, which was overruled, stating the motion not germane to the subject before the Senate.

Upon motion of Senator Briggs, the Stewart motion was tabled.

Upon motion of Senator Nance, the Ray motion was tabled.

Upon motion of Senator Nance, the Fischl motion was tabled, the roll call thereon being as follows:

AYE:				
Albright,	Garvin,	King,	Ray,	Wilbanks,
Briggs,	Hill,	Logan,	Rinehart,	Willis,
Bushyhead,	Howsley,	MacDonald,	Rorschach,	Wright.
Carmack,	Ivester,	Nance,	Taylor,	
Chamberlin,	Johnston,	Paul,	Waldrep,	
Duffy,	Jones.	Pugh,	Whitaker,	Total, 27.

NAY:				
Broadus,	Fidler,	Lowrance,	Sowards,	Timmons.
Carlile,	Fischl,	Nichols,	Spencer,	
Curnutt,	George,	Ritzhaupt,	Stewart,	Total, 13.

EXCUSED:  
Burns. Total, 1.

NOT VOTING:  
Commons, Hutchinson, Thomas. Total, 3.

Upon motion of Senator Nance, the Senate recessed to meet at 3:00 o'clock, p. m.

#### AFTERNOON SESSION

The Senate reassembled at 3:00 o'clock, p. m., with the President presiding.

## 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 Education to whom was referred Engrossed House Bill No. 171 by Traw and Twidwell, entitled:

An Act amending Section 12315, Oklahoma Statutes, 1931; providing that warrants of school districts may be issued during the protest period for transportation of children and for compensation of drivers of school buses and, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Education to whom was referred Senate Resolution No. 1 by Ritzhaupt, entitled:

A Resolution authorizing and directing the education committee of the Senate to investigate the actions of the Oklahoma Textbook Commission in connection with their textbook adoptions, as provided for in House Bill No. 121, 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.

RITZHAUPT, Chairman.

Upon motion of Senator Ritzhaupt, the adverse Committee Report of Senate Resolution No. 1 was adopted.

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 99 by George, entitled:

An Act providing for transportation of pupils in school districts, and of transferred pupils from one school district to another, fixing limitations upon the furnishing of such transportations, regulating the cost of same, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 179 by George and Jones, entitled:

An Act authorizing the construction, alteration, improvement, furnishing, and equipment of buildings on the campuses of certain state educational institutions of the State of Oklahoma through their respective boards, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 183 by Broadus, entitled:

An Act amending Section 6778, Oklahoma Statutes 1931, relating to appeals from the County Superintendents; providing for the transfer to the District Court of the Appeals heretofore taken from the county superintendent, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be referred to Judiciary Number 1.

RITZHAUPT, Chairman.

Senate Bill No. 183 was ordered referred to Judiciary No. 1.

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 184 by Willis and Thomas, entitled:

An Act directing the school boards of all school districts of this State operating any buses for the transportation of children to and from school within one year after the effective date hereof, to cause such buses, 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.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Insurance to whom was referred Senate Bills Nos. 196 and 227 by Logan, entitled:

An Act amending Sections 13354, 13356, 13363, 13364, and 13395, Oklahoma Statutes 1931, and Sections 13365, 13367, and 13372, Oklahoma Statutes 1931 as amended by Chapter 29 of the Oklahoma Session Laws 1933, and Section, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PAUL, Chairman.

Upon the request of Senator Paul, Committee substitute for Senate Bills Nos. 196 and 227 was ordered referred to the Committee on Commerce and Labor.

Mr. President: We, your Committee on Roads and Highways to whom was referred Senate Bill No. 231 by Broadus, entitled:

An Act amending Chapter 156 (House Bill 656) Oklahoma Session Laws 1933, and providing for the regulation of the use of the public



highways by motor vehicles, and levying a tax providing for the disposition thereof,

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.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 63, 159 and 168 correctly enrolled.

WILLIS, Chairman.

Senate Bills Nos. 63, 159 and 168 were 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.

#### MESSAGES

The following Messages from the Honorable House were recieved and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 19—  
By HANKLA of the House, and PAUL, CHAMBERLIN, WILLIS and CARMACK, of the Senate,

A Concurrent Resolution adopting an official song of the State of Oklahoma,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House of Representatives and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Willis asked unanimous consent, which was granted, that Engrossed House Concurrent Resolution No. 19 be taken up for immediate consideration which was read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 19—  
By HANKLA of the House, and PAUL, CHAMBERLIN, WILLIS and CARMACK of the Senate.

A CONCURRENT RESOLUTION ADOPTING AN OFFICIAL  
SONG OF THE STATE OF OKLAHOMA.

WHEREAS, the State of Oklahoma has never adopted an official song; and

WHEREAS, Harriet Parker Camden composed the music and wrote the words to the song: "Oklahoma (A Toast)," in 1905, the words and music of which express in a beautiful manner the tradition, conditions and ideals of the State; and

WHEREAS, this song has been the unofficial anthem of this State since that time, a true and correct copy of which has been, and is now, on file and of record in the office of the State Library Commission; and

WHEREAS, the words of this song are as follows, to-wit:

OKLAHOMA (A TOAST)

*Harriet Parker Camden*

I give you a land of sun and flow'rs,  
And summer a whole year long;  
I give you a land where the golden hours  
Roll by to the mocking bird's song;  
Where the cotton blooms 'neath the southern sun,  
Where the vintage hangs thick on the vine;  
A land whose story has just begun,  
This wonderful land of mine.

CHORUS:

Oklahoma, Oklahoma, 'Tis the land I love the best.  
We have often sung her praises,  
But we have not told the half,  
So I give you 'Oklahoma',  
'Tis a toast we all can quaff.

A land where the fields of golden grain,  
Like waves on a sunlit sea,  
Bend low to the breezes that sweep the plain,  
With a welcome to you and me;  
Where the corn grows high 'neath the smiling sky,  
Where the quail whistles low in the grass;  
And fruit trees greet with a burden sweet,  
And perfume the winds that pass."

AND, WHEREAS, it is fitting and proper that the words and music of this song should be adopted as the official song of the State;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

First. That the words and music of the song, "Oklahoma (A

Toast)" by Harriet Parker Camden, 1905, be, and the same are hereby adopted as the official song and anthem of the State of Oklahoma.

Second. That the State Library Commission, where there is now on file and of record a true and correct copy of the words and music of this song, be, and the same is hereby designated as the depository of this official song.

Third. That a copy of this Resolution be mailed to Harriet Parker Camden, author, at her present home in Fair Oaks, California.

Upon motion of Senator Briggs, House Concurrent Resolution No. 19 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 19 and ordered it returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 53—By BRUCE, HUEY and GIBBONS,

An Act relating to the licensing of operators and chauffeurs of motor vehicles; defining motor vehicles; defining operators and chauffeurs; providing for issuance of licenses to operators and chauffeurs and prescribing the fee therefor and method of securing such licenses; providing for the collection of such fee and disposition of same; prescribing the individual and/or joint liability of certain persons violating the provisions of this Act, prohibiting the operations of motor vehicles except in accordance with the provisions of this Act; providing for the suspension and revocation of licenses issued pursuant hereto; prescribing penalties for the violation of this and other Acts, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 53.

To the President of the Senate,

Building.

SIR:

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



ENGROSSED HOUSE BILL NO. 269—By KIRKPATRICK,

An Act defining, for the purpose of this Act, the phrase "Banking Institution," "Closed Institution" and "Federal Deposit Insurance Corporation," authorizing banking institutions to purchase stock or securities from and to contract with the Federal Deposit Insurance Corporation, authorizing said corporation to serve as liquidating agent in the State of Oklahoma, providing for the subrogation of said corporation to depositors of closed institutions to the extent that said deposits have been paid, authorizing the exchange of reports and examinations of the State Bank Commissioner and Federal Deposit Insurance Corporation, providing for the sale of assets of closed banking institutions, or the pledge of its assets to secure a loan or loans, repealing all laws or parts of laws in conflict with this Act, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 270—By KIRKPATRICK,

Authorizing banks and trust companies organized under the laws of this State under certain conditions and in a manner specified to issue and sell preferred stock of one or more classes from time to time, to provide for the method and manner of retirement thereof, providing that the holders thereof shall not be subject to double liability, providing that neither said stock nor the holder thereof shall be subject to assessments thereon, providing for amendments to the Articles of Incorporation necessary to accomplish the purposes of this Act, authorizing the sale of said preferred stock to the Reconstruction Finance Corporation and others, providing that such stock in the hands of agencies of the Federal or State Governments shall not be subject to ad valorem tax, limiting preemptive rights of stockholders to subscribe and purchase said newly issued preferred stock, defining the words "Capital" and "Capital Stock" to include such preferred stock, authorizing and prescribing a method for the reduction of common stock outstanding, providing a method and manner of retirement of preferred stock and declaration and payment of a common stock dividend equal in aggregate par value to the aggregate par value of the preferred stock retired, providing that the validity of a portion of this Act shall not affect the balance hereof and repealing all laws and parts of laws in conflict herewith, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 269 and 270.

To the President of the Senate,  
Building.

SIR:

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

## ENROLLED HOUSE BILL NO. 59—By COX and STOKES,

An Act authorizing the Board of County Commissioners in each county having a population of less than ten thousand and all counties where cattle are by law permitted to run at large on open range; to appoint Cattle Brand Inspectors; declaring the Sheriff and his deputies in each county affected to be ex officio Cattle Brand Inspectors; defining their powers and duties; making it unlawful to drive to, or ship from any such county any cattle until same have been inspected by said Brand Inspectors evidenced by proper certificates; prescribing compensation of said inspectors, and declaring it an emergency,

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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 59 was read at length 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,  
Building.

SIR:

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

## ENROLLED HOUSE BILL NO. 115—By ARMSTRONG,

An Act amending Section 7114, Oklahoma Statutes, 1931, authorizing military reservations to be attached to independent school districts for school purposes; providing procedure therefor; providing for the disposition of taxes for such school purposes levied against railroads and other corporations and their franchises and property on said reservation; repealing all laws in conflict therewith, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 115 was read at length 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,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 241—By NICHOLS,

An Act to provide for the registration of paving and street improvement bonds issued in payment of paving and street improvements; providing for the registration and method of assignment thereof; authorizing the use of such bonds for the payment of any and all installments, whether delinquent or unmatured, together with interest and penalties thereon, of special assessments levied to pay such bonds, when written consent for the use of such bonds therefor has been given by all of the registered owners of all of the outstanding bonds of any series, and with the written consent of the registered owner of the bond or bonds so used; providing the method of using such bonds for such purpose, and confirming all settlements heretofore made with the consent of all of the owners of all outstanding bonds in any such district, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill, the following named Representatives: Abernathy of Pottawatomie, Welch, Singleton, Haynes, Phillips of Pawnee.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 219—By TIMMONS, FIDLER, MacDONALD, PAUL, BROADDUS, NICHOLS, HILL, CURNUTT, GARVIN, WILBANKS, BRIGGS, CHAMBERLIN, LOGAN, FISCHL, RAY, JONES, SPENCER, IVESTER, COMMONS, STEWART and TAYLOR,

An Act providing that the Home Owners Loan Corporation shall not be required to give cost, replevin, attachment, garnishment, redelivery, injunction or appeal bonds or other obligations of security, or to make deposits in lieu thereof, in civil actions where such corporation is a party; and for other purposes, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 219 was ordered referred to the Governor, for consideration.

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate  
Gentlemen:

I desire to inform you that I have permitted Enrolled Senate Bill No. 92, entitled:

"An Act making an appropriation for the fiscal year ending June 30, 1935, for the purpose of insuring and equalizing at least eight months of school in all of the Public Schools of this State for the school year 1934-35; prescribing how it shall be expended, providing rules and regulations therefor, and declaring an emergency,"

to become a law without my approval or disapproval, by remaining in my possession more than five days after receipt of same, and have transmitted same to the Secretary of State.

I did not deem it advisable to approve this bill for the reason that revenue measures have not been passed sufficient to provide funds with which to pay the warrants under the appropriation therein contained. On the other hand, I did not feel justified in disapproving this bill for the reason that the Legislature, before it adjourns, may provide adequate funds to care for the appropriation.

Respectfully submitted,

E. W. MARLAND,

Governor of the State of Oklahoma.

#### GENERAL ORDER

SENATE BILL NO. 288, by Johnston, of the Senate, and Byrom, of the House, was considered.

Sections 1 to and including Section 13 were read and adopted, upon motions of Senator Johnston.

Upon motion of Senator Johnston, Senate Bill No. 288 was advanced to engrossment and third reading.

SENATE BILL NO. 118, by Briggs, Broaddus, Wilbanks et al, was considered.

Sections 1 to and including Sections 9 were read and adopted, upon motions of Senator Briggs.

Sections 10 to and including Section 21 was read and adopted, upon motions of Senator Chamberlin.

By unanimous consent, Senators Fidler, Howsley and Timmons were added as joint authors of Senate Bill No. 118.

Upon motion of Senator Chamberlin, Senate Bill No. 118 was advanced to engrossment and third reading.

Senator Duffy presiding.

SENATE BILL NO. 145, by Whitaker, was considered.

Section 1 was read.

Upon motion of Senator Chamberlin, further consideration of Senate Bill No. 145 was deferred until some future legislative day.

HOUSE BILL NO. 55, by Soldiers' Relief Committee, was considered.

Section 1 was read and adopted, upon motion of Senator Chamberlin.

Upon motion of Senator Chamberlin, House Bill No. 55 was advanced to engrossment and third reading.

SENATE BILL NO. 228, by Broadus, of the Senate, and Chambers of the House, was considered.

Section 1 was read and adopted, upon motion of Senator Broadus.

Section 2 was read.

Senator Broadus submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 228, line 8, page 2, by inserting after the word, "town," the following: "except it shall not apply to any person, firm, association or corporation operating under valid franchise from said city or town."

BROADDUS.

Senator Broadus submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 228, line 8, page 2, by inserting after the word, "town," the following: "except it

shall not apply to any person, firm, association or corporation, operating under valid franchise from said city or town in which a definite rate is otherwise provided."

BROADDUS.

Upon motion of Senator Broaddus, Section 2, as amended, was adopted.

Sections 3, 4 and 5 were read and adopted, upon motions of Senator Broaddus.

Upon motion of Senator Broaddus, Section 6 was ordered stricken and succeeding section renumbered as "Section 6."

Upon motion of Senator Broaddus, Senate Bill No. 228 was advanced to engrossment and third reading.

SENATE BILL NO. 279, by Timmons, Broaddus, Briggs, et al, was considered.

Section 1 was read.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 279, line 3, page 1, by striking after the word and figures, "Section 1136," the rest of said line and lines 4 and 5.

WHITAKER.

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

Upon motion of Senator Timmons, Senate Bill No. 279, as amended, was advanced to engrossment and third reading.

SENATE JOINT RESOLUTION NO. 25, by Briggs and Chamberlin, of the Senate, and Phillips, of the House, was considered.

Section 1 was read.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 1, page 3, by striking after the word, "exceed," and before the word, "mills," the word and figures, "fifteen (15)," and inserting the word and figures, "ten (10)."

PUGH.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 1, page 3, by striking after the word, "exceed," and before the



word, "upon," and inserting the following: "the average number of mills as levied over the past six years."

RITZHAUPT.

Senator Briggs asked that further consideration of Senate Joint Resolution No. 25 be deferred for this legislative day, which was the order.

#### CONFERENCE COMMITTEE REPORT

Senator Nichols asked unanimous consent, which was granted, to submit the following Conference Committee Report, which, upon his motion, was adopted:

To the President of the Senate and

The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed House Substitute for Engrossed Senate Bill No. 241, entitled:

An Act to provide for the registration of paving and street improvement bonds issued in payment of paving and street improvements; providing for the registration and method of assignment thereof; authorizing the use of such bonds for the payment of any and all installments, whether delinquent or unmatured, together with interest and penalty thereon, of special assessments levied to pay such bonds, when written consent for the use of such bonds therefor has been given by all of the registered owners of all of the outstanding bonds of any series, and with the written consent of the registered owner of the bond or bonds so used; providing the method of using such bonds for such purpose; and confirming all settlements heretofore made with the consent of all of the owners of all outstanding bonds in any such district, and declaring an emergency,

beg leave to report that we have had the same under consideration and hereby recommend that the House Substitute for Engrossed Senate Bill No. 241 do pass, with the following amendments:

AMENDMENT NO. 1. Line 7, Page 1. Strike after the word, "owner," and before the word, "holder," the word, "of" and substitute therefor, the word, "or."

AMENDMENT NO. 2. Between Lines 14 and 15, Page 3, add a new Section, as follows:

"Section 6. If any section or part thereof, sentence, clause or phrase of this Act for any reason is held to be unconstitutional, such holding shall not affect the validity of the remaining portions of the Act." and by re-numbering the Emergency Section to read "Section 7."

AMENDMENT NO. 3. Line 21 of the Title; By adding after the

word "DISTRICT" and before the word "AND" the following: "MAKING THE PROVISIONS OF THE ACT SEVERABLE."

ABERNATHY,  
SINGLETON,  
HAYNES,  
House Conferees.

NICHOLS,  
BROADDUS,  
TIMMONS,  
WALDREP,  
Senate Conferees.

Senate Bill No. 241, as amended in Conference, was read at length.

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

AYE:

Briggs,	Commons,	Jones,	Pugh,	Waldrep,
Broaddus,	George,	King,	Ray,	Whitaker,
Bushyhead,	Hill,	Logan,	Ritzhaupt,	Wilbanks,
Carlile,	Howsley,	Lowrance,	Rorschach,	Willis,
Carmack,	Ivester,	MacDonald,	Sowards,	Wright.
Chamberlin,	Johnston,	Nichols,	Taylor,	Total, 29.

NAY:

Duffy. Total, 1.

EXCUSED:

Burns. Total, 1.

NOT VOTING:

Albright,	Fischl,	Nance,	Spencer,	Timmons.
Curnutt,	Garvin,	Paul,	Stewart,	
Fidler,	Hutchinson,	Rinehart,	Thomas,	Total, 13.

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:

AYE:

Briggs,	Duffy,	King,	Ritzhaupt,	Willis,
Broaddus,	George,	Logan,	Rorschach,	Wright.
Bushyhead,	Hill,	Lowrance,	Sowards,	
Carlile,	Howsley,	MacDonald,	Taylor,	
Carmack,	Ivester,	Nichols,	Waldrep,	
Chamberlin,	Johnston,	Pugh,	Whitaker,	
Commons,	Jones,	Ray,	Wilbanks,	Total, 30.

EXCUSED:

Burns. Total, 1.

## NOT VOTING:

Albright,	Fischl,	Nance,	Spencer,	Timmons.
Curnutt,	Garvin,	Paul,	Stewart,	
Fidler,	Hutchinson,	Rinehart,	Thomas,	Total, 13.

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. 241, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

## COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred Committee Substitute for Senate Joint Resolution No. 11, by Logan, entitled:

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 for the purpose of amending Section 31 of Article 6 thereof to provide for relieving the State Board of Agriculture of the duties as a Board of Regents for the State Agricultural and Mechanical College, and providing for a separate Board of Regents for the State Agricultural and Mechanical College and for all other State agricultural and mechanical schools and colleges,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MacDONALD, Chairman.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 62—By PAULS of the House, and HOWSLEY of the Senate,

An Act amending Section 5925, Oklahoma Statutes, 1931, relating to the transfer of surplus in the sinking funds of counties, cities, towns, townships and school districts; providing for the transfer of



surplus in the sinking fund of townships in counties with a population of less than 8,000 population to the general funds of the county, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 357—By DAVIS,

An Act to amend Section 780, Oklahoma Statutes, 1931, relating to appeals in receivership cases, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 332—By CAREY and ABERNATHY of Pottawatomie,

An Act amending Section 1223, Oklahoma Statutes, 1931, relating to property to be delivered to surviving spouse after death of husband or wife and pertaining to administration of homestead property, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 62, 332 and 357.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 94—By MONTGOMERY, O'BRIEN, CHAMBERS, PETERSON, MAUK and POTEET,

An Act amending Section 13371, Oklahoma Statutes, 1931, to provide that an employee who has suffered previous disability by reason of the loss of a hand, arm, foot, leg, or loss of an eye may waive the right to recover compensation for permanent total disability as provided in Section 13356, Oklahoma Statutes, 1931, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 379—By WYLY,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of municipal sinking

funds and the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 94 and 379.

Senator Briggs moved that the Senate work under a call of the House, which motion prevailed.

Upon a roll call being ordered, the following were noted "absent:" Senators Garvin, Hutchinson, Sowards, Thomas and Wright.

The Sergeant-at-Arms was instructed to immediately notify all absent members of the Senate's order.

Senator Nance presiding.

Senators Hutchinson and Wright asked to be recorded "present," which was the order.

Senator Stewart submitted the following motion and, by unanimous consent, Senators George, Carlile, MacDonald and Nichols were made joint authors:

Mr. President: I move that the Senate Conferees on House Bill No. 87 be instructed to vote the following portion of that part going to the State of the funds derived under provision of said House Bill No. 87, be apportioned as follows:

"For the purpose of carrying out the provisions of Article XIII, Section 1, of the Constitution of the State of Oklahoma, that the Legislature shall establish and maintain a system of free public schools wherein all the children of the State may be educated, it is hereby provided that that part any gross production tax now or hereafter collected on oil, gas and other minerals, for current expenses of state government, shall be divided as follows: Twenty-five (25%) per cent, of said amount collected in each quarter annual period shall be credited by the State Treasurer to the Special Common School Fund, provided, not more than one and one-half million (\$1,500,000.00) Dollars, shall be so credited to such fund in any fiscal year and, the balance of all such gross production tax shall revert to and be credited to the general revenue fund of the State."

STEWART.

GEORGE.

CARLILE.

MacDONALD.

NICHOLS.

Senator Chamberlin moved to table the Stewart motion.

Senator Timmons, as a substitute, moved that the Senate adjourn to meet at 10:00 a. m., tomorrow.

Senator Chamberlin raised a point of order against the Timmons motion, which was sustained, stating by previous motion, the hour of convening on the next legislative day had been agreed upon.

Senator Fischl moved that the Senate adjourn, which motion failed of adoption.

The vote occurring on the Chamberlin motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Hill,	King,	Taylor,	Wright.
Briggs,	Howsley,	Nance,	Waldrep,	
Bushyhead,	Ivester,	Pugh,	Whitaker,	
Chamberlin,	Johnston,	Rinehart,	Wilbanks,	
Duffy,	Jones,	Rorschach,	Willis,	Total, 21.

NAY:

Broadus,	Curnutt,	Hutchinson,	Nichols,	Spencer,
Carlile,	Fidler,	Logan,	Paul,	Stewart,
Carmack,	Fischl,	Lowrance,	Ray,	Timmons.
Commons,	George,	MacDonald,	Ritzhaupt,	Total, 19.

EXCUSED:

Burns.	Total, 1.
--------	-----------

NOT VOTING:

Garvin,	Sowards,	Thomas.	Total, 3.
---------	----------	---------	-----------

Senator Timmons moved that the Senate adjourn, to meet under the rules, which motion failed of adoption.

### GENERAL ORDER

Senator Fischl moved that HOUSE BILL NO. 173, by Coe, et al, be referred to the Committee on Public Health and Welfare, for the purpose of a public hearing.

Senator Fischl asked unanimous consent, which was granted, to amend his motion, by adding, "the bill to retain its place on the Calendar."

Senator Duffy moved to table the Fischl motion, as amended, which motion failed of adoption.

The vote occurring on the Fischl motion, as amended, it was declared adopted.

HOUSE BILL NO. 43, by Montgomery, was considered.



Section 1 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 43, line 1, page 2, by striking the words, "the time defendant arraigned for trial," and insert the words, "five days prior to the trial of the case."

CHAMBERLIN.

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

Upon motion of Senator Timmons, House Bill No. 43, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and House Bill No. 43, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 43 was read for the third time at length.

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

AYE:				
Albright,	Fidler,	Jones,	Pugh,	Timmons,
Briggs,	Fischl,	King,	Ray,	Whitaker,
Bushyhead,	George,	Logan,	Rinehart,	Willis,
Carmack,	Hill,	Lowrance,	Ritzhaupt,	Wright.
Chamberlin,	Howsley,	MacDonald,	Rorschach,	
Commons,	Hutchinson,	Nance,	Spencer,	
Curnutt,	Ivester,	Nichols,	Stewart,	
Duffy,	Johnston,	Paul,	Taylor,	Total, 36.

NAY:  
Carlile. Total, 1.

EXCUSED:  
Burns. Total, 1.

NOT VOTING:  
Broadus, Sowards, Waldrep,  
Garvin, Thomas, Wilbanks. Total, 6.

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. 43, as amended, was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 272, by Montgomery, et al., was considered.

Section 1 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 272, line 2, page 1, by adding after the figures, "1919," and before the word, "is," the following. "being Section 396, Compiled Oklahoma Statutes, 1931."

JOHNSTON.

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

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

Senator Chamberlin presiding.

Upon motion of Senator Johnston, House Bill No. 272, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Johnston, the rules of the Senate were suspended and House Bill No. 272, as amended, was considered engrossed and placed upon third reading and final passage.

## 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:

## AYE:

Albright,	Fidler,	Jones,	Ray,	Timmons,
Bushyhead,	Fischl,	Logan,	Rinehart,	Waldrep,
Carlile,	George,	MacDonald,	Ritzhaupt,	Whitaker,
Carmack,	Hill,	Nance,	Rorschach,	Wilbanks,
Chamberlin,	Howsley,	Nichols,	Spencer,	Willis,
Curnutt,	Hutchinson,	Paul,	Stewart,	Wright,
Duffy,	Johnston,	Pugh,	Taylor,	Total, 34.

## EXCUSED:

Burns.	Total, 1.
--------	-----------

## NOT VOTING:

Briggs,	Commons,	Ivester,	Lowrance,	Thomas.
Broadbuss,	Garvin,	King,	Sowards,	Total, 9.

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:

AYE:

Albright,	Fidler,	Jones,	Ray,	Timmons,
Bushyhead,	Fischl,	Logan,	Rinehart,	Waldrep,
Carlile,	George,	MacDonald,	Ritzhaupt,	Whitaker,
Carmack,	Hill,	Nance,	Rorschach,	Wilbanks,
Chamberlin,	Howsley,	Nichols,	Spencer,	Willis,
Curnutt,	Hutchinson,	Paul,	Stewart,	Wright,
Duffy,	Johnston,	Pugh,	Taylor,	Total, 34.

EXCUSED:

Burns. Total, 1.

NOT VOTING:

Briggs,	Commons,	Ivester,	Lowrance,	Thomas.
Broadbush,	Garvin,	King,	Sowards,	Total, 9.

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. 272, as amended, was ordered referred for engrossment.

GENERAL ORDER

HOUSE BILL NO. 427, by Stokes, et al., of the House, and Howsley, of the Senate, was considered.

Section 1 was read.

By unanimous consent, further consideration of House Bill No. 427 was deferred for this legislative day.

RESOLUTION

By unanimous consent, the following Resolution was introduced, after which it was ordered printed and placed on the Calendar:

SENATE RESOLUTION NO. 11—By RAY and JONES—A Resolution authorizing and directing the President of the Senate to appoint a special committee to investigate the administration of the Eastern Oklahoma Hospital for the Insane located at Vinita, Oklahoma, and all officials, employees and departments thereof responsible for or interested in the administration thereof; authorizing the subpoenaing of witnesses and authorizing the exercise of the power to punish for contempt; providing for the necessary traveling expenses for said com-



mittee, and requiring said committee to report said findings to the Senate for its action thereon.

#### MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 424—By CHASE, O'DELL, BARNETT, LONG and HUNT of Pittsburg of the House, and NICHOLS of the Senate,

An Act to prohibit persons, individuals, firms, corporations and others engaged in the purchase or transportation of oil from discounting or docking said oil in any sum greater than the actual gauged test of waste sediment when in a storage tank or tanks or in transportation, providing penalties for violation thereof.

ENGROSSED HOUSE BILL NO. 206—By KERR and DEATON,

An Act authorizing the construction and equipment of dormitories on the campus of the East Central State Teachers' College of the State of Oklahoma; providing for the issuance and payment of East Central State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 139—By DUNN of the House, and THOMAS and BURNS of the Senate,

An Act making an appropriation of \$500.00 out of any moneys in the State Treasury not otherwise appropriated for the fiscal year ending June 30, 1936, to pay the Clinton Cemetery Association of Clinton, Oklahoma, for grave lots owned thereby and which were used by the Western Oklahoma Tubercular Sanitarium for the burial of persons dying in said institution, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 139, 206 and 424.

Senator Stewart moved that the Senate adjourn, to meet under the rules, which motion failed of adoption.

### GENERAL ORDER

SENATE BILL NO. 109, by Rinehart and Fidler, of the Senate, and Coe, of the House, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Rinehart.

Upon motion of Senator Rinehart, Senate Bill No. 109 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 109 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

AYE:				
Albright,	Fidler,	Jones,	Ray,	Wilbanks,
Burns,	Fischl,	King,	Rinehart,	Willis,
Bushyhead,	George,	Logan,	Ritzhaupt,	Wright.
Carlile,	Howsley,	Lowrance,	Rorschach,	
Carmack,	Hutchinson,	MacDonald,	Spencer,	
Chamberlin,	Ivester,	Nichols,	Timmons,	
Curnutt,	Johnston,	Paul,	Waldrep,	
Duffy,	Hill,	Pugh,	Whitaker,	Total, 35.

NAY:	
Taylor.	Total, 1.

NOT VOTING:				
Briggs,	Commons,	Nance,	Stewart,	
Broadbudd,	Garvin,	Sowards,	Thomas.	Total, 8.

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:

## AYE:

Albright,	Fidler,	Jones,	Ray,	Wilbanks,
Burns,	Fischl,	King,	Rinehart,	Willis,
Bushyhead,	George,	Logan,	Ritzhaupt,	Wright.
Carlile,	Hill,	Lowrance,	Rorschach,	
Carmack,	Howsley,	MacDonald,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Timmons,	
Curnutt,	Ivester,	Paul,	Waldrep,	
Duffy,	Johnston,	Pugh,	Whitaker,	Total, 35.

## NAY:

Taylor. Total, 1.

## NOT VOTING:

Briggs,	Commons,	Nance,	Stewart,	
Broaddus,	Garvin,	Sowards,	Thomas.	Total, 8.

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. 109 was ordered referred for engrossment.

\* HOUSE BILL NO. 56 was read for the third time at length.

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

## AYE:

Albright,	Fidler,	King,	Ray,	Whitaker,
Burns,	Fischl,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	Hill,	MacDonald,	Rorschach,	Wright.
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Timmons,	
Duffy,	Jones,	Pugh,	Waldrep,	Total, 36.

## NOT VOTING:

Briggs,	Commons,	Ivester,	Stewart,	
Broaddus,	Garvin,	Sowards,	Thomas.	Total, 8.

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:



## AYE:

Albright,	Fidler,	King,	Ray,	Whitaker,
Burns,	Fischl,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	Hill,	MacDonald,	Rorschach,	Wright.
Carmack,	Howlsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Timmons,	
Duffy,	Jones,	Pugh,	Waldrep,	Total, 36.

## NOT VOTING:

Briggs,	Commons,	Ivester,	Stewart,
Broaddus,	Garvin,	Sowards,	Thomas.
			Total, 8.

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. 56, and ordered the same returned to the Honorable House.

## GENERAL ORDER

HOUSE BILL NO. 49, by Eason, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 49, line 9, page 2, by inserting after the word, "agents," and before the word, "and," a comma and the words, "agents of all kinds".

CURNUTT.

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

Sections 2 and 3 were read and adopted, upon motions of Senator Spencer.

Upon motion of Senator Spencer, House Bill No. 49, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Spencer, the rules of the Senate were suspended and House Bill No. 49, as amended, was considered engrossed and placed upon third reading and final passage.

## 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:

<b>AYE:</b>				
Albright,	Fidler,	Jones,	Pugh,	Wilbanks,
Briggs,	Fischl,	King,	Ray,	Waldrep,
Burns,	George,	Logan,	Rinehart,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Ritzhaupt,	Willis,
Carmack,	Howsley,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Hutchinson,	Nance,	Spencer,	
Curnutt,	Ivester,	Nichols,	Stewart,	
Duffy,	Johnston,	Paul,	Taylor,	Total, 37.

**NAY:**  
 Commons, Timmons. Total, 2.

**NOT VOTING:**  
 Broadbuss, Garvin, Thomas.  
 Carlile, Sowards, Total, 5.

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. 49, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

Upon motion of Senator Fidler, further consideration of HOUSE BILL NO. 113, by Carleton, et al, was indefinitely postponed.

Upon motion of Senator Whitaker, SENATE BILL NO. 125, by Whitaker, was ordered stricken from the calendar.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 a. m., Thursday, March 21, 1935.

FIFTY-SECOND LEGISLATIVE DAY

THURSDAY, MARCH 21, 1935

Pursuant to adjournment, the Senate met at 10:00 o'clock, a. m., and was called to order by the President, who announced the Senate recessed, to meet at 11:30 a. m.

At 11:30 a. m., the Senate reassembled, with President Pro Tempore Briggs presiding.

President Berry presiding.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadus,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	Hill,	MacDonald,	Sowards,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 43.

EXCUSED:

Fidler. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Stewart moved that the Senate recess, to meet at 1:30 p. m., which motion failed of adoption.

Senator Taylor moved that the Senate work under a Call of the House, which motion prevailed.

Upon a roll call being ordered, the following were noted "absent": Senators Albright, Hutchinson, Jones, Logan, MacDonald, Paul, Ritzhaupt, Wilbanks and Willis.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.



## MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 87—By COMMITTEE ON REVENUE AND TAXATION,

An Act amending Section 5, Chapter 108, Session Laws of 1933, and Section 12445, Oklahoma Statutes, 1931, relating to the payment of gross production tax on asphalt, ores bearing lead, zinc, jack, gold, silver, copper, petroleum, crude oil, other mineral oil, natural gas and/or casinghead gas; providing for apportionment of taxes and penalties; providing for the enforcement of said act; making an apportionment for the collection thereof; repealing conflicting laws, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House as amended by said Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 87 was read, as follows:

To the President of the Senate, and

The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 87, entitled:

An Act amending Section 5, Chapter 103, Session Laws of 1933, and Section 12445, Oklahoma Statutes, 1931, relating to the payment of gross production tax on asphalt, ores bearing lead, zinc, jack, gold, silver, copper, petroleum, crude oil, other mineral oil, natural gas and/or casinghead gas; providing for apportionment of taxes and penalties; providing for the enforcement of said Act; making an apportionment for the collection thereof; repealing conflicting laws,

beg leave to report that we have had the same under consideration and herewith report and recommend as follows, to-wit:

That the Senate recede from Senate amendment No. 1.

That the Senate recede from Senate amendment No. 2.

That the Senate recede from Senate amendment No. 3.

That the House concur in Senate amendment No. 4.

That the Senate recede from Senate amendment No. 5.

That the following conference committee amendment be substituted in lieu of Senate amendment No. 6, to-wit:

Page 1, Line 21. By inserting after the word "produced" and before the word "and" the words "which is hereby levied." And at the end of the line, strike the word "eight" and insert in lieu thereof, the word "five".

That the following conference committee amendment be inserted in lieu of Senate amendment No. 7, to-wit:

Page 2, Line 2. By striking the word "eight" after the word "to" and before the word "per" and inserting in lieu thereof the word "five".

That the House concur in Senate amendment No. 8.

That the Senate recede from Senate amendment No. 9.

That the House concur in Senate amendment No. 10.

That the Senate recede from Senate amendment No. 11.

That the House concur in Senate amendment No. 12.

That the following amendment be substituted for Senate amendment No. 13, to-wit:

Page 4, Line 51. By striking the words "Road and Bridge Fund" and inserting in lieu thereof the following: "County Highway Construction and Maintenance Fund, and shall be used for the construction and maintenance of county highways."

In lieu of Senate amendment No. 14, conference committee substitute therefor as follows, to-wit:

Page 5, Line 24. After the word "state" insert a new section to be known as "Section 3" and to read as follows:

"Section 3. The Tax Commission of the State of Oklahoma is hereby vested with full authority to make any investigation or hold any inquest deemed by it necessary to a full and complete disclosure of the true facts as to the amount of production from any mine, quarry, oil or gas location, or of any company or other producer thereof, and as to the rendition thereof for taxing purposes."

That the House concur in Senate amendment No. 15.

That the House concur in Senate amendment No. 16.

Conference Committee amendments as follows, to-wit:

Amendment No. 1. That the Title to said Act be amended to read as follows:

"AN ACT RELATING TO THE TAXATION OF ASPHALT, ORES BEARING LEAD, ZINC, JACK, GOLD, SILVER OR COPPER, PETROLEUM OR OTHER CRUDE OIL, MINERAL OIL, NATURAL GAS AND/OR CASINGHEAD GAS, PROPERTY RIGHTS AND VALUES CONNECTED THEREWITH AND CERTAIN PROPERTY USED IN CONNECTION WITH THE PRODUCTION THEREOF; LEVYING A TAX THEREON AND SPECIFYING THE PURPOSES FOR WHICH IT IS LEVIED; PROVIDING FOR THE COLLECTION, APPORTIONMENT AND DISTRIBUTION THEREOF; GRANTING TO THE STATE BOARD OF EQUALIZATION CERTAIN POWERS IN CONNECTION THEREWITH; AMENDING SECTION 12434, OKLAHOMA STATUTES 1931 AS AMENDED BY SECTION 5, CHAPTER 103, OKLAHOMA SESSION LAWS 1933 AND SECTION 12445 OKLAHOMA STATUTES 1931; VESTING CERTAIN POWERS IN THE OKLAHOMA TAX COMMISSION; PROVIDING THAT THE PROVISIONS THEREOF ARE SEVERABLE; REPEALING ALL LAWS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY."

Amendment No. 2, Page 1, Section 1, Line 1: By inserting after the word "That" and before the word "Section" the following: "Section 12434, Oklahoma Statutes 1931, as amended by".

Amendment No. 3, Page 1, Section 1, Line 3: By inserting before the word "Every" the following: "Section 12434."

Amendment No. 4, Page 1, Section 1, Line 23: After the word "oil" and before the word "based" insert the words "which is hereby levied."

Amendment No. 5, Page 4, Section 1, Lines 19 and 23: By striking the word "including" on line 19, and inserting in lieu thereof the words "and also"; and by striking the word "taxable" on line 23.

Amendment No. 6, Page 4, Section 2, Line 38: By inserting after the word "state" and before the word "to" the following: "and used for the general expenses of state government."

Amendment No. 7, Page 4, Section 2, Line 43: By striking the word "State" and inserting in lieu thereof the words "Common School".

Amendment No. 8, Page 5, Section 2, Line 8: By striking the period at the end of the sentence and adding thereto the following: "and used for the maintenance of common schools."

COE,  
WHITAKER,  
WOOTEN,  
WORTHINGTON,  
COLEMAN,  
MARTIN,  
REED,

COMMONS,  
NANCE,  
ALBRIGHT,  
Senate Conferees.

House Conferees.



Senator MacDonald asked to be recorded "present," which was the order.

Senator Timmons moved that the Conference Committee Report on Engrossed House Bill No. 87 be considered by sections.

Senator Briggs moved the Timmons motion be tabled.

Senator Timmons asked unanimous consent, which was granted, to withdraw his motion.

Senator Commons moved the adoption of the Conference Committee Report on Engrossed House Bill No. 87.

Senator Nance moved the Senate recess, to meet at 1:30 p. m., which motion prevailed.

#### AFTERNOON SESSION

At 1:30 p. m., the Senate reassembled, with the President Pro Tempore presiding.

#### SECOND READING

By unanimous consent, the following bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 328—By HUTCHINSON—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 329—By HUTCHINSON—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 330—By RORSCHACH of the Senate, and MARTIN of the House—Referred to Committee on Appropriations.

SENATE BILL NO. 331—By WALDREP—Referred to Committee on Appropriations.

SENATE BILL NO. 332—By RITZHAUPT and GEORGE of the Senate, and HUNT of Osage, DARWIN of Lincoln, FRAZIER of Lincoln, HUSER of Hughes and WYLY of Cherokee of the House—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 333—By TAYLOR—Referred to Committee on Constitution and Constitutional Amendments.

SENATE BILL NO. 334—By CHAMBERLIN, BROADDUS and WALDREP—Senator Chamberlin asked unanimous consent, which was granted, to have Senate Bill No. 334 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 269—By KIRKPATRICK—Senator Timmons asked unanimous consent, which was granted, to have

House Bill No. 269 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 270—By KIRKPATRICK—Referred to Committee on Banks and Banking.

ENGROSSED HOUSE BILL NO. 53—By BRUCE, HUEY and GIBBONS—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 94—By MONTGOMERY, O'BRIEN, CHAMBERS, PETERSON, MAUK and POTEET—Senator Timmons asked unanimous consent, to which objection was voiced, to have House Bill No. 94 placed upon the Calendar, without reference to a committee.

House Bill No. 94 was ordered referred to the Committee on Commerce and Labor.

ENGROSSED HOUSE BILL NO. 379—By WYLY—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 62—By PAULS of the House, and HOWSLEY of the Senate—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 357—By DAVIS—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 332—By CAREY and ABERNATHY of Pottawatomie—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 424—By CHASE, O'DELL, BARNETT, LONG and HUNT of Pittsburg of the House, and NICHOLS of the Senate—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 206—By KERR and DEATON—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 139—By DUNN of the House, and THOMAS and BURNS of the Senate—Referred to Committee on Appropriations.

Senator Commons moved that the Senate work under a call of the House, which motion prevailed.

Upon roll call, the following members were noted "absent:" Senators Carlile, Hutchinson, Logan, Nichols, Sowards, Waldrep, Wilbanks and Willis.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senators Willis, Waldrep, Wilbanks and Nichols asked to be recorded "present," which was the order.

### 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 Municipal Corporations, to whom was referred Engrossed House Bill No. 91, by Billings, entitled:

An Act declaring that the creation, establishment, operation or maintenance of public parks by municipalities is a governmental function of the State; providing that no municipality shall incur liability for any acts arising ex delicto in connection with the creation, establishment, operation or maintenance of public parks, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RORSCHACH, Chairman.

Senator Commons moved that, notwithstanding the report of the Committee on Engrossed House Bill No. 91, the bill be ordered stricken from the Calendar, which motion prevailed.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 284, by Albright, Curnutt, Wright and Jones, entitled:

An Act amending Section 12346 of the Oklahoma Compiled Statutes of 1931, providing that the County Assessor shall be authorized to employ a deputy, whose duties shall be to discover property omitted from taxation, and fixing his compensation, and providing the procedure for the listing and assessment, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 246 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 246 and ordered the bill transmitted to the Honorable House, for consideration.

### FIRST READING

By unanimous consent, the following bills and resolution were introduced and read for the first time:



SENATE BILL NO. 335—By WALDREP of the Senate, and ABERNATHY of Pottawatomie, SPENCER and CAREY of the House—An Act to amend running Section 7494 O. S., 1931, providing for the building of a court house and jail in Pottawatomie County; providing that the Excise Board of Pottawatomie County shall set up a special appropriation out of the court house fund for the completion of the court house and jail and the furnishing and equipping thereof and declaring an emergency.

SENATE BILL NO. 336—By CURNUTT, WALDREP, LOGAN, BUSHYHEAD, RORSCHACH and RINEHART—An Act providing for and fixing the salaries of the Justices of the Supreme Court of the State of Oklahoma, and repealing all Acts or parts of Acts in conflict herewith.

SENATE BILL NO. 337—By WILBANKS, NICHOLS, NANCE and BRIGGS—An Act relating to primary elections; providing method of procedure for contest of candidate's filings; regulating designation of candidates on ballot; prohibiting the use of title, prefixes and suffixes; prescribing penalties; repealing certain sections, and declaring an emergency.

SENATE BILL NO. 338—By JONES—An Act authorizing County Commissioners to contract with person or persons to ferret out and recover gross production taxes due in part to said counties, and to audit and check accounts paid to the Oklahoma Tax Commission by operators of oil properties or pipe lines wherein proper allocation may not have been made to counties; designating compensation therefor; repealing Section 3 of Chapter 69, Oklahoma Session Laws, 1933, and declaring an emergency.

SENATE RESOLUTION NO. 12—By WHITAKER and HUTCHINSON—A Resolution expressing appreciation of the services rendered in promoting international understanding and friendship by Dr. Ricardo J. Alfaro, former President of the Republic of Panama, and now Envoy Extraordinary and Minister Plenipotentiary to the United States; thanking him for his visit to Oklahoma and inviting him to attend a session of the Senate.

By unanimous consent, Senate Resolution No. 12 was taken up for immediate consideration and read at length, as follows:

SENATE RESOLUTION NO. 12—By WHITAKER and HUTCHINSON.

A RESOLUTION EXPRESSING APPRECIATION OF THE SERVICES RENDERED IN PROMOTING INTERNATIONAL UNDERSTANDING AND FRIENDSHIP BY DR. RICARDO J. ALFARO, FORMER PRESIDENT OF THE REPUBLIC OF PANAMA, AND NOW ENVOY EXTRAORDINARY AND MINISTER PLENIPOTENTIARY TO THE UNITED STATES; THANKING HIM FOR HIS VISIT TO OKLAHOMA AND INVITING HIM TO ATTEND A SESSION OF THE SENATE.

WHEREAS, Dr. Ricardo J. Alfaro, former President of the Republic of Panama, and now Envoy Extraordinary and Minister Plenipotentiary to the United States from that Republic, at the invitation of

the Pan American Student Forum of Oklahoma City, is a guest of the people of the State of Oklahoma today, March 21, 1935; and,

WHEREAS, Dr. Alfaro has for many years occupied positions and fulfilled missions of responsibility and authority in the international relations of the Republic of Panama, particularly in the relations of that Republic with the United States, and has fulfilled such missions with credit and honor, and has been a powerful influence in promoting a friendly feeling and proper understanding between these two Republics, and is now visiting our State for the purpose of delivering an address which will further promote a better understanding and increase the friendly relationship heretofore and now existing; and,

WHEREAS, this occasion marks the first visit to our State by the former president of any sister republic, and is a privilege and distinct honor to the citizenship of Oklahoma.

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

That we extend to Dr. Ricardo J. Alfaro our sincere thanks for the interest which has brought about his visit to Oklahoma, and express to him our appreciation of the effective and valuable services he has rendered in promoting international understanding and good will.

AND BE IT FURTHER RESOLVED, that we extend to Dr. Alfaro an invitation to attend the session of the Senate today or on any future occasion when he may be in the State.

AND BE IT FURTHER RESOLVED, that copies of this Resolution be delivered to Dr. Alfaro, to the Panama Legation, Washington, D. C., to the Pan American Union, Washington, D. C., and to the Pan American Student Forum of Oklahoma City.

Upon motion of Senator Whitaker, Senate Resolution No. 12 was adopted.

Senate Resolution No. 12 was ordered referred for engrossment.

Senator Chamberlin presiding.

#### CONFERENCE COMMITTEE REPORT

Referring further to Conference Committee Report on HOUSE BILL NO. 87:

Senator Stewart sent up the following motion and, by unanimous consent, Senators MacDonald, George and Nichols were added as joint authors:

Mr. President: I move that the Senate refuse to concur in the Conference Committee Report on House Bill No. 87, that the Senate ask for a further conference and that the Senate Conferees be instructed to allocate 25% of the revenue raised under the provisions

thereof in lieu of general ad valorem property taxes, as provided under the present State income tax and sales tax laws.

STEWART,  
MacDONALD,  
GEORGE,  
NICHOLS.

Senator Carlile and Logan asked to be recorded "present," which was the order.

Senator Nance moved to table the Stewart motion, which motion was adopted, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Garvin,	King,	Rorschach,	Willis,
Burns,	Hill,	Nance,	Taylor,	Wright.
Bushyhead,	Howsley,	Pugh,	Thomas,	
Chamberlin,	Ivester,	Ray,	Waldrep,	
Commons,	Johnston,	Rinehart,	Whitaker,	Total, 27.

NAY:

Broadbuss,	Fidler,	Logan,	Paul,	Timmons.
Carmack,	Fischl,	MacDonald,	Spencer,	
Curnutt,	George,	Nichols,	Stewart,	Total, 13.

NOT VOTING:

Carlile,	Hutchinson,	Lowrance,	Sowards.	Total, 4.
----------	-------------	-----------	----------	-----------

Senator Sowards asked to be recorded "present," which was the order.

Senator Nance moved that the Conference Committee Report on House Bill No. 87 be adopted, which motion was adopted, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Jones,	Rinehart,	Wilbanks,
Briggs,	Garvin,	King,	Rorschach,	Willis,
Burns,	Hill,	Nance,	Taylor,	Wright.
Bushyhead,	Howsley,	Paul,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Waldrep,	
Commons,	Johnston,	Ray,	Whitaker,	Total, 27.

NAY:

Broadbuss,	Fidler,	Lowrance,	Spencer,
Carlile,	Fischl,	MacDonald,	Stewart,
Carmack,	George,	Nichols,	Timmons.
Curnutt,	Logan,	Ritzhaupt,	Total, 15.

NOT VOTING:

Hutchinson,	Sowards.	Total, 2.
-------------	----------	-----------



Engrossed House Bill No. 87, as amended in Conference, was read at length.

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

**AYE:**

Albright,	Duffy,	Jones,	Ray,	Whitaker,
Briggs,	Garvin,	King,	Rinehart,	Wilbanks,
Burns,	Hill,	MacDonald,	Rorschach,	Willis,
Bushyhead,	Howsley,	Nance,	Taylor,	Wright.
Chamberlin,	Ivester,	Paul,	Thomas,	
Commons,	Johnston,	Pugh,	Waldrep,	Total, 28.

**NAY:**

Broaddus,	Fidler,	Lowrance,	Spencer,
Carlile,	Fischl,	Nichols,	Stewart,
Carmack,	George,	Ritzhaupt,	Timmons.
Curnutt,	Logan,	Sowards,	Total, 15.

**NOT VOTING:**

Hutchinson. Total, 1.

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

Senator Curnutt moved that the emergency section to House Bill No. 87 be stricken.

Senator Nance raised a point of order against the Curnutt motion, which was sustained, stating the emergency section was a part of the adopted Conference Report and therefore requires a roll call.

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

**AYE:**

Albright,	Garvin,	Lowrance,	Ritzhaupt,	Wilbanks,
Briggs,	Hill,	MacDonald,	Rorschach,	Willis,
Burns,	Howsley,	Nance,	Spencer,	Wright.
Bushyhead,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Thomas,	
Commons,	Jones,	Ray,	Waldrep,	
Duffy,	King,	Rinehart,	Whitaker,	Total, 31.

**NAY:**

Broaddus,	Curnutt,	George,	Sowards,
Carlile,	Fidler,	Logan,	Stewart,
Carmack,	Fischl,	Nichols,	Timmons.
			Total, 12.

**NOT VOTING:**

Hutchinson. Total, 1.

The emergency having received the constitutional two-thirds ma-

jority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed House Bill No. 87, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Fischl sent up the following explanation of his vote:

Mr. President: I voted against House Bill No. 87 because I think that 4% tax would be sufficient.

FISCHL.

President Pro Tempore Briggs presiding.

#### MESSAGE

The following Message from the Governor was received and read:

March 19, 1935.

To the President and Members  
Of the Honorable Senate.  
GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 42 and 49, entitled:

ENROLLED SENATE BILL NO. 42—By COMMITTEE ON APPROPRIATIONS, entitled:

A Bill to be entitled an Act making an emergency appropriation to be used by the State Crippled Children's Hospital for the fiscal year ending June 30, 1935, and declaring an emergency.

ENROLLED SENATE BILL NO. 49—By COMMITTEE ON APPROPRIATIONS, entitled:

A Bill to be entitled an Act making an emergency appropriation to be used by the State University Hospital for the fiscal year ending June 30, 1935, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 118 correctly engrossed.

WILLIS, Chairman.

## GENERAL ORDER

SENATE BILL NO. 59, by Nichols, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Nichols.

Upon motion of Senator Nichols, Senate Bill No. 59 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 59 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 59 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Ivester,	Paul,	Waldrep,
Briggs,	Fidler,	Johnston,	Rinehart,	Whitaker,
Broaddus,	Fischl,	Jones,	Ritzhaupt,	Willis.
Bushyhead,	Garvin,	King,	Rorschach,	
Carlile,	George,	Lowrance,	Spencer,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas,	Total, 31.

## NAY:

Wilbanks. Total, 1.

## EXCUSED:

Burns. Total, 1.

## NOT VOTING:

Commons,	Logan,	Ray,	Timmons,
Duffy,	MacDonald,	Sowards,	Wright.
Hutchinson,	Pugh,	Stewart,	Total, 11.

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:



## AYE:

Albright,	Curnutt,	Ivester,	Paul,	Waldrep,
Briggs,	Fidler,	Johnston,	Rinehart,	Whitaker,
Broaddus,	Fischl,	Jones,	Ritzhaupt,	Willis.
Bushyhead,	Garvin,	King,	Rorschach,	
Carlile,	George,	Lowrance,	Spencer,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas,	Total, 31.

## NAY:

Wilbanks. Total, 1.

## EXCUSED:

Burns. Total, 1.

## NOT VOTING:

Commons,	Logan,	Ray,	Timmons,
Duffy,	MacDonald,	Sowards,	Wright.
Hutchinson,	Pugh,	Stewart,	Total, 11.

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. 59 was ordered referred for engrossment.

SENATE 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:

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Timmons,
Briggs,	Fidler,	Jones,	Rinehart,	Whitaker,
Broaddus,	Fischl,	King,	Ritzhaupt,	Wilbanks.
Bushyhead,	Garvin,	Lowrance,	Rorschach,	
Carlile,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Thomas,	Total, 31.

## NAY:

Duffy. Total, 1.

## EXCUSED:

Burns. Total, 1.

## NOT VOTING:

Commons,	Logan,	Sowards,	Willis,
Hutchinson,	Pugh,	Taylor,	Wright.
Ivester,	Ray,	Waldrep,	Total, 11.

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:

<b>AYE:</b>				
Albright,	Curnutt,	Johnston,	Paul,	Timmons,
Briggs,	Fidler,	Jones,	Rinehart,	Whitaker,
Broaddus,	Fischl,	King,	Ritzhaupt,	Wilbanks.
Bushyhead,	Garvin,	Lowrance,	Rorschach,	
Carlile,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Thomas,	Total, 31.

<b>NAY:</b>	
Duffy.	Total, 1.

<b>EXCUSED:</b>	
Burns.	Total, 1.

<b>NOT VOTING:</b>			
Commons,	Logan,	Sowards,	Willis,
Hutchinson,	Pugh,	Taylor,	Wright.
Ivester,	Ray,	Waldrep,	Total, 11.

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. 118, and ordered the same transmitted to the Honorable House.

Senator Jones presiding.

HOUSE 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:

<b>AYE:</b>				
Albright,	Duffy,	Johnston,	Pugh,	Waldrep,
Briggs,	Fidler,	Jones,	Ray,	Whitaker,
Broaddus,	Fischl,	King,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Ritzhaupt,	Willis.
Carlile,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Curnutt,	Hutchinson,	Paul,	Timmons,	Total, 36.

<b>EXCUSED:</b>	
Burns.	Total, 1.

<b>NOT VOTING:</b>			
Commons,	Logan,	Stewart,	Wright.
Ivester,	Sowards,	Thomas,	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:

**AYE:**

Albright,	Duffy,	Johnston,	Pugh,	Waldrep,
Briggs,	Fidler,	Jones,	Ray,	Whitaker,
Broadus,	Fischl,	King,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Ritzhaupt,	Willis.
Carlile,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Curnutt,	Hutchinson,	Paul,	Timmons,	Total, 36.

**EXCUSED:**

Burns.	Total, 1.
--------	-----------

**NOT VOTING:**

Commons,	Logan,	Stewart,	Wright.
Ivester,	Sowards,	Thomas,	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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 55, and ordered the same returned to the Honorable House.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 43, 49, 272 and Senate Bill No. 109 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendment to and Engrossed House Bills Nos. 43, 49 and 272, each as amended, and ordered the same returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 109 and ordered it transmitted to the Honorable House, for consideration.

**MESSAGES**

The following Messages from the Honorable House were received and read:



To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 22—By WORTHINGTON of the House, and CHAMBERLIN of the Senate,

A Concurrent Resolution expressing the regrets of the House of Representatives and the Senate at the death of Mrs. Phoebe K. Cordell, mother of Honorable H. B. Cordell, president of the State Board of Agriculture,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House of Representatives and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer, in open session, signed Enrolled House Concurrent Resolution No. 22 and ordered it returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 56—By GIBBONS,

An Act amending Section 9704, Oklahoma Statutes, 1931, relating to the taking of acknowledgments, providing for the taking of acknowledgments relating to military business of the State before officers in charge of summary courts-martial, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 56 was read at length for the fourth time, the enrolled copy signed in open session, by the Presiding Officer and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 241—By NICHOLS of the Senate, and ABERNATHY of Pottawatomie of the House,

An Act to provide for the registration of Street Improvement Bonds and Warrants issued in payment of street improvements; providing the method of assignment thereof; authorizing the registered owner or owners of all such bonds or warrants in any street improvement district to settle and compromise any and all installments, whether delinquent or unmatured, together with interest and penalty of special assessments levied to pay such bonds or warrants; providing the method of discharging the lien of any installment interest and penalty settled and compromised; and confirming all settlements heretofore made with the consent of the owner, or owners, of all outstanding bonds or warrants in such districts, and declaring an emergency,

together with Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House as amended by said Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 241, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 63—By WRIGHT, HOWSLEY, DUFFY, RITZHAUPT, PUGH, GEORGE, RINEHART, WILBANKS, CHAMBERLIN, LOWRANCE, GARVIN, ALBRIGHT and BROADDUS of the Senate, and HOWELL of the House,

An Act amending Section 5684, Oklahoma Statutes of 1931, relating to qualifications of persons to serve on County and Precinct Election Boards or as counters of elections.

ENROLLED SENATE BILL NO. 159—By NANCE,

An Act authorizing the State Auditor to destroy by burning all claims and all cancelled warrants for all fiscal years, prior to the fiscal year beginning July 1, 1925; and directing the State Auditor to safely preserve the book records now in his office with reference to the claims and warrants so destroyed, and declaring an emergency.

ENROLLED SENATE BILL NO. 168—By BROADDUS,

An Act amending Section 6491, Oklahoma Statutes, 1933, providing

for the appointment of the marshal and clerk of the city courts in all cities having a population of 25,000 and less than 55,000 as shown by last Federal Census or any Federal Census hereafter, and further amending Section 6502, Oklahoma Statutes, 1931, with reference to the Judges of said Court, and fixing the amount of his bond, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 63, 159 and 168 were ordered referred to the Governor for consideration.

The following communication from the Governor was presented and read:

Honorable Jim Nance,  
Floor Leader,  
State Senate,  
Building.

Dear Senator Nance:

In connection with my veto of the bill repealing the run-off primary, you are authorized to state to the Members of the Senate that if a bill were passed, providing for a pre-convention primary that would effectively prevent minority rule, I would gladly sign a bill repealing the run-off primary. I would also be willing to approve a bill that would provide that 40% of the votes in the first primary would be sufficient to nominate a candidate.

In other words, I am as anxious as anyone to eliminate some of the objectionable features of our present run-off primary law. There is still ample time to pass such legislation at this session and I hope that this can be accomplished.

Very truly yours,

E. W. MARLAND, Governor.

Senator Timmons presiding.

#### GENERAL ORDER

SENATE BILL NO. 221, by Military Affairs Committee, was considered.

Section 1 was read.

Senator Whitaker asked unanimous consent, which was granted,



to amend the enacting clause, by striking therefrom the word, "LEGISLATURE," and inserting the word, "PEOPLE."

Upon motion of Senator Whitaker, Section 1 was adopted.

Sections 2 and 3 were read and adopted, upon motions of Senator Whitaker.

Upon motion of Senator Whitaker, Senate Bill No. 221 was advanced to engrossment and third reading.

SENATE BILL NO. 85, by Curnutt and Rinehart, was considered.

Senator Curnutt moved that the substitute bill, presented by the Special Committee, on March 14th, be substituted for Senate Bill No. 85, which motion prevailed.

Section 1 was read.

Senator Whitaker moved that Section 1 be stricken.

Senator Curnutt moved to table the Whitaker motion, which failed of adoption, the roll call thereon being as follows:

AYE:

Albright,	Fidler,	Jones,	Pugh,	Timmons.
Bushyhead,	Garvin,	Logan,	Rinehart,	
Curnutt,	George,	Lowrance,	Spencer,	Total, 13.

NAY:

Carlile,	Hill,	MacDonald,	Taylor,	Wright.
Carmack,	Howesley,	Ray,	Thomas,	
Chamberlin,	Johnston,	Ritzhaupt,	Whitaker,	
Duffy,	King,	Rorschach,	Willis,	Total, 17.

EXCUSED:

Burns.	Total, 1.
--------	-----------

NOT VOTING:

Briggs,	Fischl,	Nance,	Sowards,	Wilbanks.
Broadus,	Hutchinson,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Waldrep,	Total, 13.

Senator Whitaker moved the adoption of the previous question, which motion failed of adoption.

Senator Rorschach presiding.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 85, line 1, page 2, by striking the words and figures, "Two Hundred (\$200.00)," and inserting the words and figures, "One Hundred (\$100.00)."

PUGH.

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

Mr. President: I move to amend Senate Bill No. 85, line 8, page 1, by striking after the word, "candidate," the balance of said line and line 9, page 1, and lines 1 and 2 and the first words and figures on line 3, and by striking the words enclosed in the parenthesis, in lines 4 and 5, page 2.

WHITAKER.

Senator Carmack, as a substitute for all pending motions, moved that further consideration of Senate Bill No. 85 be indefinitely postponed, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Ivester,	Sowards,	Thomas,
Carmack,	Hill,	Ritzhaupt,	Stewart,	Whitaker.
Chamberlin,	Hutchinson,	Rorschach,	Taylor,	Total, 14.

NAY:

Briggs,	Fidler,	Jones,	Nance,	Rinehart,
Bushyhead,	Fischl,	King,	Nichols,	Spencer,
Carlile,	George,	Logan,	Paul,	Willis,
Commons,	Howsley,	Lowrance,	Pugh,	Wright.
Curnutt,	Johnston,	MacDonald,	Ray,	Total, 24.

EXCUSED:

Burns.	Total, 1.
--------	-----------

NOT VOTING:

Broaddus,	Timmons,	Wilbanks.
Garvin,	Waldrep,	Total, 5.

Upon motion of Senator Curnutt, the Whitaker amendment was tabled.

The vote occurring on the Pugh amendment, it was declared adopted.

The vote occurring on the Whitaker motion, to strike Section 1, it was declared failed of adoption.

President Pro Tempore Briggs presiding.

The President Pro Tempore presented Mr. B. S. Graham, who introduced Dr. Ricardo J. Alfaro, former President of the Republic of Panama, and now Envoy Extraordinary and Minister Plenipotentiary to the United States, who addressed the Senate briefly.

GENERAL ORDER

Referring further to SENATE BILL NO. 85:

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 85, line 2, page 2, by striking after the word, "of," in line 2, and before the word, "provided," in line 3, the words and figures, "One Hundred (\$100.00)," and inserting the word and figures, "Fifty (\$50.00)."

PUGH.

Senator Wright submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 85, line 7, page 1, by striking after the word, "of," the figure, "4%," and inserting the figure, "2%."

WRIGHT.

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

Section 2 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 85, line 8, page 4, by inserting at the end of the line the following: "Provided, however, that any person who, after filing, becomes mentally incompetent and the heirs of any person who should die, shall be entitled to have the full filing fee refunded upon filing proper claim therefor."

CURNUTT.

Senator Rorschach submitted the following amendment, which was tabled, upon motion of Senator Curnutt:

Mr. President: I move to amend Senate Bill No. 85, line 8, page 4, by inserting after the word, "him," the following: "Provided any candidate who withdraws 30 days before the first election at which he is a candidate may have his money refunded as herein otherwise provided."

RORSCHACH.

Upon motion of Senator Curnutt, Section 2, as amended, was adopted.

Upon motion of Senator Curnutt, Senate Bill No. 85 was advanced to engrossment and third reading.

Upon motion of Senator Curnutt, the rules of the Senate were suspended and Senate Bill No. 85 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:



**AYE:**

Briggs,	Curnutt,	Howsley,	Nichols,	Timmons,
Broadus,	Fidler,	Johnston,	Pugh,	Willis,
Bushyhead,	Fischl,	Jones,	Ray,	Wright.
Carlile,	Garvin,	Logan,	Rinehart,	
Commons,	George,	Lowrance,	Sowards,	Total, 23.

**NAY:**

Albright,	Hill,	Ritzhaupt,	Taylor,	
Carmack,	Hutchinson,	Rorschach,	Thomas,	
Chamberlin,	King,	Spencer,	Whitaker,	
Duffy,	Paul,	Stewart,	Wilbanks.	Total, 16.

**EXCUSED:**

Burns. Total, 1.

**NOT VOTING:**

Ivester, MacDonald, Nance, Waldrep. Total, 4.

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 Curnutt, the emergency section to Senate Bill No. 85 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 85, as amended, was ordered referred for engrossment.

**GENERAL ORDER**

Senator Nichols moved that SENATE BILL NO. 133, by Nichols, be ordered withdrawn from the Committee on Privileges and Elections and placed upon the Calendar, which motion was adopted.

Senator Rorschach moved that SENATE BILLS NOS. 131, by Rorschach, and 141, by Rorschach, be withdrawn from the Committee on Privileges and Elections and placed upon the Calendar, which motion was adopted.

**GENERAL ORDER**

SENATE BILL NO. 290, by Timmons (by request), was considered.

Sections 1 to and including Section 15 were read and adopted, upon motions of Senator Timmons.

Upon motion of Senator Timmons, Senate Bill No. 290 was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were

suspended and Senate Bill No. 290 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 290 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Hutchinson,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Bushyhead,	Fischl,	Jones,	Ray,	Timmons,
Carlile,	Garvin,	King,	Rinehart,	Whitaker,
Carmack,	George,	Logan,	Rorschach,	Willis,
Chamberlin,	Hill,	Lowrance,	Spencer,	Wright,
Commons,	Howsley,	Nichols,	Stewart,	Total, 34.

#### EXCUSED:

Burns. Total, 1.

#### NOT VOTING:

Broadbus,	Ivester,	Nance,	Sowards,	Wilbanks.
Fidler,	MacDonald,	Ritzhaupt,	Waldrep,	Total, 9.

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:

#### AYE:

Albright,	Curnutt,	Hutchinson,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Bushyhead,	Fischl,	Jones,	Ray,	Timmons,
Carlile,	Garvin,	King,	Rinehart,	Whitaker,
Carmack,	George,	Logan,	Rorschach,	Willis,
Chamberlin,	Hill,	Lowrance,	Spencer,	Wright,
Commons,	Howsley,	Nichols,	Stewart,	Total, 34.

#### EXCUSED:

Burns. Total, 1.

#### NOT VOTING:

Broadbus,	Ivester,	Nance,	Sowards,	Wilbanks.
Fidler,	MacDonald,	Ritzhaupt,	Waldrep,	Total, 9.

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. 290 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 205, by Commons, was considered.

Section 1 was read.

Senator Commons moved that Senate Bill No. 205 be referred to a Special Committee, composed of Senators Whitaker, Rorschach and Bushyhead, with instructions to redraft the bill, the bill to retain its place on the Calendar, which motion prevailed.

Senator Hill presiding.

Senator MacDonald moved that the rules of the Senate be suspended and SENATE BILL NO. 221, by Military Affairs Committee, be considered engrossed and placed upon third reading and final passage, which motion prevailed.

### THIRD READING

SENATE BILL NO. 221 was read for the third time at length.

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

#### AYE:

Albright,	Fischl,	Jones,	Ray,	Thomas,
Carlile,	George,	King,	Rinehart,	Timmons,
Carmack,	Hill,	Logan,	Ritzhaupt,	Whitaker,
Chamberlin,	Howsley,	MacDonald,	Rorschach,	Wright.
Commons,	Hutchinson,	Nichols,	Spencer,	
Curnutt,	Johnston,	Pugh,	Taylor,	Total, 28.

#### NAY:

Bushyhead,	Paul,	Willis.	Total, 3.
------------	-------	---------	-----------

#### EXCUSED:

Burns.	Total, 1.
--------	-----------

#### NOT VOTING:

Briggs,	Fidler,	Lowrance,	Stewart,	
Broadbudd,	Garvin,	Nance,	Waldrep,	
Duffy,	Ivester,	Sowards,	Wilbanks.	Total, 12.

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:



## AYE:

Albright,	Fischl,	King,	Ritzhaupt,	Willis,
Bushyhead,	George,	Logan,	Rorschach,	Wright.
Carlile,	Hill,	MacDonald,	Spencer.	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Hutchinson,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Timmons,	
Curnutt,	Jones,	Rinehart,	Whitaker,	Total, 30.

## NAY:

Paul.	Total, 1.
-------	-----------

## EXCUSED:

Burns.	Total, 1.
--------	-----------

## NOT VOTING:

Briggs,	Fidler,	Lowrance,	Stewart,	
Broaddus,	Garvin,	Nance,	Waldrep,	
Duffy,	Ivester,	Sowards,	Wilbanks.	Total, 12.

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. 221 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 245, by Rorschach, of the Senate, and Martin of the House, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 245, line 2, pages 1 and 2, by striking after the word, "wagon," line 2, the remainder of said line and all of lines 3 to 8, inclusive, and line 1, page 2, and inserting, "on State Highway No. 33, and E. E. Casey, an employee of the State Highway Commission, was driving a truck on said estate highway and, in a wreck between said vehicles, the said G. L. Wyckoff was injured and wagon damaged".

CURNUTT.

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

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

Upon motion of Senator Rorschach, Senate Bill No. 245 was advanced to engrossment and third reading.

SENATE BILL NO. 294, by Wright, et al, was considered.

Section 1 was read.

Upon the request of Senator Chamberlin, further consideration of Senate Bill No. 294 was deferred for this legislative day.

#### 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 Revenue and Taxation to whom was referred Engrossed House Bill No. 127 by Wright (Beaver) and Welch, entitled:

An Act authorizing the remission of all penalties from delinquent paving taxes and assessment in organized paving districts in cities or towns in counties having a population of less than 16,000 providing conditions therefore and authorizing and directing the county treasurer of said counties to collect said paving taxes and assessments without collecting, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 6 by Curnutt, entitled:

An Act amending Section 6, House Bill No. 647, Chapter 153, Oklahoma Session Laws 1933 reducing the annual license for manufacturers, retailers, and wholesalers of non-intoxicating beverages, repealing all laws and parts of laws, 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.

COMMONS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 214 by Broadus, entitled:

An Act amending Section 1345, Oklahoma Statutes of 1931, requiring notice of final settlement of estates, the publication thereof, and providing notice upon the surety or sureties upon the bond of many administrators, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 226 by Broadus, entitled:

An Act providing for the refund of money actually paid by purchaser at tax certificate sale, at resale for delinquent taxes, and at commissioner's tax sale when sale for any reason is void, and tax certificate or tax deed issued thereunder is void, defining the words "Tax Deed," etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 325 by Rorschach, entitled:

An Act amending Chapter 195 of the Fourteenth Legislature, Special Session House Bill No. 1, relating to the apportionment of funds, the reduction of ad valorem taxation use of revenue and providing for refunds to be made by the Oklahoma Tax Commission, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 60—By DAVIS and BRUCE,

An Act providing for the deposit of public funds without collateral up to amount insured by the Federal Deposit Insurance Corporation, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 213—By CARMICHAEL and ROBERTS of the House, and SPENCER of the Senate,

An Act amending Section 9455, Oklahoma Statutes, 1931, requiring certain rental contracts to be in writing, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 60 and 213.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 108—By WHITT.

An Act amending Section 10474, Oklahoma Statutes, 1931; relating to the requirements made of any foreign insurance company, firm, association, co-partnership, corporation or individual, and same shall be authorized to do business in this State, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 108.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 375—By MUNGER.

An Act authorizing the Board of County Commissioners of each county in the State to render certain assistance to State or Federal Relief Administrations or Agencies; authorizing expenditures from the charity and highway funds of the counties for such purposes in taking care of the indigent persons of the county and in connection with State or Federal Relief Administrations or Agencies; repealing all laws in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 388—By LONG.

An Act providing for the enlargement, maintenance, care, beautifying and landscaping of cemeteries which were, prior to August 15, 1933, owned by townships and were maintained and kept by the Town-

ship Board of Trustees of the township or by the Board of County Commissioners; authorizing the Board of County Commissioners of any county to make an annual appropriation therefor and authorizing the making of a county ad valorem levy for such purpose; providing that no burial fee shall be charged, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 375 and 388.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 377—By HOWELL, HUNT (Osage) and WILLIAMS.

An Act appropriating Thirty-seven Thousand, One Hundred and Twenty-five (\$37,125.00) Dollars, to be used by the superintendent of public instruction, in compliance with Compiled Oklahoma Statutes 1931, Section 6943, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 118—By EASON.

An Act authorizing cities and towns to open, extend, lay out or widen streets and avenues upon, over and across public property owned by the State, county, school district or board of education; prescribing the procedure for extending, widening, opening or laying out such street or avenues; providing for compensation to be paid under certain circumstances; authorizing Boards of County Commissioners, school districts or Boards of Education owning property wholly within the limits of any municipality to dedicate such property or a part thereof to public use for street purposes; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 201—By SHOEMAKE, THORNTON, BRANAN, CANTRELL and TWIDWELL of the House, and BROADDUS and WHITAKER of the Senate,

An Act authorizing the construction and equipment of an addition to the Administration Building of the Connors State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Connors State Agricultural College Building Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of

the capital and surplus of banks, trust and insurance companies in said bonds, 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 Acting Speaker in open session.

Respectfully.

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 118, 201 and 377.

Upon motion of Senator Chamberlin, the Senate adjourned, to meet at 11:00 a. m., Friday, March 22, 1935.



## FIFTY-THIRD LEGISLATIVE DAY

FRIDAY, MARCH 22, 1935

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Stewart,
Briggs,	Duffy,	Johnston,	Pugh,	Taylor,
Broadus,	George,	Jones,	Rinehart,	Thomas,
Bushyhead,	Hill,	Logan,	Ritzhaupt,	Timmons,
Carlile,	Howsley,	MacDonald,	Sowards,	Wright,
Chamberlin,	Hutchinson,	Nance,	Spencer,	Total, 29.

## EXCUSED:

Fidler. Total, 1.

## ABSENT:

Burns,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Garvin,	Nichols,	Waldrep,	Willis.
Commons,	King,	Ray,	Whitaker,	Total, 14.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## SECOND READING

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

SENATE BILL NO. 335—By WALDREP of the Senate, and ABERNATHY of Pottawatomie, SPENCER and CAREY of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 336—By CURNUTT, WALDREP, LOGAN, BUSHYHEAD, RORSCHACH and RINEHART—Senator Curnutt asked unanimous consent, which was granted, that Senate Bill No. 336 be ordered referred to Judiciary Committee No. 1.

SENATE BILL NO. 337—By WILBANKS, NICHOLS, NANCE and BRIGGS—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 338—By JONES—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 377—By HOWELL, HUNT of Osage and WILLIAMS—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 118—By EASON—Referred to Committee on Municipal Corporations.

ENGROSSED HOUSE BILL NO. 201—By SHOEMAKE, THORNTON, BRANAN, CANTRELL and TWIDWELL of the House, and BROADDUS and WHITAKER of the Senate—Senator Ritzhaupt asked unanimous consent, which was granted, to have House Bill No. 201 ordered referred to the Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 108—By WHITT—Referred to Committee on Insurance.

ENGROSSED HOUSE BILL NO. 375—By MUNGER—Senator Duffy asked unanimous consent, which was granted, to have House Bill No. 375 placed upon the Calendar, without reference to a quorum.

ENGROSSED HOUSE BILL NO. 388—By LONG—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 60—By DAVIS and BRUCE—Referred to Committee on Banks and Banking.

ENGROSSED HOUSE BILL NO. 213—By CARMICHAEL and ROBERTS of the House, and SPENCER of the Senate—Referred to Committee on Judiciary No. 1.

Senator Logan asked unanimous consent, which was granted, to have HOUSE BILL NO. 379, by Wyly, ordered withdrawn from the Committee on Appropriations and placed upon the Calendar.

Senator Johnston moved that, when the Senate adjourns today, it adjourn to meet under the rules, on Monday, March 25, 1935.

Senator Hill moved that the Senate recess, to meet at 1:00 p. m.

Senator Timmons, as a substitute, moved that the Committee on Revenue and Taxation be instructed to come into the Senate Chamber.

Senator Curnutt raised a point of order against the Timmons motion, which was sustained, stating a motion to recess is a prior one.

The vote occurring on the Hill motion, it was declared adopted.

#### AFTERNOON SESSION

At 1:00 p. m., the Senate was called to order by the President.

The following members asked to be recorded "present," which was the order: Senators Commons, Fidler, Fischl, Garvin, Nichols, Waldrep, Rorschach, Carmack, Willis, King, Whitaker and Lowrance.

## COMMITTEE REPORTS

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 336 by Curnutt, Waldrep, Logan, Bushyhead, Rorschach and Rinehart, entitled:

An Act providing for and fixing the salaries of the Justices of the Supreme Court of the State of Oklahoma, 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.

CURNUTT, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 220 and 288 correctly engrossed.

WILLIS, Chairman.

## GENERAL ORDER

HOUSE BILL NO. 269, By Kirkpatrick, was considered.

Sections 1 to 9, both inclusive, were read and adopted, upon motions of Senator Timmons.

Upon motion of Senator Timmons, House Bill No. 269 was advanced to engrossment and third reading.

SENATE BILL NO. 283, by Thornton et al., was considered.

Section 1 was read.

Senator Broaddus submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 283, line 9, page 3, by striking the word, "Muskogee," and inserting the word, "Oklahoma".

BROADDUS.

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

Sections 2 and 3 were read and adopted, upon motions of Senator Broaddus.

Upon motion of Senator Broaddus, House Bill No. 283, as amended, was advanced to engrossment and third reading.



Upon motion of Senator Broaddus, the rules of the Senate were suspended and House Bill No. 283, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 283 was read for the third time at length.

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

#### AYE:

Briggs,	Fischl,	Logan,	Ritzhaupt,	Willis,
Broaddus,	George,	MacDonald,	Rorschach,	Wright.
Bushyhead,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
Curnutt,	Jones,	Pugh,	Waldrep,	
Fidler,	King,	Rinehart,	Whitaker,	Total, 30.

#### ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

#### NOT VOTING:

Albright,	Duffy,	Ivester,	Sowards,	
Carlile,	Garvin,	Lowrance,	Stewart,	
Commons,	Hutchinson,	Ray,	Timmons.	Total, 12.

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:

#### AYE:

Briggs,	Fischl,	Logan,	Ritzhaupt,	Willis,
Broaddus,	George,	MacDonald,	Rorschach,	Wright.
Bushyhead,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
Curnutt,	Jones,	Pugh,	Waldrep,	
Fidler,	King,	Rinehart,	Whitaker,	Total, 30.

#### ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

#### NOT VOTING:

Albright,	Duffy,	Ivester,	Sowards,	
Carlile,	Garvin,	Lowrance,	Stewart,	
Commons,	Hutchinson,	Ray,	Timmons.	Total, 12.

The emergency having received the constitutional two-thirds ma-

majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 283, as amended, was ordered referred for engrossment.

Senator Jones presiding.

#### GENERAL ORDER

SENATE BILL NO. 48, by George, of the Senate, and Huey, of the House, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator George.

Upon motion of Senator George, Senate Bill No. 48 was advanced to engrossment and third reading.

Upon motion of Senator George, the rules of the Senate were suspended and Senate Bill No. 48 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 48 was read for the third time at length.

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

##### AYE:

Briggs,	George,	Logan,	Rinehart,	Wright.
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	
Carmack,	Howsley,	Nichols,	Sowards,	
Curnutt,	Johnston,	Paul,	Thomas,	
Fidler,	Jones,	Pugh,	Timmons,	
Fischl,	King,	Ray,	Whitaker,	Total, 25.

##### NAY:

Ivester. Total, 1.

##### ABSENT:

Burns, Wilbanks. Total, 2.

##### NOT VOTING:

Albright,	Commons,	Lowrance,	Stewart,
Broadus,	Duffy,	Nance,	Taylor,
Carlile,	Garvin,	Rorschach,	Waldrep,
Chamberlin,	Hutchinson,	Spencer,	Willis.
			Total, 16.

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. 48 was ordered referred for engrossment.

### GENERAL ORDER

Senator Timmons moved that the rules of the Senate be suspended and House Bill No. 269 be considered engrossed and placed upon third reading and final passage, which motion prevailed.

### THIRD READING

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:

#### AYE:

Briggs,	Duffy,	Ivester,	Paul,	Taylor,
Broadus,	Fidler,	Jones,	Pugh,	Timmons,
Bushyhead,	Fischl,	King,	Ray,	Whitaker,
Carmack,	Garvin,	Logan,	Rinehart,	Willis,
Chamberlin,	George,	MacDonald,	Ritzhaupt,	Wright.
Commons,	Hill,	Nance,	Rorschach,	
Curnutt,	Howsley,	Nichols,	Sowards,	Total, 33.

#### NAY:

Johnston. Total, 1.

#### ABSENT:

Burns, Wilbanks. Total, 2.

#### NOT VOTING:

Albright,	Hutchinson,	Spencer,	Thomas,	
Carlile,	Lowrance,	Stewart,	Waldrep.	Total, 8.

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:

#### AYE:

Briggs,	Duffy,	Ivester,	Paul,	Taylor,
Broadus,	Fidler,	Jones,	Pugh,	Timmons,
Bushyhead,	Fischl,	King,	Ray,	Whitaker,
Carmack,	Garvin,	Logan,	Rinehart,	Willis,
Chamberlin,	George,	MacDonald,	Ritzhaupt,	Wright.
Commons,	Hill,	Nance,	Rorschach,	
Curnutt,	Howsley,	Nichols,	Sowards,	Total, 33.

#### NAY:

Johnston. Total, 1.



## ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

## NOT VOTING:

Albright,	Hutchinson,	Spencer,	Thomas,	Total, 8.
Carlile,	Lowrance,	Stewart,	Waldrep.	

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. 269, and ordered the same returned to the Honorable House.

SENATE BILL NO. 220 was read at length for the third time.

Senator Nance asked unanimous consent, which was granted, to amend Senate Bill No. 220, line 3, page 1, by striking the words, "original, concurrent."

SENATE BILL NO. 220 was read at length.

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

## AYE:

Briggs,	Curnutt,	Jones,	Paul,	Timmons,
Broadus,	Fischl,	King,	Pugh,	Waldrep,
Carlile,	Garvin,	Logan,	Ray,	Whitaker,
Carmack,	George,	MacDonald,	Rinehart,	Willis,
Chamberlin,	Howsley,	Nance,	Ritzhaupt,	Wright.
Commons,	Johnston,	Nichols,	Spencer,	Total, 29.

## NAY:

Bushyhead,	Hill,	Ivester,	Stewart,	Total, 8.
Duffy,	Hutchinson,	Rorschach,	Taylor.	

## ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

## NOT VOTING:

Albright,	Lowrance,	Thomas.
Fidler,	Sowards,	Total, 5.

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. 220, as amended. was ordered referred for re-engrossment.

GENERAL ORDER

SENATE BILL NO. 88, by Nichols, Jones and Waldrep, was considered further.

Senator Stewart asked unanimous consent, which was granted, to withdraw his amendment, to Senate Bill No. 88, submitted on a previous legislative day.

Senator Ray presiding.

Senator Pugh asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 88, line 11, page 3, by adding after the word, "thereby," the following: "Provided that any newspaper, carrying the advertisement prohibited, shall not be liable under this act."

PUGH.

By unanimous consent, further consideration of Senate Bill No. 88 was deferred for this legislative day.

SENATE BILL NO. 6, by Curnutt, was considered.

Section 1 was read.

Upon motion of Senator Chamberlin, further consideration of Senate Bill No. 6 was indefinitely postponed.

Senator MacDonald moved that the State Commissioner of Health be requested to furnish to the Chairman of the Appropriations Committee information as to whether or not he has sufficient money on hand to take care of any emergency that might arise until June 30th, this year, as a result of a reported epidemic in the State, which motion prevailed.

THIRD READING

SENATE BILL NO. 288 was read for the third time at length.

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

AYE:

Briggs,	Duffy,	Johnston,	Paul,	Timmons,
Broadus,	Fidler,	Jones,	Pugh,	Whitaker,
Bushyhead,	Fischl,	King,	Ray,	Willis,
Carmack,	George,	Logan,	Ritzhaupt,	Wright.
Chamberlin,	Hill,	Lowrance,	Rorschach,	
Commons,	Howsley,	Nance,	Taylor,	
Curnutt,	Ivester,	Nichols,	Thomas,	Total, 32.

## ABSENT:

Burns, Wilbanks. Total, 2.

## NOT VOTING:

Albright,	Hutchinson,	Sowards,	Waldrep.
Carlile,	MacDonald,	Spencer,	
Garvin,	Rinehart,	Stewart,	Total, 10.

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:

## AYE:

Briggs,	Duffy,	Johnston,	Paul,	Timmons,
Broaddus,	Fidler,	Jones,	Pugh,	Whitaker,
Bushyhead,	Fischl,	King,	Ray,	Willis,
Carmack,	George,	Logan,	Ritzhaupt,	Wright.
Chamberlin,	Hill,	Lowrance,	Rorschach,	
Commons,	Howsley,	Nance,	Taylor,	
Curnutt,	Ivester,	Nichols,	Thomas,	Total, 32.

## ABSENT:

Burns, Wilbanks. Total, 2.

## NOT VOTING:

Albright,	Hutchinson,	Sowards,	Waldrep.
Carlile,	MacDonald,	Spencer,	
Garvin,	Rinehart,	Stewart,	Total, 10.

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. 288, and ordered the same transmitted to the Honorable House.

## GENERAL ORDER

SENATE BILL NO. 162, by Lowrance, of the Senate, and Freeman et al, of the House, was considered.

Section 1 was read.

Senator Lowrance sent up the following amendments, which, by unanimous consent, were read:

Mr. President: I move to amend Senate Bill No. 162 line 1, page 1, Section 1, as follows: By striking Line 6, Page 1, and Pages 2, 3 and 4.

LOWRANCE.



Mr. President: I move to amend Senate Bill No. 162, line 1, page 5, as follows:

By striking all of lines 1, 2, 3, 4, 5 and 6, and inserting in lieu thereof the following:

No. 19. The Counties of Garvin, Murray, Carter, Love, Johnston and Marshall. Said district shall have three judges; one judge to be nominated from Garvin and Murray Counties; one judge to be nominated from Carter County; one judge to be nominated from Johnston, Marshall and Love Counties, all of said judges to be elected at large within the district.

LOWRANCE.

Mr. President: I move to amend Senate Bill No. 162, line 7, page 5, as follows:

By striking all of lines 7 to 18, inclusive, and all of page 6, and line 1 of page 7, and insert in lieu thereof the following:

No. 20. The Counties of Cleveland and McClain. Said district shall have one judge, to be nominated and elected at large.

LOWRANCE.

Mr. President: I move to amend Senate Bill No. 162, line 1, page 7, as follows:

By inserting the following:

The time of convening regular terms of the District Court in Garvin County shall be January and July and in Murray County, February and August.

That immediately upon the passage and approval of this act the Governor of the State of Oklahoma is hereby authorized to appoint an additional district judge with qualifications prescribed by law, who shall be a resident of either Garvin or Murray County. Garvin County is hereby added to and made a part of the 19th Court Judicial District.

Provided it is hereby declared to be the express intention of the Legislature not to disturb in any manner the term of office or the manner of holding court by either of said judges elected to and now in office in the 19th judicial district or to effect the tenure of office of any other judge of any other judicial district in the State of Oklahoma.

LOWRANCE.

Mr. President: I move to amend Senate Bill No. 162, title page 1, as follows:

By striking the title and adding in lieu thereof:

An Act amending Section 1, Chapter 96, Oklahoma Session Laws

of 1933, relating to the 19th and 20th District Court Judicial Districts of the State of Oklahoma and nomination and election of Judges therefor providing for the immediate appointment of an additional Judge; transferring Garvin County from the 20th District Judicial Court District to the 19th District Court Judicial District, and declaring an emergency.

#### LOWRANCE.

Senator Briggs moved that a Special Committee, composed of Senators Lowrance, Chamberlin, Rorschach and Wright, be named to rewrite Senate Bill No. 162, the bill to retain its place on the Calendar, which motion prevailed.

SENATE BILL NO. 107, by Ritzhaupt, was considered.

Section 1 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by striking Sections 1, 2, 3, 5, 6, 7, 8, 9 and on page 7, line 9, after the word, "least," strike the words and figures, "twenty-three (23)," and insert the words and figures, "twenty-one (21)," and correct the title to conform thereto and renumber Section 4, of the bill, as Section 1.

#### RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 1 was adopted.

Upon motion of Senator Ritzhaupt, Senate Bill No. 107 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 107, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

#### AYE:

Briggs,	George,	Logan,	Ritzhaupt,	Whitaker,
Broaddus,	Hill,	Nance,	Rorschach,	Willis,
Bushyhead,	Howsley,	Nichols,	Spencer,	Wright.
Carlile,	Ivester,	Paul,	Stewart,	
Carmack,	Johnston,	Pugh,	Taylor,	
Curnutt,	Jones,	Ray,	Thomas,	
Duffy,	King,	Rinehart,	Timmons,	Total, 31.

ABSENT:

Burns, Wilbanks. Total, 2.

NOT VOTING:

Albright,	Fidler,	Hutchinson,	Sowards,
Commons,	Fischl,	Lowrance,	Waldrep.
Chamberlin,	Garvin,	MacDonald,	Total, 11.

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:

AYE:

Briggs,	George,	Logan,	Ritzhaupt,	Whitaker,
Broadbudd,	Hill,	Nance,	Rorschach,	Willis,
Bushyhead,	Howsley,	Nichols,	Spencer,	Wright.
Carlile,	Ivester,	Paul,	Stewart,	
Carmack,	Johnston,	Pugh,	Taylor,	
Curnutt,	Jones,	Ray,	Thomas,	
Duffy,	King,	Rinehart,	Timmons,	Total, 31.

ABSENT:

Burns, Wilbanks. Total, 2.

NOT VOTING:

Albright,	Fidler,	Hutchinson,	Sowards,
Chamberlin,	Fischl,	Lowrance,	Waldrep.
Commons,	Garvin,	MacDonald,	Total, 11.

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. 107, as amended, was ordered referred for engrossment.

GENERAL ORDER

HOUSE BILL NO. 230, by Eby and Doty, was considered.

Sections 1, 2, 3, 4, and 5, were read and adopted, upon motions of Senator Timmons.

Upon motion of Senator Timmons, House Bill No. 230 was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and House Bill No. 230 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

HOUSE 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:

## AYE:

Briggs,	Duffy,	Logah,	Ritzhaupt,	Willis,
Broaddus,	Garvin,	Lowrance,	Rorschach,	Wright.
Carlile,	George,	Nichols,	Taylor,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Timmons,	
Commons,	Johnston,	Ray,	Waldrep,	
Curnutt,	Jones,	Rinehart,	Whitaker,	Total, 30.

## ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

## NOT VOTING:

Albright,	Fischl,	King,	Sowards,	
Bushyhead,	Hill,	MacDonald,	Spencer,	
Fidler,	Hutchinson,	Nance,	Stewart.	Total, 12.

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:

## AYE:

Briggs,	Duffy,	Logan,	Ritzhaupt,	Willis,
Broaddus,	Garvin,	Lowrance,	Rorschach,	Wright.
Carlile,	George,	Nichols,	Taylor,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Timmons,	
Commons,	Johnston,	Ray,	Waldrep,	
Curnutt,	Jones,	Rinehart,	Whitaker,	Total, 30.

## ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

## NOT VOTING:

Albright,	Fischl,	King,	Sowards,	
Bushyhead,	Hill,	MacDonald,	Spencer,	
Fidler,	Hutchinson,	Nance,	Stewart.	Total, 12.

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. 230, and ordered the same returned to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 184, by Willis and Thomas, was considered.

Section 1 was read and adopted, upon motion of Senator Willis.

Section 2 was read.

Senator Rorschach submitted the following amendment, which was tabled, upon motion of Senator Willis:

Mr. President: I move to amend Senate Bill No. 184, by striking Section 2.

RORSCHACH.

Upon motion of Senator Willis, Section 2 was adopted.

Section 3 was read and adopted, upon motion of Senator Willis.

Upon motion of Senator Willis, Senate Bill No. 184 was advanced to engrossment and third reading.

Upon motion of Senator Willis, the rules of the Senate were suspended and Senate Bill No. 184 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Briggs,	Curnutt,	Johnston,	Ray,	Wright.
Broadus,	Duffy,	Logan,	Rinehart,	
Bushyhead,	Garvin,	Lowrance,	Rorschach,	
Carlile,	George,	Nichols,	Timmons,	
Carmack,	Howsley,	Paul,	Whitaker,	
Chamberlin,	Ivester,	Pugh,	Willis,	Total, 25.

#### ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

#### NOT VOTING:

Albright,	Hill,	MacDonald,	Spencer,	Waldrep.
Commons,	Hutchinson,	Nance,	Stewart,	
Fidler,	Jones,	Ritzhaupt,	Taylor,	
Fischl,	King,	Sowards,	Thomas,	Total, 17.

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. 184 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 12, Senate Bills Nos. 59, 85 and 221 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 12 and ordered the same referred for enrollment.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 59, 85 and 221 and ordered each transmitted to the Honorable House, for consideration.

#### GENERAL ORDER

SENATE JOINT RESOLUTION NO. 25, by Briggs, was considered.

Section 1 was read.

Senators Whitaker and Garvin submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Joint Resolution No. 25, line 15, page 2. by adding after the word, "law," the following:

"Provided further the annual ad valorem tax rate may be increased for school purposes in any school district, by an amount not to exceed 5 mills on the dollar valuation upon all property in the district on condition that a majority of the qualified voters of such district, voting at an election, vote for such increases; provided, however, that the legislature shall, by proper laws, prescribe the manner and method of conducting said election, but until said legislative provision is made, said levy may be made and said election held as now provided by law; and provided further that limitation on the levy of such additional 5 mill levy may be made hereafter by the legislature."

WHITAKER.

GARVIN.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 1, page 3, by striking the word, "fifteen," and inserting the word, "ten".

WHITAKER.



Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 5, page 3, by striking the word, "Common".

BRIGGS.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Rorschach:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 3, page 3, by striking after the word, "collected," the remainder of said line and lines 4 to 8, inclusive, and inserting the words, "shall be returned to the school district in which property is located."

CURNUTT.

Senator Nichols Presiding.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 241 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 241 was read at length 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 Ray Presiding.

#### GENERAL ORDER

Referring further to SENATE JOINT RESOLUTION NO. 25:

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

Section 2 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 1, page 5, by striking after the word, "exceed," and before the word, "mills," the figures, "15," and inserting the figures, "10".

PUGH.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 15, page 4, by inserting after the word, "purposes," and before the word, "to," the words, "five mills for school district purposes".

BRIGGS.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 6, page 5, by striking the word, "Common".

FISCHL.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Rinehart:

Mr. President: I move to amend Senate Joint Resolution No. 25, line 7½, page 4, by inserting: "Provided, however, a levy of one mill may be made for state purposes."

CURNUTT.

Upon motion of Senator Briggs, Section 2, as amended, was adopted.

Upon motion of Senator Briggs, Section 3 was ordered stricken.

By unanimous consent, the following were added as joint authors of Senate Joint Resolution No. 25: Senators Albright, Broadus, Bushyhead, Carlile, Carmack, Duffy, Fischl, Garvin, George, Hill, Howsley, Johnston, Jones, King, Lowrance, MacDonald, Nichols, Paul, Ray, Rinehart, Rorschach, Stewart, Taylor, Whitaker and Willis.

Upon motion of Senator Briggs, Senate Joint Resolution No. 25, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Joint Resolution No. 25, as amended, was considered engrossed and placed upon third reading and final passage.

President Berry presiding.

### THIRD READING

SENATE JOINT RESOLUTION NO. 25 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 25—By BRIGGS and CHAMBERLIN of the Senate, and PHILLIPS of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 9 OF ARTICLE 10 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

Be It Resolved by the Senate and the House of Representatives of the Fifteenth Legislature of the State of Oklahoma:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection as and in the manner provided by law, the following amendment to Section 9 of Article 10 of the Constitution of Oklahoma, same to read as follows, to-wit:

"Section 9. Except as herein otherwise provided, the total taxes for all purposes, on an ad valorem basis, shall not exceed, in any taxable year, *ten (10)* mills on the dollar, to be apportioned between county, city and town, \* \* \* by the County Excise Board, until such time as the regular apportionment is otherwise provided for by the Legislature.

*Except as herein provided* no ad valorem tax shall be levied for State purposes, nor shall any part of the proceeds of any ad valorem tax levy upon any kind of property in this State be used for State purposes; provided, however, any county of the State may make an additional ad valorem levy, not exceeding two (2) mills on the dollar valuation, on any property within the county, for separate schools for white and negro children, such aid or money raised therefor to be apportioned as provided by law. *Provided further the annual ad valorem tax rate may be increased for school purposes in any school district, by an amount not to exceed 5 mills on the dollar valuation upon all property in the district on condition that a majority of the qualified voters of such district, voting at an election, vote for such increase; provided, however, that the Legislature shall, by proper laws, prescribe the manner and method of conducting said election, but until said legislative provision is made, said levy may be made and said election held as now provided by law; and provided further that limitation on the levy of such additional 5 mill levy may be made hereafter by the Legislature.*

*"The State Board of Equalization is hereby authorized in its discretion, to levy for the use and benefit of the common schools of this State, an annual ad valorem tax of not to exceed ten (10) mills upon all property in this State subject to advalorem taxation. Said tax, when collected, shall be apportioned, until otherwise provided by law, among and between all of the several school districts of this State at the same time and in the same manner as the interest and income from the permanent school fund of the State is apportioned.*

*"Provided, also an additional levy may be made each year, in the State and in the various subdivisions thereof, on all personal and real property subject to ad valorem taxes, to reasonably take care of bonded and other valid indebtedness of the State and its various sub-divisions existing at the time this amendment is adopted and becomes effective, but such necessary additional levy or assessment on such property to take care of such indebtedness existing and owing by the State and its sub-divisions at such time shall in no event exceed levy or assesment for which such property would have been liable under the Constitution and laws of the State as same existed immediately prior to the adoption of this amendment. No provision hereof shall be construed to tax churches or schools."*



SECTION 2. The ballot title for said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No. ....

State Question No. ....

"The gist of the proposition is as follows:

"To amend Section 9 of Article 10 of the Constitution of Oklahoma to authorize an ad valorem tax levy of not to exceed 10 mills for county, city and town purposes; 5 mills for school district purposes; to authorize the State Board of Equalization, in its discretion, to levy for the use and benefit of the common schools an annual ad valorem tax of not to exceed 10 mills on all property in the State subject to ad valorem taxation; to provide for the distribution of such tax until otherwise provided by law among and between the school districts at the same time and in the same manner as interest and income from the permanent school fund of the State is apportioned.

"Shall the proposed Amendment be adopted?

☐ YES

☐ NO"

The President Pro Tempore of the Senate shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State and one copy with the Attorney General.

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

AYE:

Albright,	Commons,	Jones,	Pugh,	Timmons,
Briggs,	Fischl,	King,	Ray,	Waldrep,
Broaddus,	Garvin,	Lowrance,	Rinehart,	Whitaker,
Bushyhead,	George,	MacDonald,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	Total, 32.

NAY:

Curnutt,	Duffy,	Ivester,	Ritzhaupt,	Total, 4.
----------	--------	----------	------------	-----------

ABSENT:

Burns,	Wilbanks.	Total, 2.
--------	-----------	-----------

NOT VOTING:

Fidler,	Logan,	Spencer,	
Hutchinson,	Sowards,	Wright.	Total, 6.

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. 25, as amended, was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 283, Senate Bills Nos. 48, 184, 220 and 290, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 283, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 48, 184, 220 and 290 and ordered each transmitted to the Honorable House, for consideration.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

#### ENGROSSED HOUSE BILL NO. 3—By MYERS,

An Act requiring persons engaged in conducting paleontological or Archeological excavations or explorations in this State to secure a permit therefor from the director of the museum of vertebrate paleontology of the University of Oklahoma and from the county superintendent of public instruction of the county wherein such excavations or explorations are to be made, conditioned upon the donation to some museum of anthropology and paleontology within this State approved by the director of said museum of vertebrate paleontology, of one-half of the discoveries made by virtue of such explorations or excavations; prescribing penalties for violation of this Act, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 3.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 67—By WELCH and FRAZIER,

An Act amending Section 6778, Oklahoma Statutes, 1931, relating to the appeal of decisions of County Superintendent in matters affecting boundaries of school districts, or the membership of school boards, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 429—By BOGGS,

An Act waiving immunity of the State of Oklahoma to be sued, and authorizing a legal representative of the estate of Gordon Stringer, or his surviving wife and his minor children, by their guardian or next friend, or the administrator of the estate of Gordon Stringer, to commence and carry on a civil action or actions against the State of Oklahoma to recover damages alleged by said persons to have been occasioned by the carelessness and negligence of the State of Oklahoma by and through one of its prisoners who engaged in driving a truck for and on behalf of the State of Oklahoma, and that as a direct and approximate result of such carelessness and negligence Gordon Stringer lost his life, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 382—By DOTY,

An Act amending Sections 12306, 12310 and 12311, Compiled Statutes, 1931, the same being Section 2, Section 6 and Section 7, respectively, of Initiative Petition 100, providing that any taxpayer shall have fifteen days within which to inspect municipal budgets after the same have been filed with the State Auditor and permitting said taxpayer to file a protest to any alleged erroneous or illegal taxes within said time; authorizing excise board to correct illegal or irregular budget or levy; permitting any party to an action before the court of tax review to appeal to the Supreme Court, and requiring such party desiring to make such appeal to file a written notice thereof with the State Auditor within ten (10) days after the court of tax review has rendered its judgment, and prescribing the procedure for such appeals; requiring protestant appealing to give bond, prescribing purpose of bond and its forfeiture; repealing all laws in conflict herewith,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



The President announced First Reading of Engrossed House Bills Nos. 67, 382 and 429.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 111—By COOK and FRAZIER,

An Act amending Section 12527, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 126, Oklahoma Session Laws, 1933, relating to the taxation of gasoline, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 298—By BREWER,

An Act amending Section 1, Chapter 205, Oklahoma Session Laws, 1933, relating to the transportation of children to and from school 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 111 and 298.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 112—By CARLETON, MOFFITT, BREWER, HUEY, DAVIS, SCHWOERKE, BYROM, GOODWIN, EBY, COE, BROWN, GIBBONS, BILLINGS and CAMPBELL,

An Act amending Section 6, Chapter 26, Oklahoma Session Laws 1933, relating to Statewide Primary and General Elections and certain Special Elections; fixing the per diem of precinct Election Boards; making an appropriation therefor, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 112.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 485—By CHAMBERS,

An Act amending Senate Bill No. 13 of the Regular Session of the Fifteenth Legislature entitled "An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The president announced First Reading of Engrossed House Bill No. 485.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 30—By CHAMBERLIN, DUFFY, HUTCHINSON, MacDONALD, RAY, COMMONS, LOGAN, CURNUTT, BURNS, JONES, GIBBONS, GARVIN, WHITAKER of the Senate, Committee on Soldiers' Relief,

An Act making appropriations for operation of the Soldiers' Relief Commission and appropriating monies for maintenance of destitute minor dependents of veterans, and declaring an emergency.

ENGROSSED SENATE BILL NO. 191—By CHAMBERLIN of the Senate and COOK of the House,

An Act relating to chattel mortgages, amending Sections 11277, 11278, 11281, 11283, 11285, 11286 and 11288 of the Oklahoma Statutes, 1931, providing for the discharge of the indebtedness secured by chattel mortgages by payment to the mortgagee or last assignee of record; providing for chattel mortgage securing future advances, and declaring an emergency.



ENGROSSED SENATE BILL NO. 222—By HOWSLEY of the Senate,  
PAULS and HOWELL of the House,

An Act making it lawful for the Board of County Commissioners of any county, the Board of Education or other governing board of any school district or the governing board of any other municipal corporation in the State of Oklahoma holding or owning any public utility bonds of incorporated cities and towns of this State, the assessed valuation of which is less than the face value of the entire issue of said public utility bonds and accrued interest thereon, to accept in writing any plan of readjustment of such indebtedness proposed by the governing board of such city or town under Section 80, of Chapter IX, of the bankruptcy laws of the United States of America as amended in an Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States," approved June 1, 1898, and acts amendatory thereof and supplementary thereto, approved May 24, 1934, and to accept in full settlement of such indebtedness an amount less than the full amount due on such bonds or interest coupons; repealing all conflicting laws, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 30, 191 and 222 were ordered referred for enrollment.

#### 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 Appropriations to whom was referred Engrossed House Bill No. 206 by Kerr and Deaton, entitled:

An Act authorizing the construction and equipment of dormitories on the campus of the East Central State Teachers' College of the State of Oklahoma; providing for the issuance and payment of East Central State Teachers' College dormitory bonds, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Fish and Game to whom was referred House Bill No. 227 by Reed, entitled:

An Act validating the collection of the special permits or license



fees to hunt deer during the open season declared in 1933, providing for the disposition of funds received from the collection of such special permits or 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 as amended.

FISCHL, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Engrossed House Bill No. 239 by Allen of the House, and Ritzhaupt of the Senate, entitled:

An Act making appropriation to supplement the maintenance fund of the Colored Agricultural and Normal University at Langston, for the fiscal year ending June 30, 1935, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Engrossed House Bill No. 336 by Montgomery, Chambers, et al, entitled:

An Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each, for groceries and foodstuffs furnished to the destitute of Tulsa County, Oklahoma, in the year 1931, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Engrossed House Bill No. 389, by Coe, Ellis, Billings, Gibbons, et al, entitled:

An Act making appropriations from the General Revenue Fund for the purpose of paying certain claims for foodstuffs furnished State Relief Camp No. 1, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Fish and Game to whom was referred Senate Bill No. 23 by Fischl, entitled:

An Act amending Sections 4830 and 4831, Oklahoma Statutes 1931 relating to the State Game and Fish Commission, its membership, ap-

pointment, tenure and compensation, repealing all laws in conflict, 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.

FISCHL, Chairman.

Upon motion of Senator Fischl, the adverse committee report on Senate Bill No. 23 was adopted.

Mr. President: We, your Committee on Fish and Game to whom was referred Senate Bill No. 110 by Fischl, entitled:

An Act validating the collection of the special permits or license fees to hunt deer during the open season declared in 1933, providing for the collection of such special permits or 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 not pass.

FISCHL, Chairman.

Senator Fischl moved the adoption of the adverse committee report on Senate Bill No. 110.

Senator Paul, as a substitute, moved that, notwithstanding the adverse committee report on Senate Bill No. 110, the bill be printed and placed upon the Calendar, which motion, by unanimous consent, he withdrew.

The vote occurring on the Fischl motion, it was declared adopted.

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Committee Substitute for Senate Bills Nos. 196 and 227, by Logan, entitled:

An Act amending Sections 13354, 13356, 13363, 13364 and 13395, Oklahoma Statutes 1931, and Sections 13365, 13367 and 13372, Oklahoma Statutes 1931 as amended by Chapter 29 of the Oklahoma Session Laws 1933, and Section 3 of said Chapter 29 of the Oklahoma Session Laws 1933, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RINEHART, Chairman.

Mr. President: We, your Committee on Public Service Corporations to whom was referred Senate Bill No. 207 by Timmons, entitled:

An Act amending Section 1445 Revised Laws of Oklahoma, 1910, being Section 5546, Compiled Oklahoma Statutes 1921, and Section

11976, Oklahoma Statutes 1931, relating to grants of right of way to the owners of telegraph and telephone lines over lands and real property and public grounds, streets and alleys in 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, as amended.

WHITAKER, Chairman.

Mr. President: We, your Committee on Fish and Game to whom was referred Senate Bill No. 230 by Fischl of the Senate, and Reed of the House, entitled:

An Act authorizing the State Game and Fish Commission to declare open season on certain game and to fix the time and conditions thereof in any counties or parts of counties of this State, and to require a special license or permit to hunt, 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.

FISCHL, Chairman.

Mr. President: We, your Committee on Fish and Game to whom was referred Senate Bill No. 289 by Fischl, entitled:

An Act amending Sections 3 and 6 of Chapter 61, Session Laws 1933, providing for the disposition of the rentals, fees and other revenues provided therein, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that do it pass as amended.

FISCHL, Chairman.

Mr. President: We, your Committee on Soldiers' Relief to whom was referred Senate Bill No. 291 by Senate and House Committee on Soldiers' Relief, entitled:

An Act authorizing the Soldiers' Relief Commission of the State to build and equip "Memorial Chapel" etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CHAMBERLIN, Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred Senate Bill No. 321 by Committee on Banks and Banking (by request), entitled:

An Act authorizing Federal Savings and Loan Associations to convert themselves into domestic Building and Loan Associations; provid-



ing the procedure therefor; conferring power upon the Building and Loan Boards, etc.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BROADDUS, Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred Senate Bill 322 by Committee on Banks and Banking (by request), entitled:

An Act relating to domestic Building and Loan Associations, conferring the right to repurchase shares of stock therein from the holders thereof, conferring on shareholders the right to file written applications to re-purchase their shares in part or in full, and providing the procedure in connection therewith and limitations thereon, defining the term "net receipts," repealing 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.

BROADDUS, Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred Senate Bill No. 323 by Committee on Banks and Banking (by request), entitled:

An Act amending Section 1 of Chapter 17 of the 1933 Session Laws; and authorizing Building and Loan Associations of this State to borrow money; to become members and/or shareholders of any corporation or agency established by the United States Government or by the State of Oklahoma; to buy and own shares of stock and/or the bonds of and deposit money in and borrow money from such agencies; repealing Acts in conflict, 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.

BROADDUS, Chairman.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 339—By TIMMONS of the Senate, and O'BRIEN, EASON and MOFFETT of the House—An Act to accept the provisions of the Act of Congress of the United States of America approved June 6, 1933, entitled, "An Act to provide for the establishment of a national employment system and for co-operation with the states in the promotion of such system and for other purposes;" designating the Labor Commissioner of Oklahoma and the Department

of Labor of Oklahoma as the agency of the State of Oklahoma to cooperate with the employment system in the administration of said Act; designating the State Treasurer as custodian of the funds; making appropriation; provisions of this Act to be effective July 1, 1935.

**SENATE BILL NO. 340**—By CURNUTT of the Senate, and HOLIMAN of the House—An Act amending Section 5918, Oklahoma Statutes, 1931, relating to the investment of sinking funds; authorizing State and municipal officials to agree to the refunding of bonds in default and to agree to a scaling down of the debt represented by defaulted bonds, and declaring an emergency.

**SENATE BILL NO. 341**—By CURNUTT of the Senate, and HOLIMAN of the House—An Act giving to cities and towns in the State of Oklahoma power to declare what is and what shall constitute a nuisance, to condemn any such nuisance and where practical to abate the same summarily; to bring action in the District Court to have any such nuisance abated and the cost thereof charged as a lien upon the property upon which any such nuisance exists or is maintained and the property sold to pay the cost of abating such nuisance; providing that the District Court shall have jurisdiction and power to hear and determine any such action, and declaring an emergency.

**SENATE BILL NO. 342**—By CARMACK, NANCE, PAUL, NICHOLS, BROADDUS and COMMONS—An Act amending Sections 2, 3, 4 and 6, of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the correlative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes, and declaring an emergency.

**SENATE BILL NO. 343**—By BRIGGS—An Act making an appropriation of \$500.00 out of the revolving fund of the Eastern Oklahoma Tubercular Sanitarium of Talihina, for the purchase of land adjacent to the Hospital, and declaring an emergency.

**SENATE BILL NO. 344**—By WHITAKER and STEWART—An Act amending Section 4, Chapter 14 of the Session Laws of 1933; providing procedure for the sale of real estate acquired by the County at Tax Resale, and declaring an emergency.

**SENATE BILL NO. 345**—By CARMACK—An Act prescribing and limiting the charge for compensation which may be allowed officers and employees of the State of Oklahoma for traveling expenses, where such officers or employees use their own or other privately owned automobiles, and declaring an emergency.

Senator Nance asked unanimous consent, which was granted, to withdraw **SENATE BILL NO. 335**, by Waldrep, et al, from the Committee on State and County Affairs and place it upon the Calendar.

Senator Waldrep moved that a Committee of 3 be appointed to draft suitable resolutions, out of respect to the memory of W. C. McAlister, former member of the Senate, and Secretary of the State

Election Board, and Senator D. H. Powers, former member of the State Senate.

The Waldrep motion was declared adopted and the President appointed as such Committee, Senators Albright, Hutchinson and Chamberlin.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules, Monday, March 25, 1935.



## FIFTY-FOURTH LEGISLATIVE DAY

MONDAY, MARCH 25, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Ray,	Timmons,
Briggs,	Fidler,	King,	Rinehart,	Waldrep,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	Hill,	MacDonald,	Sowards,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 42.

## EXCUSED:

Burns,	Garvin,	Total, 2.
--------	---------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

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 Senate Bill No. 43 by Taylor, entitled:

A Bill in relation to athletic exhibitions, creating a commission, prescribing its powers and duties, providing penalties for violation of the provisions thereof, etc.,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 192 by George, entitled:

An Act authorizing the State Board of Public Affairs to establish a book bindery at the University of Oklahoma, authorizing the construction of a building for same, the purchase of equipment, 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.

NICHOLS, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 228 and 245 correctly engrossed and Senate Resolution No. 12, Senate Bills Nos. 30 and 222 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Enrolled Senate Resolution No. 12 and ordered it transmitted to the Secretary of State.

Senate Bills Nos. 30 and 222 were 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.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 372—By WHITAKER and GIBBONS,

An Act permitting and authorizing any municipal corporation to participate, either as creditor or debtor, in the plan and plans of readjustment of municipal debts provided by the bankruptcy acts of the United States and to participate in proceedings either as creditor or debtor under said Acts, and to become bound thereby; defining debtor and creditor municipal corporation; providing further that any Bonds or other securities issued by any municipal corporation under the readjustment provisions of said bankruptcy acts shall be issued and refunded under the provisions of the laws of Oklahoma governing the refunding of municipal and public indebtedness; 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 the

same has been passed by the House and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 372.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 473—By SHOEMAKE, BRANAN and THORNTON of the House, and BROADDUS and WHITAKER of the Senate,

An Act empowering and authorizing the county of Muskogee, Oklahoma, and the excise board thereof, to levy and collect an annual tax for the use and benefit of the Free Oklahoma State Fair at Muskogee, which is also known as the Oklahoma Free State Fair, and Muskogee County Free Fair; defining the names thereof; regulating the manner of making appropriations therefor and the expenditure of the funds raised from said tax, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 473.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that his Excellency, the Governor, has returned to the House:

ENROLLED HOUSE BILL NO. 4—By BAILEY, JOHNSTON, FRAZIER, TWIDWELL, RAWLS, WOOTEN, WELCH, COX, REED, PHILLIPS of Pawnee, O'NEILL, ULMARK, HUEY, LONG, COLEMAN and TRAW.

An Act amending Section 2, Chapter 62, Session Laws, 1933, and Sections 5758 and 5759, Oklahoma Statutes, 1931, providing methods for challenging of notification and declaration of candidates and giving Election Board authority to conduct hearings, subpoena witnesses and



make decisions in writing which are final; providing for designation on the ballot of candidate's race and other descriptive matter; providing that no prefix, suffix or title shall be placed before or after candidate's name upon the ballot; repealing Sections 5760, 5761, 5763, 6026, 6027, 6028 and 6029, Oklahoma Statutes, 1931; and all other Acts and parts of Acts in so far as they relate to run-off primary elections,

together with his written disapproval and veto of same, a copy of which I am transmitting herewith; and to further advise you, and through you the Honorable Senate, that the House has reconsidered and failed to pass the said Bill over the Governor's veto, the vote being as follows: Ayes, 15; Nays, 84; Absent, 13; Excused, 7.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

March 20, 1935.

To the Speaker and Members of the  
Honorable House of Representatives.

GENTLEMEN:

I am returning herewith Enrolled House Bill No. 4, by Bailey, Johnston, Frazier, Twidwell, Rawls, Wooten, Welch, Cox, Reed, Phillips of Pawnee, O'Neill, Ulmark, Huey, Long, Coleman and Traw, entitled:

"An Act amending Section 2, Chapter 62, Session Laws, 1933, and Sections 5758 and 5759, O. S., 1931; providing methods for challenging of notification and declaration of candidates and giving Election Board authority to conduct hearings, subpoena witnesses and make decisions in writing which are final; providing for designation of the ballot of candidate's race and other descriptive matter; providing that no prefix, suffix or title shall be placed before or after candidate's name upon the ballot; repealing Sections 5760, 5761, 5763, 6026, 6027, 6028 and 6029, O. S., 1931; and all other Acts and parts of Acts in so far as they relate to run-off primary elections,"

passed by your honorable body and by the Honorable Senate, and submitted to me for my approval or disapproval.

I hereby disapprove and veto this bill and in accordance with Article VI., Section XI. of the Constitution, requiring the objections of the Governor to be stated in case of a veto, I hereby state my objection to the bill as follows:

Under our primary election system, prior to the enactment of the Run-off Primary Law, it was possible for a candidate to secure a nomination in opposition to the will of the majority of his party. It was possible for a well organized minority bloc to secure a plurality of votes in a large field of candidates, thus defeating the will of a majority of the members of his party. These results were not only possible but frequently occurred.

I consider it a fundamental principle of a democratic government that a majority should rule. I consider it not only unwise but

dangerous to the very existence of our free government to make it possible for a minority to be able to select our public officers. Under our present primary election laws it is impossible for a candidate to secure a nomination at the hands of his party without approval of a majority thereof voting at the election. While our present primary election laws are far from perfect, in my opinion the cure for these defects does not lie in a repeal of the run-off feature of the law. The remedy will not be achieved by substituting minority rule for majority rule.

I am willing, and would readily consent to a repeal of the run-off primary law when legislation is enacted that will properly safeguard the principle of majority rule. I believe it is possible to accomplish this end and have advocated such a course, but until such legislation is provided I consider it dangerous to abandon the safeguard to majority rule afforded by our run-off primary, however imperfect it may be in other respects.

Respectfully submitted,

E. W. MARLAND,

Governor of Oklahoma.

ATTEST:

F. C. Carter,  
Secretary of State.

By:

Katherine Manton,  
Assistant Secretary of State.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 87—By COMMITTEE ON REVENUE AND TAXATION,

An Act relating to the taxation of asphalt, ores, bearing lead, zinc, jack, gold, silver or copper, petroleum or other crude oil, mineral oil, natural gas and/or casinghead gas, property rights and values connected therewith and certain property used in connection with the production thereof; levying a tax thereon and specifying the purposes for which it is levied; providing for the collection, apportionment and distribution thereof; granting to the State Board of Equalization certain powers in connection therewith; amending Section 12434, Oklahoma Statutes, 1931, as amended by Section 5, Chapter 103, Oklahoma Session Laws, 1933, and Section 12445, Oklahoma Statutes, 1931; vesting certain powers in the Oklahoma Tax Commission; providing that the provisions thereof are severable; repealing all laws in conflict therewith, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Commons presiding.

House Bill No. 87 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

President Berry presiding.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 241—By NICHOLS,

An Act to provide for the registration of paving and street improvement bonds issued in payment of paving and street improvements; providing for the registration and method of assignment thereof; authorizing the use of such bonds for the payment of any and all installments, whether delinquent or unmatured, together with interest and penalty thereon, of special assessments levied to pay such bonds, when written consent for the use of such bonds therefor has been given by all of the registered owners of all of the outstanding bonds of any series and with the written consent of the registered owner of the bond or bonds so used; providing the method of using such bonds for such purpose; and confirming all settlements heretofore made with the consent of all of the owners of all outstanding bonds in any such district; making the provisions of the Act severable, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 241 was ordered transmitted to the Governor, for consideration.

#### FIRST READING

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

SENATE BILL NO. 346—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS—An Act relating to the Interstate Compact to Conserve Oil and Gas; amending Section 3 of Senate Bill 208, approved March 6, 1935; designating the Governor



as the official representative of Oklahoma on the Interstate Oil Compact Commission; authorizing the Governor to appoint an assistant representative, prescribing his duties and fixing his compensation; authorizing the employment of other assistants, and the incurring of expenses; creating a special fund and appropriating moneys to accrue thereto to the payment of the compensation and expenses authorized by this Act; prescribing manner of the disbursement of the special fund, and providing that any balance at the end of any fiscal year shall be credited to the proration fund; providing that provisions of the Act cease to operate if State withdraws from the compact and balance in the special fund shall be credited to the proration fund, and declaring an emergency.

SENATE BILL NO. 347—By RITZHAUPT—An Act relating to narcotic drugs; enacting the provisions of the uniform narcotic drug act; making definitions; regulating the sale, transportation, disposition, manufacture, compounding, possession, prescription and administering of narcotic drugs and compounds thereof and making same unlawful, except as specifically authorized herein; authorizing same under certain conditions; requiring licenses therefor; prescribing qualifications for such licenses; authorizing suspension or revocation of such licenses; requiring certain forms to be used and certain records to be kept relating to use, handling, and possession of such drugs; requiring the labeling of containers of such drugs; declaring certain places and premises resorted to by drug addicts or used for illegal keeping or selling of such drugs to be a common nuisance; making unlawful the keeping of such nuisance; providing for the seizure, forfeiture and disposition of narcotic drugs unlawfully possessed; providing that certain information shall not be deemed privileged; making certain acts unlawful; prescribing certain procedure in prosecutions for violation hereof; prescribing penalties for violation of this Act; repealing conflicting laws, and declaring an emergency.

SENATE BILL NO. 348—By RITZHAUPT—An Act relating to the operation and management of facilities for hospitalization and medical care and treatment of inmates of State penal institutions, and declaring an emergency.

SENATE BILL NO. 349—By RITZHAUPT, CARLILE and WALDREP of the Senate, and ABERNATHY, CAREY, MORROW and SPENCER of the House—An Act amending Sections 4631 and 4656, Oklahoma Statutes, 1931, relating to the practice of medicine and surgery in the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 350—By RORSCHACH of the Senate, and BAILEY of the House—An Act making appropriation for the purpose of building a central dining hall and kitchen, a ward building in the fiscal year of 1935-36, a ward building in the fiscal year of 1936-37, and repairs to ward buildings in the fiscal year of 1936-37, at the Eastern Oklahoma Hospital for the Insane at Vinita, Oklahoma; authorizing the State Board of Public Affairs to expend said moneys, and declaring an emergency.

SENATE BILL NO. 351—By CHAMBERLIN of the Senate, and WORTHINGTON of the House—An Act relating to the regular terms of County Courts; fixing the time and manner for convening County

Courts in the various counties of this State; providing for two regular terms of said Court in each County in said State; defining and fixing the manner and procedure for convening and adjourning same; providing for jury, motion, and non-jury sessions of said Court; making provision for Court terms in counties in which there is more than one County Court town; repealing Sections 3961, 3962, 3963, 3964 and 3965, Oklahoma Statutes, 1931, in so far as same are in conflict with this Act and all other Acts and parts of Acts in so far as the same are in conflict herewith; fixing the effective date of this Act, and declaring an emergency.

SENATE BILL NO. 352—By BRIGGS—An Act amending Section 13241 as amended by Section One (1), of Enrolled House Bill No. 84, of the Fifteenth Legislature of the State of Oklahoma; providing for the removal of members of the Conservation Commission, and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 339—By TIMMONS of the Senate, and O'BRIEN, EASON and MOFFETT of the House—Senator Timmons asked unanimous consent, which was granted, to have Senate Bill No. 339 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 340—By CURNUTT of the Senate, and HOLIMAN of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 341—By CURNUTT of the Senate, and HOLIMAN of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 342—By CARMACK, NANCE, PAUL, NICHOLS, BROADDUS and COMMONS—Referred to Committee on Oil and Gas.

SENATE BILL NO. 343—By BRIGGS—Senator Briggs asked unanimous consent, which was granted, to have Senate Bill No. 343 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 344—By WHITAKER and STEWART—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 345—By CARMACK—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 111—By COOK and FRAZIER—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 298—By BREWER—Senator Ivester asked unanimous consent which was granted, to have House Bill No. 298 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 3—By MYERS—Senator Ivester asked unanimous consent, which was granted, to have House Bill No. 3 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 112—By CARLETON, MOFFETT, BREWER, HUEY, DAVIS, SCHWOERKE, BYROM, GOODWIN, EBY, COE, BROWN, GIBBONS, BILLINGS and CAMPBELL—Senator Rinehart asked unanimous consent, which was granted, to have House Bill No. 112 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 67—By WELCH and FRAZIER—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 429—By BOGGS—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 382—By DOTY—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 485—By CHAMBERS—Senator Timmons asked unanimous consent, which was granted, to have House Bill No. 485 placed upon the Calendar, without reference to a Committee.

### THIRD READING

SENATE BILL NO. 245 was read for the third time at length.

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

#### AYE:

Broaddus,	George,	MacDonald,	Rorschach,	Wilbanks,
Bushyhead,	Hill,	Nance,	Sowards,	Willis,
Carmack,	Howsley,	Nichols,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	
Duffy,	Johnston,	Rinehart,	Timmons,	
Fidler,	King,	Ritzhaupt,	Waldrep,	Total, 31.

#### NAY:

Whitaker.	Total, 1.
-----------	-----------

#### EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

#### NOT VOTING:

Albright,	Commons,	Logan,	Thomas.
Briggs,	Fischl,	Lowrance,	
Carlile,	Jones,	Ray,	Total, 10.

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:

AYE:

Broaddus,	George,	MacDonald,	Rorschach,	Wilbanks,
Bushyhead,	Hill,	Nance,	Sowards,	Willis,
Carmack,	Howsley,	Nichols,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	
Duffy,	Johnston,	Rinehart,	Timmons,	
Fidler,	King,	Ritzhaupt,	Waldrep,	Total, 31.

NAY:

Whitaker. Total, 1.

EXCUSED:

Burns, Garvin. Total, 2.

NOT VOTING:

Albright,	Commons,	Logan,	Thomas,
Briggs,	Fischl,	Lowrance,	
Carlile,	Jones,	Ray,	Total, 10.

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. 245, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 228 was read at length for the third time.

Senator Broaddus asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 228, by striking from Section 2, the following words, "in which a definite rate is otherwise provided."

BROADDUS.

SENATE BILL NO. 228 was read at length.

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

## AYE:

Briggs,	George,	King,	Rinehart,	Willis,
Broadus,	Hill,	Lowrance,	Ritzhaupt,	Wright.
Carmack,	Howesley,	MacDonald,	Sowards,	
Chamberlin,	Hutchinson,	Nance,	Spencer,	
Curnutt,	Ivester,	Nichols,	Timmons,	
Duffy,	Johnston,	Paul,	Waldrep,	
Fischl,	Jones,	Pugh,	Wilbanks,	Total, 30.

## NAY:

Fidler,	Stewart,	Taylor.	Total, 3.
---------	----------	---------	-----------

## EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Albright,	Carlile,	Logan,	Rorschach,	Whitaker.
Bushyhead,	Commons,	Ray,	Thomas,	Total, 9.

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:

## AYE:

Briggs,	George,	King,	Rinehart,	Willis,
Broadus,	Hill,	Lowrance,	Ritzhaupt,	Wright.
Carmack,	Howesley,	MacDonald,	Sowards,	
Chamberlin,	Hutchinson,	Nance,	Spencer,	
Curnutt,	Ivester,	Nichols,	Timmons,	
Duffy,	Johnston,	Paul,	Waldrep,	
Fischl,	Jones,	Pugh,	Wilbanks,	Total, 30.

## NAY:

Fidler,	Stewart,	Taylor.	Total, 3.
---------	----------	---------	-----------

## EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Albright,	Carlile,	Logan,	Rorschach,	Whitaker.
Bushyhead,	Commons,	Ray,	Thomas,	Total, 9.

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. 228, as amended, was ordered referred for re-engrossment.

## GENERAL ORDER

Upon motion of Senator Waldrep, Committee Substitute for SENATE BILLS NOS. 196 and 227, by Logan, was ordered re-referred to the Committee on Commerce and Labor, the bill to retain its place on the Calendar.

Upon motion of Senator Commons, SENATE BILL NO. 132, by Commons, Nichols, Briggs and George, was set for Special Order at 10:45 a. m., on next legislative day.

Senator Waldrep moved that the rules of the Senate be suspended and SENATE BILL NO. 335, by Waldrep, of the Senate et al, of the House, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and Senate Bill No. 335 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 335 was read for the third time at length.

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

## AYE:

Albright,	Fidler,	Johnston,	Ray,	Timmons,
Briggs,	Fischl,	Jones,	Rinehart,	Waldrep,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Whitaker,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Curnutt,	Hutchinson,	Nichols,	Stewart,	
Duffy,	Ivester,	Paul,	Taylor,	Total, 33.

## EXCUSED:

Burns,	Garvin,	Total. 2.
--------	---------	-----------

## NOT VOTING:

Broadus,	Commons,	Logan,	Rorschach,	Wilbanks.
Carlile,	King,	Pugh,	Thomas,	Total, 9.

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:



## AYE:

Albright,	Fidler,	Johnston,	Ray,	Timmons,
Briggs,	Fischl,	Jones,	Rinehart,	Waldrep,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Whitaker,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Curnutt,	Hutchinson,	Nichols,	Stewart,	
Duffy,	Ivester,	Paul,	Taylor,	Total, 33.

## EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Broadus,	Commons,	Logan,	Rorschach,	Wilbanks,
Carlile,	King,	Pugh,	Thomas,	Total, 9.

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. 335 was ordered referred for engrossment.

## GENERAL ORDER

Senator Rinehart moved that the rules of the Senate be suspended and HOUSE BILL NO. 422, by Gregory, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 422 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

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:

## AYE:

Albright,	Fidler,	Jones,	Ray,	Wilbanks,
Briggs,	Fischl,	Lowrance,	Rinehart,	Willis,
Bushyhead,	George,	MacDonald,	Ritzhaupt,	Wright.
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Timmons,	
Curnutt,	Hutchinson,	Paul,	Waldrep,	
Duffy,	Johnston,	Pugh,	Whitaker,	Total, 31.

## NAY:

Taylor,	Total, 1.
---------	-----------

## EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Broadbuss,	Ivester,	Rorschach,	Thomas.
Carlile,	King,	Spencer,	
Commons,	Logan,	Stewart,	Total, 10.

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:

## AYE:

Albright,	Fidler,	Jones,	Ray,	Wilbanks,
Briggs,	Fischl,	Lowrance,	Rinehart,	Willis,
Bushyhead,	George,	MacDonald,	Ritzhaupt,	Wright.
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Timmons,	
Curnutt,	Hutchinson,	Paul,	Waldrep,	
Duffy,	Johnston,	Pugh,	Whitaker,	Total, 31.

## NAY:

Taylor.	Total, 1.
---------	-----------

## EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Broadbuss,	Ivester,	Rorschach,	Thomas.
Carlile,	King,	Spencer,	
Commons,	Logan,	Stewart,	Total, 10.

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 returned to the Honorable House.

Senator Ivester presiding.

## COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Military Affairs to whom was referred Senate Bill No. 235 by Committee on Military Affairs, entitled:

An Act to provide an accounting system for the national guard; to bring injury to officers and men while on duty within the provisions of the workmen's compensation law; prohibiting discrimin-

ations; providing that officers and men employed by the public shall not lose pay while on duty in the national guard, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUTCHINSON.

#### GENERAL ORDER

SENATE BILL NO. 87, by Ritzhaupt, et al., was considered.

Section 1 was read and adopted, upon motion of Senator Ritzhaupt.

Section 2 was read.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Ritzhaupt:

Mr. President: I move to amend Senate Bill No. 87, line 11, page 2, by striking after the word, "of," and before the word, "per," the words and figures, "Five Thousand (\$5,000.00)" and inserting the words and figures, "Four Thousand (\$4,000.00)."

PUGH.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President. I move to amend Senate Bill No. 87, line 11, page 2, by adding after the word, "of," and before the word "five," the words, "not to exceed".

RITZHAUPT.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 87, line 7, page 2, by inserting after the word, "Senate," and before the word "and," the words, "for a term of six years".

CURNUTT.

Senator Curnutt, as a substitute, submitted the following amendment, which was adopted, upon motion of Senator Ritzhaupt:

Mr. President: I move to amend Senate Bill No. 87, line 7, page 2, by striking after the word, "Senate," line 7, and before the word, "and," line 9.

CURNUTT.

Senator Johnston submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 87, line 8, page=3, by adding at the end of Section 2, the following: "The Di-



rector and all members of the office force, at the time of appointment or employment, shall not be related to the Governor or to any other state official or legislative official, nor any member of the family thereof by blood or affinity."

## JOHNSTON.

Senator Ritzhaupt moved to table the Johnston amendment, which motion failed of adoption, the roll call thereon being as follows:

## AYE:

Briggs,	Commons,	Nichols,	Wright.
Carlile,	King,	Ray,	
Chamberlin,	Nance,	Ritzhaupt,	Total, 10.

## NAY:

Broadus,	Fidler,	Ivester,	Pugh,	Willis.
Bushyhead,	Fischl,	Johnston,	Rorschach,	
Carmack,	George,	Jones,	Taylor,	
Curnutt,	Howsley,	Lowrance,	Timmons,	
Duffy,	Hutchinson,	Paul,	Whitaker,	Total, 21.

## EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Albright,	MacDonald,	Spencer,	Waldrep,
Hill,	Rinehart,	Stewart,	Wilbanks.
Logan,	Sowards,	Thomas,	Total, 11.

Senator Whitaker, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, by adding at the end of Section 2, the following: "The director and no person in the office force of said department shall be related within the third degree by consanguinity or affinity to any state or legislative official."

## WHITAKER.

Upon motion of Senator Ritzhaupt, Section 2, as amended, was adopted.

Section 3 was read.

Senator Howsley submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 87, line 17, page 3, by inserting after the word, "of," the word, "State."

## HOWSLEY.

Senator Wright submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 87, line 4, page 4, by adding after the word "committed," and before the word, "the," the words, "and make searches and seizures."

WRIGHT.

Senators Howsley and Wright submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 87, line 6, page 4, by changing the period after the word, "helpless," to a semi-colon and adding the following: "and make search and seizure, as provided by law."

HOWSLEY,  
WRIGHT.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, by striking the words, "Police," in lines 12, page 3, and 5, page 4, and inserting the word, "Peace".

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 3, as amended, was adopted.

Section 4 was read.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 87, line 9, page 5, by striking after the word, "then," the figures, "25," and inserting the figures, "21," and in line 10, after the word, "than," by striking the figures, "35," and inserting the figures, "40."

RITZHAUPT.

Senator Nance moved to strike from the Ritzhaupt amendment that part relating to line 9, page 5, which motion was adopted.

The vote occurring on the Ritzhaupt amendment, as amended, it was declared adopted.

Senator Hutchinson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 10, page 5, after the word, "age," by changing the period to a semi-colon and inserting the following: "Provided the age limits herein shall not apply to any person who served in the Military or Naval Forces of the United States between April 6, 1917, and November 11, 1918, and has an Honorable Discharge therefrom."

HUTCHINSON.

Senator Commons submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 87, line 10, page 5, by striking after the word, "than," the word, "thirty-five," and inserting the word, "fifty".

COMMONS.

Senator Jones, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 10, page 5, by striking the words, "thirty-five," and inserting the words, "forty-five."

JONES.

Senator Wright submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 8, page 5, by adding after the word, "states," and before the word, "of," the following: "and of the State of Oklahoma."

WRIGHT.

Section 5 was read.

Senator Pugh submitted the following amendment, which was adopted:

Upon motion of Senator Ritzhaupt, Section 4, as amended, was adopted.

Mr. President: I move to amend Senate Bill No. 87, line 18, page 6, by striking after the word, "exceed," and before the word, "per," in line 1, page 7, the words and figures, "Twelve Hundred and Sixty (\$1260.00)," and inserting the words and figures, "Fifteen Hundred (\$1500.00)."

PUGH.

Senator Pugh submitted the following amendment, which was adopted

Mr. President: I move to amend Senate Bill No. 87, line 3, page 7, by striking after the word, "exceed," in line 2, and before the word, "payable," in line 3, the words and figures, "Eleven Hundred Forty (\$1140.00)," and inserting the words and figures, "Fifteen Hundred (\$1500.00)."

PUGH.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, lines 5 and



6, page 7, by striking after the word, "exceed," in line 5, and before the word, "per," in line 6, the words and figures, "One Thousand and Twenty (\$1020.00)," and inserting the words and figures, "Fifteen Hundred (\$1500.00)."

PUGH.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 17, page 6, by adding after the word, "basic," and before the word, "salary," the word, "annual".

RITZHAUPT.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Ritzhaupt:

Mr. President: I move to amend Senate Bill No. 87, lines 9 and 10, page 6, by striking after the word, "exceed," in line 9, and before the word, "payable," in line 10, the words and figures, "Thirty-six Hundred (\$3600.00)," and inserting the words and figures, "Three Thousand (\$3000.00)."

PUGH.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 8, page 7, by inserting before the word, "annually," the word "bi-".

RITZHAUPT.

Senator Duffy presiding.

Senator Paul moved that wherever the word and figures, "Sixty (\$60.00) Dollars," appears in Senate Bill No. 87, as an annual increase in salary, be stricken, and the words and figures, "Thirty (\$30.00) Dollars," be inserted, which motion was adopted.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 9, page 7, by adding after the word, "each," and before the word "years," the word, "two," and in line 13, page 7, after the word, "such," and before the word, "annually," the word, "bi-".

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 5, as amended, was adopted.

Section 6 to and including Section 27 were read and adopted, upon motions of Senator Nance.

Section 28 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 4, page 21, by inserting after the word, "maintenance," the word, "salaries".

CHAMBERLIN.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 87, line 9, page 21, by changing, after the word, "appropriated," the period to a comma and adding: "for the remainder of the current fiscal year and for the fiscal years ending June 30, 1936, and June 30, 1937."

CHAMBERLIN.

Upon motion of Senator Ritzhaupt, Section 28, as amended, was adopted.

Senator Jones asked unanimous consent, which was granted, to submit the following amendment, which was adopted, upon motion of Senator Ritzhaupt:

Mr. President: I move to amend Senate Bill No. 87, line 14, page 17, by striking after the word, "Investigation," the words, "and in the State Fire Marshal and his deputies and assistants," and on line 2, page 18, strike the words, "and the office of Fire Marshal, and his deputies and assistants."

JONES.

Sections 29 and 30 were read and adopted, upon motions of Senator Nance.

By unanimous consent, the title to Senate Bill No. 87, was ordered amended to conform to the bill, as amended.

Upon motion of Senator Nance, Senate Bill No. 87, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 87, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

## AYE:

Briggs,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Fidler,	Logan,	Rorschach,	Willis,
Bushyhead,	Fischl,	Lowrance,	Spencer,	Wright.
Carlile,	George,	MacDonald,	Stewart,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Ivester,	Pugh,	Timmons,	
Curnutt,	Johnston,	Rinehart,	Whitaker,	Total, 35.

## NAY:

Hutchinson. Total, 1.

## EXCUSED:

Burns, Garvin. Total, 2.

## NOT VOTING:

Albright,	Nichols,	Sowards,	
King,	Ray,	Waldrep,	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:

## AYE:

Briggs,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Fidler,	Logan,	Rorschach,	Willis,
Bushyhead,	Fischl,	Lowrance,	Spencer,	Wright.
Carlile,	George,	MacDonald,	Stewart,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Ivester,	Pugh,	Timmons,	
Curnutt,	Johnston,	Rinehart,	Whitaker,	Total, 35.

## NAY:

Hutchinson. Total, 1.

## EXCUSED:

Burns, Garvin. Total, 2.

## NOT VOTING:

Albright,	Nichols,	Sowards,	
King,	Ray,	Waldrep,	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. 87, as amended, was ordered referred for engrossment.



Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolution No. 25 and Senate Bill No. 107 each correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Joint Resolution No. 25 and Engrossed Senate Bill No. 107 and orders each transmitted to the Honorable House, for consideration.

#### GENERAL ORDER

Upon motion of Senator Nance, consideration of SENATE BILL NO. 232, by Nance, Nichols, Paul, Commons, Briggs, Timmons and Pugh, was set for Special Order at 10:30 a. m., on the next legislative day, and consideration of SENATE JOINT RESOLUTION NO. 14, by Stewart and Briggs, was made a Special Order for 1:30 p. m., on the next legislative day.

SENATE BILL NO. 292, by Bushyhead, of the Senate, and Johnson of Rogers of the House, was taken up for consideration.

Upon motion of Senator Spencer, the rules of the Senate were suspended and Senate Bill No. 292 was advanced to engrossment and third reading.

Upon motion of Senator Bushyhead, the rules of the Senate were suspended and Senate Bill No. 292 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 292 was read for the third time at length.

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

##### AYE:

Albright,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Fidler,	Jones,	Rorschach,	Wilbanks,
Broadus,	Fischl,	Logan,	Sowards,	Willis,
Bushyhead,	George,	Lowrance,	Spencer,	Wright.
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Pugh,	Thomas,	
Curnutt,	Ivester,	Rinehart,	Timmons,	Total, 32.

##### EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Carlile,	King,	Paul,	Waldrep.
Commons,	MacDonald,	Ray,	
Hutchinson,	Nichols,	Stewart,	Total, 10.

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:

## AYE:

Albright,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Fidler,	Jones,	Rorschach,	Wilbanks,
Broaddus,	Fischl,	Logan,	Sowards,	Willis,
Bushyhead,	George,	Lowrance,	Spencer,	Wright.
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Pugh,	Thomas,	
Curnutt,	Ivester,	Rinehart,	Timmons,	Total, 32.

## EXCUSED:

Burns,	Garvin.	Total, 2.
--------	---------	-----------

## NOT VOTING:

Carlile,	King,	Paul,	Waldrep.
Commons,	MacDonald,	Ray,	
Hutchinson,	Nichols,	Stewart,	Total, 10.

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. 292 was ordered referred for engrossment.

Senator Jones moved that HOUSE BILL NO. 53, by Bruce, be ordered withdrawn from the Committee on Revenue and Taxation, and consideration thereof be made a Special Order at 2:30 p. m., tomorrow, which motion, by unanimous consent, he withdrew.

## GENERAL ORDER

Senator Chamberlin moved that the rules of the Senate be suspended and SENATE BILL NO. 291, by Senate Committee on Soldiers' Relief, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 291 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Logan,	Rorschach,	Wilbanks,
Broadbuss,	George,	Lowrance,	Sowards,	Willis,
Carlile,	Hill,	MacDonald,	Spencer,	Wright,
Carmack,	Howsley,	Nance,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Rinehart,	Timmons,	Total, 32.

#### EXCUSED:

Burns,	Garvin,	Total, 2.
--------	---------	-----------

#### NOT VOTING:

Bushyhead,	Hutchinson,	Faul,	Waldrep.
Commons,	King,	Ray,	
Fidler,	Nichols,	Taylor,	Total, 10.

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 ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 228 and 335 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 228 and 335 and ordered each transmitted to the Honorable House, for consideration.

### GENERAL ORDER

Upon motion of Senator Timmons, the rules of the Senate were suspended and SENATE BILL NO. 171, by Timmons, was advanced to engrossment and third reading.

SENATE BILL NO. 259, by Fischl, was considered.

Section 1 was read.

Senator Fischl submitted the following amendment, which was adopted:



Mr. President: I move to amend Senate Bill No. 259, lines 6, 7 and 8, page 1, by changing the word, "would," in line 6, to the word, "to," and in line 7, by changing the word, "would," to the word, "to," and in line 8, by changing the word, "warrants," to the word, "costs."

FISCHL.

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

Sections 2 and 3 were read and adopted, upon motions of Senator Fischl.

Upon motion of Senator Fischl, Senate Bill No. 259 was advanced to engrossment and third reading.

Senator Wright moved that excepting SENATE BILL NO. 302, SENATE BILLS NOS. 294, to and including SENATE BILL NO. 319, each by Wright and others, be referred to a Special Committee for the purpose of checking each bill, said bills to retain their places upon the Calendar, which motion prevailed, the Presiding Officer appointing as such committee, Senators Wright, Curnutt, Chamberlin, Hill and Fischl.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 186—By BEAMAN, BILLINGS, COE, COOK, ELLIS, GIBBONS, JOHNSON of Osage, MORSE, PHILIPS of Okfuskee, ROBERTS, SCHWOERKE, SINGLETON, WINGO, REED and WELCH,

An Act to amend Section 1, Section 2, Section 6 and Section 9 of Chapter 28, Oklahoma Session Laws, 1933, creating a State Insurance Fund Commission, providing for the personnel thereof, providing for the method of selection thereof, prescribing the duties of such State Insurance Fund Commission, providing for the salaries of said members, and the methods of payment,

and to advise you, and through you the Honorable Senate, that the same has been passed by the House and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 186.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 192—By LARASON, COOK, STANDRIDGE, TAYLOR, SPECK and CARLETON,

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on national banking associations, State banks and trust companies, according to or measured by their net incomes authorized by Method Four (4) of Section 5219, U. S. Revised Statutes as amended, relating to National Banking Associations, and complying therewith, to provide revenues for general governmental functions of the State; providing for the disposition of revenues arising thereunder; prescribing the rates of such taxes; providing for specific deductions and exemptions from said tax; providing for the computation and collection of such taxes by the Oklahoma Tax Commission and empowering same to enforce said Act and to prescribe and enforce rules and regulations in relation thereto; defining the powers of said Commission in the collection of additional and delinquent taxes; making certain violations of Acts unlawful and prescribing penalties therefor; requiring income tax returns to be made by taxpayers and prescribing how same shall be prepared and filed; making said taxes and penalties a lien on taxpayers' property and providing for the enforcement thereof; requiring persons paying income to individuals to report same to said Commission; providing, in certain cases, for withholding income taxes at the source and the method of payment thereof; providing a legal remedy for aggrieved taxpayers; repealing Chapter 195, Oklahoma Session Laws, 1933, and all Acts or parts of Acts in conflict with this Act, except as same apply to accrued income taxes and penalties thereon and to the collection thereof; providing that if a portion of Act is held invalid same will not affect other portions thereof, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 192.

Upon motion of Senator Briggs, Engrossed House Bill No. 192 was ordered printed.

## GENERAL ORDER

HOUSE BILL NO. 379, by Wyly, was considered.

Section 1 was read.

Senator Curnutt moved that further consideration of House Bill No. 379 be indefinitely postponed.

Senator Nance, as a substitute, moved that the Auditor be authorized to purchase \$15.00 worth of postage for each member of the Senate.

Senator Hill raised a point of order against the Nance motion, which was sustained, stating it was not germane to the subject under discussion.

## 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 State and County Affairs, to whom was referred Engrossed House Bill No. 388, by Long, entitled:

An Act providing for the enlargement, maintenance, care, beautifying and landscaping of cemeteries which were, prior to August 15, 1933, owned by townships and were maintained and kept by the Township Board of Trustees of the township or by the Board of County Commissioners, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 77, by Committee on Appropriations, entitled:

A Bill to be entitled an Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State Departments and State Institutions herein named and for the purposes specified, and transferring funds from one item to another and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute attached hereto do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Bill No. 199, by



Chamberlin, et al., of the Senate, and Holliman, et al., of the House, entitled:

An Act amending Section 2 of Article 12 of the Constitution, etc.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MacDONALD, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 340, by Curnutt of the Senate, and Holliman of the House, entitled:

An Act amending Section 5918, Oklahoma Statutes, 1931, relating to the investment of sinking funds; authorizing State and municipal officials to agree to the refunding of bonds in default and to agree to a scaling down of the debt represented by defaulted bonds, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 341, by Curnutt of the Senate, and Holliman of the House, entitled:

An Act giving to cities and towns in the State of Oklahoma power to declare what is and what shall constitute a nuisance, to condemn any such nuisance and where practical to abate the same summarily, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

#### RESOLUTION

By unanimous consent, the following Concurrent Resolution was introduced and read:

SENATE CONCURRENT RESOLUTION NO. 13—By HUTCHINSON, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, FISCHL, GARVIN, GEORGE, HILL, HOWSLEY, IVES-TER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZ-HAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS, and WRIGHT of the Senate, and PUGH, TAYLOR, PHILLIPS of Ok-

fuskee, DOTY, MORTON, O'NEILL, PHILLIPS of Pawnee, ULMARK, WILDER and WRIGHT of the House.

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF FORMER SENATOR DAVE POWERS, ADMIRATION AND RESPECT FOR HIS LIFE AND WORKS AS A CITIZEN AND PUBLIC OFFICIAL, AND SYMPATHY FOR HIS BEREAVED FAMILY.

Whereas, former Senator Dave Powers died on the 24th day of November, 1934; and,

WHEREAS, as a private citizen, a county official, and for eight years as a Senator of the State of Oklahoma, Dave Powers gave unselfishly of his time, energy, and ability in the interest of his community and State; and,

WHEREAS, Senator Powers, during his service in the Senate, earned and received the admiration and respect of his colleagues and fellow citizens by reason of his honest, fair dealing, judgment, sincerity, and the substantial and friendly qualities of his character and personality and his unswerving devotion to measures and policies which he believed to be in the interests of his constituents and his State;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN, THAT:

The Legislature of the State of Oklahoma express its sincere respect and admiration for the life and works of Dave Powers; its deep regret at his passing; and its sincere sympathy for the members of his bereaved family; and,

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to his widow and to each of his children.

Upon motion of Senator Hutchinson, Senate Concurrent Resolution No. 13 was adopted and ordered referred for engrossment.

#### SPECIAL COMMITTEE REPORT

Senator Rorschach, on behalf of the Special Committee, to whom Senate Bill No. 162 was referred, submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 162, by Lowrance, entitled:

An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma and the nomination and election of Judges 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.

## RORSCHACH.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 o'clock, a. m., Tuesday, March 26, 1935.



## FIFTY-FIFTH LEGISLATIVE DAY

TUESDAY, MARCH 26, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by the President.

By unanimous consent, the Senate recessed to meet at 10:30 a. m.

At 10:30 a. m., the Senate reassembled with the President presiding.

Upon roll call the following members were present:

## PRESENT:

Albright,	Fischl,	Logan,	Rinehart,	Timmons,
Briggs,	George,	Lowrance,	Ritzhaupt,	Waldrep,
Carlile,	Hill,	MacDonald,	Rorschach,	Wilbanks,
Carmack,	Howsley,	Nance,	Sowards,	Whitaker,
Chamberlin,	Hutchinson,	Nichols,	Spencer,	Willis,
Commons,	Ivester,	Paul,	Stewart,	Wright.
Curnutt,	Johnston,	Pugh,	Taylor,	
Duffy,	Jones,	Ray,	Thomas,	Total, 38.

## EXCUSED:

Broadus,	Fidler,	King.
Burns,	Garvin.	Total, 5.

## ABSENT:

Bushyhead.	Total, 1.
------------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

## 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 Engrossed House Bill No. 201 by Shqemake, Thornton, Branam, Cantrell, et al., entitled:

An Act authorizing the construction and equipment of an addition to the administration building of the Connors State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Connors State Agricultural College Building Bonds, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 255 by Chamberlin and Nichols, entitled:

An Act amending Section 12656 Oklahoma Statutes 1931, relating to the duties, powers and authority of the State Board of Equalization; providing additional powers and authority as to equalization and adjustment of certain property; authorizing the Oklahoma Tax Commission to make investigations, hold hearings, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute Bill herewith attached do pass.

COMMONS, Chairman.

Mr. President: We, your Committee on Fees and Salaries to whom was referred Senate Bill No. 260 by Nichols, entitled:

An Act fixing the fees of the reporters of the Corporation Commission, providing for the disposition thereof, repealing Section 1 of Chapter 53, Session Laws 1923 (Section 3624 O. S. 1931) and other conflicting Acts 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.

PUGH, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 191 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 191 was read at length 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.

## FIRST READING

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

SENATE BILL NO. 353—By GEORGE—An Act authorizing the State Board of Public Affairs to purchase additional lands adjacent to the Central State Hospital, Norman, Oklahoma; making an appropriation therefor, and declaring an emergency.

SENATE BILL NO. 354—By COMMONS, CHAMBERLIN, GEORGE, PAUL and NANCE—An Act creating certain offices, positions and duties in the office of the Attorney General; prescribing the qualifications therefor; fixing the salary therefor and time of payment thereof; authorizing certain expenditures from appropriations made for said office for "Communications"; providing for the appointment of persons to such offices and positions; repealing conflicting laws; declaring the effective date of this Act; and declaring an emergency.

SENATE BILL NO. 355—By COMMONS of the Senate, and POETEET of the House—An Act prohibiting domestic animals from running at large in the State of Oklahoma, repealing all Laws, or parts of Laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 356—By COMMONS—An Act amending Section 12518 of the Oklahoma Statutes 1931 relating to revisions and adjustments of over payments as to claims for refunds that have been filed or may be filed; repealing all Laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 357—By FIDLER and NICHOLS—An Act appropriating \$15,000.00 to pay the costs for supervisonal engineering and general planning necessary for the proper landscaping and beautification of the grounds of the State surrounding the State Capitol Building and the Governor's Mansion, providing for the manner of payment thereof, and declaring an emergency.

SENATE BILL NO. 358—By WILBANKS—An Act authorizing Earl Spears to sue the State of Oklahoma to determine the amount of damages sustained by him by reason of an accident resulting from the negligence of employees of the State of Oklahoma; and making the State of Oklahoma liable in damages for any personal injury sustained by inmates of any penal institution of the State occasioned by the Negligence of State employees; providing for service of summons, fixing the venue of such actions, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 26—By JOHNSTON—A Joint Resolution submitting to the people for their approval or rejection a proposed amendment to Section 21 of Article 10 of the Constitution of Oklahoma.

SENATE JOINT RESOLUTION NO. 27—By JOHNSTON—A Joint Resolution submitting to the people for their approval or rejection a proposed amendment to Section 21 of Article 10 of the Constitution of Oklahoma.



## SECOND READING

The following bills were read for the second time, and ordered referred to the Committees indicated.

SENATE BILL NO. 346—By SENATE COMMITTEE ON OIL AND GAS and HOUSE COMMITTEE ON OIL AND GAS—Referred to Committee on Oil and Gas.

SENATE BILL NO. 347—By RITZHAUPT—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 348—By RITZHAUPT—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 349—By RITZHAUPT, CARLILE, WAIIDREP of the Senate, and ABERNATHY, CAREY, MORROW, SPENCER of the House—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 350—By RORSCHACH of the Senate and BAILEY of the House.—Referred to Committee on Appropriations.

SENATE BILL NO. 351—By CHAMBERLIN of the Senate, and WORTHINGTON of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 352—By BRIGGS—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 372—By WHITAKER and GIBBONS—Referred to Committee on Municipal Corporations.

ENGROSSED HOUSE BILL NO. 473—By SHOEMAKE, BRANAN and THORNTON of the House, and BROADDUS and WHITAKER of the Senate—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 192—By LARASON, COOK, STANDRIDGE, TAYLOR, SPECK and CARLETON—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 186—By BEAMAN, BILLINGS, COE, COOK, ELLIS, GIBBONS, JOHNSON of Osage, MORSE, PHILLIPS of Okfuskee, ROBERTS, SCHWOERKE, SINGLETON, WINGO, REED and WELCH—Referred to Committee on Commerce and Labor.

## RESOLUTION

By unanimous consent, the following Resolution was introduced and read at length:

SENATE RESOLUTION NO. 14—By TIMMONS, ALBRIGHT, FISCHL, MacDONALD, HUTCHINSON and TAYLOR.

A RESOLUTION EXPRESSING REGRET AT THE PASSING OF J. F. KIRKPATRICK, A PIONEER CITIZEN OF OKLAHOMA.

WHEREAS, God in his infinite wisdom has seen fit to call J. F. Kirkpatrick, a pioneer citizen of Tulsa and Oklahoma, and

WHEREAS, during his life time, J. F. Kirkpatrick rendered many services to his community and State and was loved and respected by all who knew him, and

WHEREAS, his son, Ben O. Kirkpatrick, rendered distinguished services to the State of Oklahoma as a member of the Thirteenth and Fourteenth Oklahoma Legislatures, and

WHEREAS, his son, Glade R. Kirkpatrick, is at this time serving the State of Oklahoma as a member of the Fifteenth Oklahoma Legislature, and

WHEREAS, said J. F. Kirkpatrick devoted his time and efforts to the upbuilding and advancement of this State and at all times was found willing to co-operate with and displayed civic pride in his community and State to the end that his community and State might prosper and become a better place in which to live.

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Fifteenth Legislature of the State of Oklahoma, that we hereby express our sincere regret at the passing of J. F. Kirkpatrick and extend our heartfelt sympathies to his family in their hour of bereavement.

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent Honorable Glade E. Kirkpatrick and Ben O. Kirkpatrick.

Upon motion of Senator Timmons, Senate Resolution No. 14 was adopted.

Senate Resolution No. 14 was ordered referred for engrossment.

#### SPECIAL ORDER

SENATE BILL NO. 232, by Nichols, et al., was read at length.

Senator Fischl moved that Senate Bill No. 232 be committed to a Special Committee composed of Senators Nance, Johnston and Nichols, for further consideration.

Senator Chamberlin presiding.

Senator Fischl asked unanimous consent, which was granted, to withdraw his motion relative to Senate Bill No. 232.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 19.—By HANKLA of the House, and PAUL, CHAMBERLIN, WILLIS and CARMACK of the Senate,

A Concurrent Resolution adopting an official song of the State of Oklahoma,

and to advise you, and through you the Honorable Senate, that the House reconsidered the vote whereby the Resolution was adopted, for the purpose of adding a corrective amendment, to-wit: Inserting the first line of the chorus, which had been left out by inadvertence; and to further advise you that the Resolution AS AMENDED has been adopted by the House and signed by the Speaker Pro Tempore in open session.

We respectfully request that your Honorable Body take appropriate action, in accordance with the action of the House.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Willis, the vote was reconsidered by which House Concurrent Resolution No. 19 was adopted.

Engrossed House Concurrent Resolution No. 19, as amended, was read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 19.—By HANKLA of the House, and PAUL, CHAMBERLIN, WILLIS and CARMACK of the Senate.

A CONCURRENT RESOLUTION ADOPTING AN OFFICIAL SONG OF THE STATE OF OKLAHOMA.

WHEREAS, the State of Oklahoma has never adopted an official song; and

WHEREAS, Harriet Parker Camden composed the music and wrote the words to the song: "Oklahoma (A Toast)", in 1905, the words and music of which express in a beautiful manner the tradition, conditions and ideals of the State; and

WHEREAS, this song has been the unofficial anthem of this State since that time, a true and correct copy of which has been, and is now, on file and of record in the office of the State Library Commission; and

WHEREAS, the words of this song are as follows, to-wit:



## "OKLAHOMA (A TOAST)

Harriet Parker Camden

I give you a land of sun and flow'rs,  
And summer a whole year long;  
I give you a land where the golden hours  
Roll by to the mocking bird's song;  
Where the cotton blooms 'neath the southern sun,  
Where the vintage hangs thick on the vine;  
A land whose story has just begun,  
This wonderful land of mine.

## Chorus:

Oklahoma, Oklahoma, Fairest daughter of the west,  
Oklahoma, Oklahoma, 'Tis the land I love the best.  
We have often sung her praises,  
But we have not told the half,  
So I give you 'Oklahoma,'  
'Tis a toast we all can quaff.

A land where the fields of golden grain,  
Like waves on a sunlit sea,  
Bend low to the breezes that sweep the plain,  
With a welcome to you and me;  
Where the corn grows high 'neath the smiling sky,  
Where the quail whistles low in the grass;  
And fruit trees greet with a burden sweet,  
And perfume the winds that pass."

AND, WHEREAS, it is fitting and proper that the words and music of this song should be adopted as the official song of the State;

NOW, THEREFORE, be it resolved by the House of Representatives of the Fifteenth Legislature of the State of Oklahoma, the Senate concurring therein:

FIRST. That the words and music of the song, "Oklahoma (A Toast)", by Harriet Parker Camden, 1905, be, and the same are hereby adopted as the official song and anthem of the State of Oklahoma.

SECOND. That the State Library Commission, where there is now on file and of record a true and correct copy of the words and music of this song, be, and the same is hereby designated as the depository of this official song.

THIRD. That a copy of this Resolution be mailed to Harriet Parker Camden, author, at her present home in Fair Oaks, California.

Upon motion of Senator Willis House Concurrent Resolution No. 19, as amended, was adopted.

The Presiding Officer, in open session, signed Engrossed House Con-

current Resolution No. 19, and ordered it returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 158—By Committee on Judicial Reform,

An Act providing for the choosing of alternate jurors in criminal cases, the manner of choosing, and the rights and duties of alternate jurors, repealing all laws and parts of laws in conflict, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 482—By SINGLETON of the House, and NICHOLS of the Senate,

An Act making supplemental appropriation for the support and maintenance of the Oklahoma Bureau of Criminal Identification and Investigation for the balance of the fiscal year ending June 30, 1935, 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 158 and 482.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 55—By The Committee On Soldiers' Relief; WELCH, STANDRIDGE, ALLEN, ARMSTRONG, ABERNETHY of Harmon, BAILEY, BARNETT, BREWER, BREWSTER, CAREY, DAVIS, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER, JOHNSON, KERR, LONG, O'NEILL, PHILLIPS of Okfuskee, ROBERTS, RONE, SINGLETON, THORNTON, WHITT, and CAMPBELL,

An Act making appropriation for the salaries, operation and maintenance of the Soldiers' Tubercular Sanatorium, and declaring an emergency.

## ENROLLED HOUSE BILL NO. 175—By GREGORY,

An Act amending Sections 1729 and 1737, Oklahoma Statutes, 1931, so that the laws of this State relating to dependent, neglected and delinquent children will apply to male children under the age of 16 years and female children under the age of 18 years, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 55 and 175 were read at length for the fourth time, the enrolled copies signed, in open session, by the presiding officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 30—By CHAMBERLIN, DUFFY, HUTCHINSON, MacDONALD, RAY, COMMONS, LOGAN, CURNUTT, BURNS, JONES, GEORGE, GARVIN, WHITAKER of the Senate Committee on Soldiers' Relief,

An Act making appropriation for operation of the Soldiers' Relief Commission and appropriating monies for maintenance of destitute minor dependents of veterans, and declaring an emergency.

ENROLLED SENATE BILL NO. 222—By HOWSLEY of the Senate, and PAULS and HOWELL of the House,

An Act making it lawful for the Board of County Commissioners of any county, the Board of Education or other governing board of any school district, or the governing board of any other municipal corporation in the State of Oklahoma holding or owning any public utility bonds of incorporated cities and towns of this State, the assessed valuation of which is less than the face value of the entire issue of said public utility bonds and accrued interest thereon, to accept in writing any plan of readjustment of such indebtedness proposed by the governing board of such city or town under Section 80, of Chapter IX, of the Bankruptcy Laws of the United States of America as amended in an Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, and Acts amendatory thereof and supplementary thereto, approved May 24, 1934, and to accept in full settlement of such indebtedness an amount less than the full amount due on such bonds or interest coupons; repealing all conflicting laws, and declaring an emergency,



and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time, and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 30 and 222, were ordered transmitted to the Governor, for consideration.

Senator Nance moved, when the Senate adjourns today, that it adjourn to meet at 11:00 a. m., tomorrow, which motion prevailed.

#### GENERAL ORDER

HOUSE BILL NO. 388, by Long, was considered.

Upon motion of Senator Nichols, the rules of the Senate were suspended, and House Bill No. 388 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended, and House Bill No. 388 was considered engrossed and placed on third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 388 was read for the third time at length.

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

##### AYE:

Albright,	Duffy,	Jones,	Rinehart,	Thomas,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Carlile,	George,	Nance,	Rorschach,	Wilbanks,
Carmack,	Hill,	Nichols,	Sowards,	Whitaker,
Chamberlin,	Howsley,	Paul,	Spencer,	Willis.
Commons,	Hutchinson,	Pugh,	Stewart,	
Curnutt,	Johnston,	Ray,	Taylor,	Total, 33.

##### EXCUSED:

Broaddus,	Fidler,	King.
Burns,	Garvin,	Total, 5.

##### ABSENT:

Bushyhead.	Total, 1.
------------	-----------

##### NOT VOTING:

Ivester,	MacDonald,	Wright.
Lowrance,	Timmons,	Total, 5.

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:

AYE:

Albright,	Duffy,	Jones,	Rinehart,	Thomas,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Carlile,	George,	Nance,	Rorschach,	Wilbanks,
Carmack,	Hill,	Nichols,	Sowards,	Whitaker,
Chamberlin,	Howsley,	Paul,	Spencer,	Willis.
Commons,	Hutchinson,	Pugh,	Stewart,	
Curnutt,	Johnston,	Ray,	Taylor,	Total, 33.

EXCUSED:

Broadbudd,	Fidler,	King.
Burns,	Garvin,	Total, 5.

ABSENT:

Bushyhead.	Total, 1.
------------	-----------

NOT VOTING:

Ivester,	MacDonald,	Wright.
Lowrance,	Timmons,	Total, 5.

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. 388, and ordered the same returned to the Honorable House.

GENERAL ORDER

HOUSE BILL NO. 375, by Munger, was considered.

Section One was read.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 375, line 7, page 2, by changing the period after the word "county" to a semicolon, and adding the following: "and are authorized to pay from said funds pending claims for supplies, rent, water, light, fuel, material, and transportation incurred in co-operation with the work of the Federal or State Relief Administration in such County."

DUFFY.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 375, line 2, page 1, by striking after the word, "which," and before the word, "has," in line 2, the following: "any Relief Agency of the Federal Government or the State of Oklahoma," and in line 1, page 1, by striking the word, "or".

CURNUTT.

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

Upon motion of Senator Duffy, House Bill 375, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Carmack, the Senate recessed to meet at 1:30 p. m.

#### AFTERNOON SESSION

At 1:30 p. m., the Senate reassembled with the President presiding.

Senators Fidler and Bushyhead asked to be recorded present, which was the order.

#### SPECIAL ORDER

Referring further to SENATE BILL NO. 232, Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 232, line 18, page 7, by inserting between the words, "business" and "from," the following: "or public service corporation business," and in line 10, page 11, by striking the words, "the public utility," and inserting the word, "such," and in line 2, page 18, by striking the word "this," and changing the word, "Act," to read, "Acts."

NANCE.

Senator Nichols submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend Senate Bill No. 232, by inserting page 7, by striking beginning with the word, "shall," in line 2, and ending with the word, "final," in line 6, substituting therefor the following: "shall determine the appeal upon the pleadings of records before the Commission, and such pertinent evidence as the parties may desire to introduce, and shall exercise its independent judgment on the law and the facts."

NICHOLS.



Senator Nichols submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend Senate Bill No. 232, by inserting the following paragraph following line 17, page 10: "upon the giving of notice of appeal from an order of the Commission other than one affecting rates or charges, the Commission, if requested, shall suspend the effectiveness of the order complained of and fix the amount of a suspending or supersedeas bond, payable to the State of Oklahoma, for the benefit of any person damaged by the stay of such order, in the event the same is finally affirmed."

NICHOLS.

Upon motion of Senator Nance, Senate Bill No. 232, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and Senate Bill No. 232, as amended, was considered and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Fischl,	Lowrance,	Ritzhaupt,	Whitaker,
Briggs,	Hill,	MacDonald,	Forschach,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	
Curnutt,	Johnston,	Pugh,	Timmons,	
Duffy,	Jones,	Ray,	Waldrep,	
Fidler,	Logan,	Rinehart,	Wilbanks,	Total, 35.

#### NAY:

George.	Total, 1.
---------	-----------

#### EXCUSED:

Broadbuss,	Garvin,	
Burns,	King.	Total, 4.

#### NOT VOTING:

Bushyhead,	Carlile,	Sowards,	Stewart.	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:

AYE:

Albright,	Fischl,	Lowrance,	Ritzhaupt,	Whitaker,
Briggs,	Hill,	MacDonald,	Rorschach,	Willis,
Carmack,	Howsley,	Nance,	Spencer,	Wright.
Chamberlin,	Hutchinson,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	
Curnutt,	Johnston,	Pugh,	Timmons,	
Duffy,	Jones,	Ray,	Waldrep,	
Fidler,	Logan,	Rinehart,	Wilbanks,	Total, 35.

NAY:

George, Total, 1.

EXCUSED:

Broaddus,	Garvin,	
Burns,	King,	Total, 4.

NOT VOTING:

Bushyhead,	Carlile,	Sowards,	Stewart,	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. 232 was ordered referred for engrossment.

GENERAL ORDER

Senator Waldrep asked that SENATE BILL NO. 88, by Nichols, Jones and Waldrep, be considered, to which Senator Stewart objected.

Senator Waldrep moved that Senate Bill No. 88 be considered.

Senator Stewart, as a substitute, moved that further consideration of Senate Bill No. 88 be indefinitely postponed.

Senator Hutchinson presiding.

Upon motion of Senator Logan, the previous question was ordered.

The vote occurring on the Stewart motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Nance,	Rorschach,	Willis,
Bushyhead,	Hill,	Paul,	Stewart,	Wright.
Carlile,	Johnston,	Pugh,	Wilbanks,	
Carmack,	MacDonald,	Ritzhaupt,	Whitaker,	Total, 18.

NAY:

Briggs,	George,	Logan,	Rinehart,	Willis,
Chamberlin,	Hutchinson,	Lowrance,	Spencer,	Wright.
Curnutt,	Ivester,	Nichols,	Taylor,	
Fischl,	Jones,	Ray,	Thomas,	Total, 18.

## EXCUSED:

Broaddus,	Garvin,	
Burns,	King,	Total, 4.

## NOT VOTING:

Commons,	Howsley,	Timmons.
Fidler,	Sowards,	Total, 5.

## RESOLUTION

By unanimous consent, Senator Whitaker submitted the following Resolution, which was read at length:

SENATE RESOLUTION NO. 15—By WHITAKER, BRIGGS and WRIGHT.

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF MISS MARTHA BROADDUS, OF KANSAS CITY, MISSOURI, SISTER OF OUR BELOVED COLLEAGUE, BOWER BROADDUS; EXTENDING THE SYMPATHY OF THE MEMBERS OF THE SENATE OF THE FIFTEENTH LEGISLATURE TO THE BEREAVED FAMILY; AUTHORIZING THE PRESIDENT OF THE SENATE TO APPOINT A COMMITTEE OF FIVE MEMBERS TO ATTEND THE INTERMENT IN FAIRLAWN, AND DIRECTING THE SECRETARY OF THE SENATE TO ARRANGE FOR A SUITABLE FLORAL OFFERING.

WHEREAS, information has been received that Miss Martha Broaddus, sister of our beloved colleague, Bower Broaddus, has departed this life, and

WHEREAS, it is the desire of the members of the Senate of the Fifteenth Legislature of the State of Oklahoma, now in session, to do appropriate honor to the memory of Miss Broaddus, sister of Bower Broaddus.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE, that they extend to our beloved colleague, Bower Broaddus, and other bereaved members of the family of Miss Broaddus, the sympathy of its membership, and the President of the Senate is directed to appoint a committee of five members to attend the interment of Miss Broaddus in Fairlawn.

BE IT FURTHER RESOLVED, that a copy of these resolutions be forwarded to the family of the deceased.

BE IT FURTHER RESOLVED, that the Secretary of the Senate be directed to arrange for suitable floral offerings for the Senate.

Upon motion of Senator Whitaker, Senate Resolution No. 15 was adopted.

Senate Resolution No. 15 was ordered referred for engrossment.



Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 13, Senate Resolution No. 14, Senate Bills Nos. 171 and 291, correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 14 and ordered it referred for enrollment.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 13 and Engrossed Senate Bill No. 291 and ordered each transmitted to the Honorable House, for consideration.

#### MESSAGES

The following Messages from the Governor were received and read:

MARCH 23, 1935.

To the President and Members  
of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 63, 159, 168 and 219, entitled:

ENROLLED SENATE BILL NO. 63—By WRIGHT, HOWSLEY, DUFFY, RITZHAUPT, PUGH, GEORGE, RINEHART, WILBANKS, CHAMBERLIN, LOWRANCE, GARVIN, ALBRIGHT and BROADDUS of the Senate, and HOWELL of the House, entitled:

An Act amending Section 5684, Oklahoma Statutes of 1931, relating to qualifications of persons to serve on county and precinct election boards or as counters of elections.

ENROLLED SENATE BILL NO. 159—By NANCE, entitled:

An Act authorizing the State Auditor to destroy by burning all claims and all cancelled warrants for all fiscal years, prior to the fiscal year beginning July 1, 1925; and directing the State Auditor to safely preserve the book records now in his office with reference to the claims and warrants so destroyed; and declaring an emergency.

ENROLLED SENATE BILL NO. 168—By BROADDUS, entitled:

An Act amending Section 6491, Oklahoma Statutes, 1933, providing for the appointment of the marshal and clerk of the city courts in all cities having a population of 25,000 and less than 55,000 as shown by last Federal Census or any Federal Census hereafter, and further amending Section 6502, Oklahoma Statutes, 1931, with reference to the judges of said court, and fixing the amount of his bond; and declaring an emergency.

ENROLLED SENATE BILL NO. 219—By TIMMONS, FIDLER, MacDONALD, PAUL, BROADDUS, NICHOLS, HILL, CURNUTT, GARVIN, WILBANKS, BRIGGS, CHAMBERLIN, LOGAN, FISCHL, RAY, JONES, SPENCER, IVESTER, COMMONS, STEWART and TAYLOR, entitled:

An Act providing that the Home Owners Loan Corporation shall not be required to give cost, replevin, attachment, garnishment, re-delivery, injunction or appeal bonds or other obligations of security, or to make deposits in lieu thereof, in civil actions where such corporation is a party, and for other purposes, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

MARCH 25, 1935.

To the President and Members  
of the Honorable Senate.

Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 241, entitled:

ENROLLED SENATE BILL NO. 241—By NICHOLS, entitled:

An Act to provide for the registration of paving and street improvement bonds issued in payment of paving and street improvements; providing for the registration and method of assignment thereof; authorizing the use of such bonds for the payment of any and all installments, whether delinquent or unmatured, together with interest and penalty thereon, or special assessments levied to pay such bonds, when written consent for the use of such bonds therefor has been given by all of the registered owners of all of the outstanding bonds of any series, and with the written consent of the registered owner of the bond or bonds so used; providing the method of using such bonds for such purpose; and confirming all settlements heretofore made with the consent of all of the owners of all outstanding bonds in any such district; making the provisions of the Act severable, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 198—By HUSER, CARMICHAEL, DAVIS, KERR, COE, BARNETT, ELLIS and MONTGOMERY,

An Act amending Sections 5415 and 5419, Oklahoma Statutes, 1931, as amended by Sections 1 and 2, Chapter 207, Session Laws 1933, and amending Section 4 of said Chapter 207, relating to the duties of the State Depository Board and depository banks, the depositing of state funds daily in banks selected by said Board, the rate of interest to be paid on such deposits, authorizing the state depository semi-annually to fix the rate of interest to be paid by depository banks upon all public deposits, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 360—By PHILLIPS of Okfuskee of the House, and BROADDUS, JONES, and RORSCHACH of the Senate,

An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this state as the guest of such owner, or operator, and without pay, shall have a cause of action for injury or death in case of accident, unless such accident and injury shall have been intentional on the part of the said owner, or operator, providing exceptions, 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bills Nos. 198 and 360.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 279—By SINGLETON and PHILLIPS of Okfuskee of the House, and BROADDUS and HILL of the Senate,

An Act amending Section 1678, Chapter 13, of the Oklahoma



Statutes of 1931, providing against the marriage of white persons with negroes, or persons of African descent, or fornication between such persons; defining fornication within the meaning of this Act; fixing a penalty, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 390—By CHAMBERS,

An Act defining arson as to first, second, third and fourth degrees, relating to the unlawful burning or the attempted burning of property, fixing the penalty for conviction thereof, repealing Sections 2046 to 2058 inclusive, Article 47, Chapter 6, Compiled Oklahoma Statutes, 1921, and all other Acts or parts of Acts in conflict herewith, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 279 and 390.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 230—By EBY and DOTY,

An Act consolidating township funds in each township in the several counties in the State into a consolidated fund; providing for the transfer of cash on hand in said funds and the appointment of revenue and tax levies to said consolidated fund and authorizing unpaid warrants to be paid therefrom; providing for the disposition of remaining cash and future collections of revenue and tax levies in such townships and repealing all Acts and parts of Acts in conflict with this Act and declaring an emergency,

ENROLLED HOUSE BILL NO. 269—By KIRKPATRICK,

An Act defining, for the purpose of this Act, the phrase "Banking Institution," "Closed Institution" and "Federal Deposit Insurance Corporation," authorizing banking institutions to purchase stock or securities from and to contract with the Federal Deposit Insurance Corporation, authorizing said corporation to serve as liquidating agent in the State of Oklahoma, providing for the subrogation of said corporation to depositors of closed institutions to the extent that said deposits have been paid, authorizing the exchange of reports and examinations of the State Bank Commissioner and Federal Deposit

Insurance Corporation, providing for the sale of assets of closed banking institutions, or the pledge of its assets to secure a loan or loans, repealing all laws or parts of laws in conflict with this Act, and declaring an emergency.

ENROLLED HOUSE BILL NO. 422—By GREGORY,

An Act amending Section 9732, Oklahoma Statutes, 1931, providing that amended charters of corporations shall be signed by the Secretary of State, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 230, 269 and 422 were read at length for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

Senator Timmons asked unanimous consent, which was granted, to be recorded "excused," on the next legislative day.

Senator Wilbanks asked unanimous consent, which was granted, to have SENATE BILL NO. 173, by Wilbanks, ordered from the Committee on Legal Advisory and placed upon the Calendar.

THIRD READING

SENATE BILL NO. 171 was read for the third time at length.

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

AYE:

Albright,	Fischl,	Logan,	Rorschach,	Willis,
Briggs,	George,	MacDonald,	Sowards,	Wilbanks,
Bushyhead,	Howsley,	Nance,	Spencer,	Whitaker,
Carlile,	Hutchinson,	Nichols,	Taylor,	Wright.
Carmack,	Ivester,	Faul,	Thomas,	
Curnutt,	Johnston,	Pugh,	Timmons,	
Duffy,	Jones,	Ritzhaupt,	Waldrep,	Total, 32.

NAY:

Stewart. Total, 1.

EXCUSED:

Broadus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Chamberlin,	Fidler,	Lowrance,	Rinehart.
Commons,	Hill,	Ray,	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:

## AYE:

Albright,	Fischl,	Logan,	Rorschach,	Wilbanks,
Briggs,	George,	MacDonald,	Sowards,	Whitaker,
Bushyhead,	Howsley,	Nance,	Spencer,	Willis,
Carlile,	Hutchinson,	Nichols,	Taylor,	Wright.
Carmack,	Jones,	Paul,	Thomas,	
Curnutt,	Ivester,	Pugh,	Timmons,	
Duffy,	Johnston,	Ritzhaupt,	Waldrep,	Total, 32.

## NAY:

Stewart.	Total, 1.
----------	-----------

## EXCUSED:

Broadus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Chamberlin,	Fidler,	Lowrance,	Rinehart.
Commons,	Hill,	Ray,	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 Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 171, and ordered the same transmitted to the Honorable House.

Upon motion of Senator Nance, HOUSE CONCURRENT RESOLUTION NO. 18, by Wooten, Shoemaker and Phillips (Okfuskee), was ordered withdrawn from the Committee on Rules and Procedure and placed upon the Calendar.

## GENERAL ORDER

By unanimous consent, HOUSE CONCURRENT RESOLUTION NO. 18 was read and considered.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend House Concurrent Resolution



No. 18, by striking from the last paragraph, the word and figures, "March 22nd," and inserting the word and figures, "April 13."

NANCE.

House Concurrent Resolution No. 18, as amended, was read at length, as follows, and upon motion of Senator Nance, adopted:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18—  
By WOOTEN, SHOEMAKE and PHILLIPS (Okfuskee).

A CONCURRENT RESOLUTION FIXING THE DAY AND HOUR OF THE SINE DIE ADJOURNMENT OF THE REGULAR SESSION OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, the time for the adjournment sine die of the Regular Session of the Fifteenth Legislature is now near at hand, and matters of legislation of vital importance have been considered during the Session; and,

WHEREAS, the Constitution of the State of Oklahoma provides that one House cannot adjourn for more than three days without the consent of the other; and,

WHEREAS, no hour for the final adjournment of the Regular Session of the Fifteenth Legislature of the State of Oklahoma has been specifically fixed in pursuance of said Constitutional provisions:

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the hour of Twelve o'clock, Noon, April 13, 1935, be, and the same is hereby fixed as the hour and day of the final adjournment sine die of the Regular Session of the Fifteenth Legislature of the State of Oklahoma.

House Concurrent Resolution No. 18, as amended, was referred for engrossment.

HOUSE BILL NO. 298, by Brewer, was considered.

Section 1 was read and adopted, upon motion of Senator Ivester.

Upon motion of Senator Ivester, House Bill No. 298 was advanced to engrossment and third reading.

Upon motion of Senator Ivester, the rules of the Senate were suspended and House Bill No. 298 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 298 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Ivester,	Ritzhaupt,	Willbanks,
Briggs,	Duffy,	Johnston,	Rorschach,	Whitaker,
Bushyhead,	Fischl,	Logan,	Taylor,	Willis,
Carlile,	George,	Nichols,	Thomas,	Wright.
Carmack,	Howsley,	Paul,	Timmons,	
Chamberlin,	Hutchinson,	Pugh,	Waldrep,	Total, 28.

## NAY:

Stewart.	Total, 1.
----------	-----------

## EXCUSED:

Broadbuss,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Commons,	Jones,	Nance,	Sowards,
Fidler,	Lowrance,	Ray,	Spencer.
Hill,	MacDonald,	Rinehart,	Total, 11.

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 Ivester, the emergency section to House Bill No. 298 was ordered stricken, and the title ordered amended, by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 298, as amended, was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 379, by Wyly, was considered.

Section 1 to and including Section 7 were read and adopted, upon motions of Senator Logan.

Section 8 was read.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend House Bill No. 379, line 8, page 7, by striking after the word, "Act," the balance of line 8 and lines 9, 10, 11 and 12, to the word, "said."

PUGH.

Upon motion of Senator Logan, Section 8, as amended, was adopted.

Section 9 was read and adopted, upon motion of Senator Logan.

By unanimous consent, Senator Carlile was added as a joint author of House Bill No. 379.

Upon motion of Senator Logan, House Bill No. 379, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and House Bill No. 379, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	George,	Logan,	Rorschach,	Willis,
Briggs,	Hill,	MacDonald,	Sowards,	Wright.
Carlile,	Howsley,	Nichols,	Taylor,	
Carmack,	Hutchinson,	Paul,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Waldrep,	
Duffy,	Johnston,	Ray,	Wilbanks,	
Fischl,	Jones,	Ritzhaupt,	Whitaker,	Total, 30.

#### NAY:

Curnutt.	Total, 1.
----------	-----------

#### EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

#### NOT VOTING:

Bushyhead,	Fidler,	Nance,	Spencer,	Timmons.
Commons,	Lowrance,	Rinehart,	Stewart,	Total, 9.

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:

#### AYE:

Albright,	George,	Logan,	Rorschach,	Willis,
Briggs,	Hill,	MacDonald,	Sowards,	Wright.
Carlile,	Howsley,	Nichols,	Taylor,	
Carmack,	Hutchinson,	Paul,	Thomas,	
Chamberlin,	Ivester,	Pugh,	Waldrep,	
Duffy,	Johnston,	Ray,	Wilbanks,	
Fischl,	Jones,	Ritzhaupt,	Whitaker,	Total, 30.



## NAY:

Curnutt. Total, 1.

## EXCUSED:

Broadus,	Garvin,	
Burns,	King,	Total, 4.

## NOT VOTING:

Bushyhead,	Fidler,	Nance,	Spencer,	Timmons.
Commons,	Lowrance,	Rinehart,	Stewart,	Total, 9.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

By unanimous consent the title to House Bill No. 379, as amended, was ordered amended to conform to the bill.

House Bill No. 379, as amended, was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 121, by Welch et al, was read at length and considered.

Senators Whitaker and Chamberlin submitted the following amendment, which, by unanimous consent, they withdrew:

Mr. President: We move to amend House Bill No. 121, line 1, page 2, by striking all of Section 1 and inserting the following:

"Section 1. Where real estate has been heretofore purchased by the County, under the provisions of existing law relating to the tax sale and re-sale of property, and the county still holds the title thereto in the name of the Board of County Commissioners or in the name of the Chairman of the Board of County Commissioners, the last record owner of such real estate, or any person having legal or equitable interest therein, may redeem the same under the provisions hereof, and within the time herein, provided, by paying to the County Treasurer on or before June 30, 1936, the total principle amount of the delinquent taxes for the years that said real estate was on the tax rolls and assessed for taxation, less all interest, penalties and costs accrued thereon, (and being the principal amount for which such real estate was sold to the county). Upon the payment of the amount required hereunder the County Treasurer shall enter the record of the redemption on the list of sales, and shall mark on the tax sales record opposite the description of the property, 'Specially Redeemed;' and the County Treasurer shall give a special certificate of redemption and receipt to the person redeeming the same, therein directing the Board of County Commissioners to execute, upon a form to be prescribed by the State Examiner and Inspector, a deed from the County to the person rightfully redeeming the same, and shall deliver a copy

thereof to the County Clerk and the County Assessor. Thereupon the Board of County Commissioners shall execute such deed and deliver it to the person rightfully redeeming the same who shall record it in the office of the County Clerk. After the issuance of the Special Certificate of Redemption and Receipt, said real estate shall be placed on the tax rolls in the name of the person rightfully redeeming the same and thereafter shall be assessed for taxation as other real estate is assessed."

WHITAKER.

CHAMBERLIN.

Senators Chamberlin and Whitaker submitted the following amendment:

Mr. President: We move to amend House Bill No. 121, line 1, page 2, by striking all of Sections 1 and inserting the following:

"SECTION 1. Where real estate has been heretofore purchased by the County, under the provisions of existing law relating to the tax sale and resale of property, and the county still holds the title thereto in the name of the Board of County Commissioners or in the name of the Chairman of the Board of County Commissioners, the last record owner of such real estate, or any person having legal or equitable interest therein, may redeem the same under the provisions hereof, and within the time herein provided, by paying to the County Treasurer on or before June 30, 1936, the total principal amount of the delinquent taxes for the years that said real estate was on the tax rolls and assessed for taxation, less all interest, penalties and costs accrued thereon, (and being the principal amount for which such real estate was sold to the county) together with interest on said total principal amount of the rate of *five per cent* (5%) per annum from the date of the sale thereof to the County for the full time held by the County, and during which time said real estate was not on the tax rolls and was not assessed for taxation. Upon the payment of the amount required hereunder the County Treasurer shall enter the record of the redemption on the list of sales, and shall mark on the tax sales record opposite the description of the property, 'specially Redeemed;' and the County Treasurer shall give a special certificate of redemption and receipt to the person redeeming the same, therein directing the Board of County Commissioners to execute, upon a form to be prescribed by the State Examiner and Inspector, a deed from the County to the person rightfully redeeming the same, and shall deliver a copy thereof to the County Clerk and the County Assessor. Thereupon the Board of County Commissioners shall execute such deed and deliver it to the person rightfully redeeming the same who shall record it in the office of the County Clerk. After the issuance of the Special Certificate of Redemption and Receipt, said real estate shall be placed on the tax rolls in the name of the person rightfully redeeming the same and thereafter shall be assessed for taxation as other real estate is assessed."

WHITAKER.

CHAMBERLIN.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend the Whitaker-Chamberlin amendment, by striking the word and figures, "June 30, 1936," and inserting the word and figures, "December 31, 1935."

NANCE.

By unanimous consent, the Whitaker-Chamberlin amendment, as amended, was adopted.

Senators Whitaker and Chamberlin submitted the following amendment, which was adopted by unanimous consent:

Mr. President: We move to amend House Bill No. 121, by striking all of Sections 2, 3, 4, 5, 6, 8 and 9.

WHITAKER.  
CHAMBERLIN.

Section 7 of House Bill No. 121, being renumbered Section 2, was read and adopted by unanimous consent.

Section 10 of House Bill No. 121, being renumbered Section 3, was read.

Senators Whitaker and Chamberlin submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 121, line 10, page 5, by striking after the word, "suspended" the balance of said section.

WHITAKER.  
CHAMBERLIN.

Upon motion of Senator Whitaker, Section 3, as amended, was adopted.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Bill No. 121, by striking the same and substituting therefor the following: "AN ACT PROVIDING FOR THE REDEMPTION OF REAL ESTATE SOLD TO THE COUNTY ON ACCOUNT OF DELINQUENT AD VALOREM TAXES, WHERE THE COUNTY STILL HOLDS THE TITLE THERE-TO; PROVIDING FOR THE WAIVING AND RELEASING OF INTEREST, PENALTIES AND COSTS OF THE SAME IF THE PRINCIPAL AMOUNT THEREOF IS PAID ON OR BEFORE DECEMBER 31, 1935, AUTHORIZING AND DIRECTING COUNTY TREASURERS TO ACCEPT SUCH AMOUNT AND TO ISSUE REDEMPTION CERTIFICATES THEREFOR; PROVIDING THE MANNER AND MEANS OF ISSUING SAID REDEMPTION CERTIFICATES; PROVIDING THAT AFTER SUCH PAYMENT SAID REAL ESTATE SHALL BE



PLACED ON THE TAX ROLLS; SUSPENDING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH FOR THE TERM OF THIS ACT, AND DECLARING AN EMERGENCY."

WHITAKER.

Senator Whitaker asked that he and Senator Chamberlin be added as joint authors of House Bill No. 121, which was the order.

Senators Whitaker, Chamberlin and Briggs submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 121, line 6, page 5, by inserting a new section, preceding Section 3, as follows:

"SECTION 3. Chapter 159, Oklahoma Session Laws of 1933, being House Bill Number Six Hundred Eighty-two (682), of the regular session of the Oklahoma Legislature of 1933, be and the same is hereby repealed, and all lands affected thereby are hereby relieved of the burdens placed or established thereon by said Act and the lien rights, as well as the control thereof, are hereby restored to the authority vested with the same prior to the passage of the said Act in as full and complete a manner as if the said Act had never been passed, provided, however, that any person who has become vested with the rights of an entryman under the provisions and in accordance with the terms of said Act such person shall have the right and may continue to enjoy the same, and upon compliance therewith shall be entitled to and shall be vested with title to said property, and for this purpose and this only shall the Commissioners of the Land Office of the State of Oklahoma be and continue to possess the powers by said Act granted, but such power and rights shall extend to no other lands than those upon which entry has been made. From and after the effective date of this Act no further applications for entry shall be valid for any purpose."

WHITAKER,  
CHAMBERLIN,  
BRIGGS.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Bill No. 121, by adding the following: "REPEALING CHAPTER 159, OKLAHOMA SESSION LAWS, 1933, BEING HOUSE BILL NO. 682, OF THE REGULAR SESSION OF THE OKLAHOMA LEGISLATURE OF 1933, AND RELIEVING LANDS OF THE BURDENS THEREBY ESTABLISHED."

CHAMBERLIN.

Senators Whitaker, Chamberlin and Briggs submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 121, line 6, page 5, by striking after the figures, "1935," the balance of said line and lines 7 and 8.

WHITAKER,  
CHAMBERLIN,  
BRIGGS.

Senator Whitaker submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend the title of House Bill No. 121, by inserting after the word, "An ACT," the following: "RELATING TO LANDS SOLD AT RE-SALE AND PURCHASE IN THE NAME OF THE BOARD OF COUNTY COMMISSIONERS OR THE CHAIRMAN THEREOF."

WHITAKER.

Upon motion of Senator Whitaker, all sections to House Bill No. 121, as amended, were ordered properly numbered.

Upon motion of Senator Whitaker, House Bill No. 121, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hill, the rules of the Senate were suspended and House Bill No. 121, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 121 was read for the third time at length.

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

#### AYE:

Carlile,	Fidler,	Ivester,	Nichols,	Ritzhaupt,
Carmack,	Fischl,	Johnston,	Paul,	Thomas,
Chamberlin,	George,	Jones,	Pugh,	Whitaker,
Curnutt,	Hill,	Logan,	Ray,	Willis.
Duffy,	Hutchinson,	Lowrance,	Rinehart,	Total, 24.

#### NAY:

Stewart,	Taylor,	Wilbanks,	Wright.	Total, 4.
----------	---------	-----------	---------	-----------

#### EXCUSED:

Broadbuss,	Burns,	Garvin,	King.	Total, 4.
------------	--------	---------	-------	-----------

#### NOT VOTING:

Albright,	Commons,	Nance,	Spencer,	
Briggs,	Howsley,	Rorschach,	Timmons,	
Bushyhead,	MacDonald,	Sowards,	Waldrep.	Total, 12.

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:

AYE:

Bushyhead,	Fischl,	Jones,	Rinehart,	Whitaker,
Carlile,	George,	Logan,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	Lowrance,	Rorschach,	Willis,
Chamberlin,	Howsley,	Nichols,	Spencer,	Wright.
Curnutt,	Hutchinson,	Paul,	Stewart,	
Duffy,	Ivester,	Pugh,	Taylor,	
Fidler,	Johnston,	Ray,	Thomas,	Total, 32.

EXCUSED:

Broadus,	Garvin,	
Burns,	King,	Total, 4.

NOT VOTING:

Albright,	Commons,	Nance,	Timmons,	
Briggs,	MacDonald,	Sowards,	Waldrep.	Total, 8.

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. 121, as amended, was ordered referred for engrossment.

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 Constitution and Constitutional Amendments, to whom was referred Engrossed House Joint Resolution No. 11, by Billings, entitled:

A Joint Resolution providing for the submission of a proposed amendment to the Constitution of the State of Oklahoma, providing that the Legislature may enact laws authorizing cities to pension meritorious and disabled police officers, and amending Article 5 of said Constitution by adding an additional section to be known as Section 61, 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 as amended.

MacDONALD, Chairman.

Mr. President: We, your Committee on Legal Advisory, to whom was referred House Bill No. 62 by Pauls of the House and Howsley of the Senate, entitled:

An Act amending Section 5925, Oklahoma Statutes, 1931, relating to the transfer of surplus in the sinking funds of counties, cities, towns, townships and school districts; providing for the transfer of



surplus in the sinking fund of townships in counties with a population of less than 8,000 population to the general funds of the 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.

HILL, Chairman.

Mr. President: We, your Committee on Municipal Corporations, to whom was referred Engrossed House Bill No. 118 by Eason, entitled:

An Act authorizing cities and towns to open, extend, lay out or widen streets and avenues upon, over and across public property owned by the State, County, School District or Board of Education; prescribing the procedure for extending, widening, opening or laying out such street or avenues; providing for compensation to be paid under certain circumstances; authorizing Boards of County Commissioners, School Districts or Boards of Education owning property wholly within the limits or any municipality to dedicate such property or a part thereof to public use for street purposes, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RORSCHACH, Chairman.

Mr. President: We, your Committee on Municipal Corporations, to whom was referred Engrossed House Bill No. 372, by Whitaker and Gibbons, entitled:

An Act permitting and authorizing a municipal corporation to participate, either as creditor or debtor, in the plan and plans of readjustment of municipal debts provided by the Bankruptcy Acts of the United States and to participate in proceedings either as creditor or debtor under said Acts, and to become bound thereby; defining debtor and creditor municipal corporation; providing further that any bonds or other securities issued by any municipal corporation under the readjustment provision of said Bankruptcy Acts shall be issued and refunded under the provisions of the laws, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RORSCHACH, Chairman.

Mr. President: We, your Committee on Legal Advisory, to whom was referred Engrossed House Bill No. 429, by Boggs, entitled:

An Act waiving immunity of the State of Oklahoma to be sued, and authorizing a legal representative of the estate of Gordon Stringer, or his surviving wife and his minor children, by their guardian or next friend, or the administrator of the estate of Gordon Stringer, to commence and carry on a civil action, 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 School Lands, to whom was referred Senate Bill No. 45, by Pugh, entitled:

An Act amending Section One of Chapter 187 of the Session Laws of 1933, relative to loaning of school land monies, 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.

CARMACK, Chairman.

Upon motion of Senator Pugh, further reference to Senate Bill No. 45 was ordered stricken from the Calendar.

Mr. President: We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 142, by Rorschach of the Senate and Martin of the House, entitled:

An Act amending Section 5913, Oklahoma Statutes, 1931, as amended by Senate Bill No. 150, approved April 28, 1933, enacted by the Legislature of Oklahoma, relating to levy of taxes for the sinking fund of municipalities, and providing for payment of judgments against municipalities in annual equal installments of not less than three years, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RORSCHACH, Chairman.

Mr. President: We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 243, by Rorschach of the Senate, and Davis of the House, entitled:

An Act amending Section 5930, Oklahoma Statutes, 1931, 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, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RORSCHACH, Chairman.

Mr. President: We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 244, by Rorschach of the Senate, and Davis of the House, entitled:

An Act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this State for public works projects, 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.

RORSCHACH, Chairman.

Mr. President: We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 247 by Rorschach of the Senate, and Davis of the House, entitled:

An Act simplifying the procedure for the construction and financing of public works projects by municipalities; defining municipalities, as the term is used in this Act; as including a County, City, Town, Board of Education, Independent School District, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RORSCHACH, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 287, by Waldrep, entitled:

An Act amending S. L. 1909, Ch. 38, Art. 5, Secs. 9 and 12, said Sections being respectively Sections 12622 and 12625 of the Oklahoma Compiled Statutes, 1931, and providing that the tax rolls shall be made out on forms in conformity to laws now in force, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 326, by Waldrep, entitled:

An Act amending Section 3518, Oklahoma Statutes, 1931, designating positions in the State Department of Labor, fixing their annual salaries, providing the manner of payments thereof, providing for traveling expense and making an appropriation therefor,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RINEHART, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 351, by Chamberlin of the Senate, and Worthington of the House, entitled:

An Act relating to the regular terms of County Court, etc.,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

MESSAGE

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

To the President of the Senate,  
Building.  
SIR:

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

ENROLLED SENATE BILL NO. 191—By CHAMBERLIN of the Senate, and COOK of the House,

An Act relating to chattel mortgages amending Sections 11277, 11278, 11281, 11283, 11285, 11286 and 11288, of the Oklahoma Statutes, 1931, providing for the discharge of the indebtedness secured by chattel mortgages by payment to the mortgagee or last assignee of record; providing for chattel mortgage securing future advances, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 191 was ordered referred to the Governor for consideration.

Senator Nichols moved that the Senate work under a call of the House, which motion prevailed.

Upon roll call being ordered, the following were noted "not present:" Senators Albright, Bushyhead, Commons, Curnutt, Fidler, King, Logan, MacDonald, Nance, Sowards, Stewart and Waldrep.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator Chamberlin presiding.

Senator Fischl moved that, when the Senate orders work "under a Call of the House," all doors of the Senate Chamber be locked, which motion prevailed.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 375 correctly engrossed.

WILLIS, Chairman.

### THIRD READING

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:

#### AYE:

Briggs,	Hill,	Nichols,	Spencer,	Willis,
Carlile,	Howsley,	Paul,	Stewart,	Wright.
Carmack,	Hutchinson,	Pugh,	Taylor,	
Chamberlin,	Ivester,	Ray,	Thomas,	
Duffy,	Johnston,	Rinehart,	Waldrep,	
Fischl,	Jones,	Ritzhaupt,	Whitaker,	
George,	Lowrance,	Rorschach,	Wilbanks,	Total, 30.

#### EXCUSED:

Broaddus,	Garvin,	
Burns,	King,	Total, 4.

#### NOT VOTING:

Albright,	Curnutt,	MacDonald,	Timmons.
Bushyhead,	Fidler,	Nance,	
Commons,	Logan,	Sowards,	Total, 10.

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:

#### AYE:

Briggs,	Hill,	Nichols,	Spencer,	Willis,
Carlile,	Howsley,	Paul,	Stewart,	Wright.
Carmack,	Hutchinson,	Pugh,	Taylor,	
Chamberlin,	Ivester,	Ray,	Thomas,	
Duffy,	Johnston,	Rinehart,	Waldrep,	
Fischl,	Jones,	Ritzhaupt,	Whitaker,	
George,	Lowrance,	Rorschach,	Wilbanks,	Total, 30.

#### EXCUSED:

Broaddus,	Garvin,	
Burns,	King,	Total, 4.

#### NOT VOTING:

Albright,	Curnutt,	MacDonald,	Timmons.
Bushyhead,	Fidler,	Nance,	
Commons,	Logan,	Sowards,	Total, 10.

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 Senate amendments to and Engrossed House Bill No. 375, as amended, and ordered the same returned to the Honorable House.

Senators Logan and Waldrep asked to be recorded "present," which was the order.

### GENERAL ORDER

HOUSE BILL NO. 227, by Reed, was considered.

Section 1 was read and adopted, upon motion of Senator Fischl.

Senator Paul asked unanimous consent, which was granted, to amend Section 1, as follows, which amendment, by unanimous consent, he withdrew.

Mr. President: I move to amend House Bill No. 227, by adding after the word, "turkey," the word, "coon."

PAUL.

Upon motion of Senator Fischl, House Bill No. 227 was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended, and House Bill No. 227 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

#### AYE:

Briggs,	Hill,	Lowrance,	Rorschach,	Willis,
Carlile,	Howsley,	Nichols,	Spencer,	Wright.
Carmack,	Hutchinson,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Duffy,	Johnston,	Ray,	Waldrep,	
Fischl,	Jones,	Rinehart,	Whitaker,	
George,	Logan,	Ritzhaupt,	Wilbanks,	Total, 30.

#### EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.



## NOT VOTING:

Albright,	Curnutt,	Nance,	Timmons,
Bushyhead,	Fidler,	Sowards,	
Commons,	MacDonald,	Stewart,	Total, 10.

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:

## AYE:

Briggs,	Hill,	Lowrance,	Rorschach,	Willis,
Carlile,	Howsley,	Nichols,	Spencer,	Wright.
Carmack,	Hutchinson,	Paul,	Taylor,	
Chamberlin,	Ivester,	Fugh,	Thomas,	
Duffy,	Johnston,	Ray,	Waldrep,	
Fischl,	Jones,	Rinehart,	Whitaker,	
George,	Logan,	Ritzhaupt,	Wilbanks,	Total, 30.

## EXCUSED:

Broadbuss,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Curnutt,	Nance,	Timmons,
Bushyhead,	Fidler,	Sowards,	
Commons,	MacDonald,	Stewart,	Total, 10.

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. 227 was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 171, by Traw and Twidwell, was considered.

Section 1 was read.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 171, line 8, page 4, by changing the period after the word, "buses," to a comma, and adding, "and for payment of insurance."

FISCHL.

Senators Bushyhead and Curnutt asked to be recorded "present," which was the order.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 171, line 5, page 2, by adding after the word, "ance," and before the word, "and," the following: "surgical and medical attention, and necessary medicine."

RITZHAUPT.

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

Upon motion of Senator Fischl, House Bill No. 171, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 171, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 171 was read for the third time at length.

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

#### AYE:

Briggs,	Fischl,	Logan,	Rorschach,	Willis,
Bushyhead,	George,	Nichols,	Spencer,	Wright.
Carlile,	Hill,	Paul,	Taylor,	
Carmack,	Howsley,	Pugh,	Thomas,	
Chamberlin,	Ivester,	Ray,	Waldrep,	
Curnutt,	Johnston,	Rinehart,	Whitaker,	
Duffy,	Jones,	Ritzhaupt,	Wilbanks,	Total, 30.

#### EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

#### NOT VOTING:

Albright,	Hutchinson,	Nance,	Timmons.
Commons,	Lowrance,	Sowards,	
Fidler,	MacDonald,	Stewart,	Total, 10.

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:

## AYE:

Briggs,	Fischl,	Logan,	Rorschach,	Willis,
Bushyhead,	George,	Nichols,	Spencer,	Wright.
Carlile,	Hill,	Paul,	Taylor,	
Carmack,	Howsley,	Pugh,	Thomas,	
Chamberlin,	Ivester,	Ray,	Waldrep,	
Curnutt,	Johnston,	Rinehart,	Whitaker,	
Duffy,	Jones,	Ritzhaupt,	Wilbanks,	Total, 30.

## EXCUSED:

Broadus,	Garvin,	
Burns,	King,	Total, 4.

## NOT VOTING:

Albright,	Hutchinson,	Nance,	Timmons.
Commons,	Lowrance,	Sowards,	
Fidler,	MacDonald,	Stewart,	Total, 10.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

By unanimous consent, Senator Nichols was added as a joint author of House Bill No. 171.

House Bill No. 171, as amended, was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 127, by Wright and others, was considered.

Sections 1, 2 and 3 were read, and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, House Bill No. 127 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended, and House Bill No. 127, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 127 was read for the third time at length.

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



## AYE:

Briggs,	Hill,	Paul,	Thomas,
Carlile,	Howsley,	Pugh,	Waldrep,
Carmack,	Hutchinson,	Ray,	Whitaker,
Chamberlin,	Ivester,	Rinehart,	Wilbanks,
Curnutt,	Johnston,	Ritzhaupt,	Willis,
Duffy,	Logan,	Rorschach,	Wright.
Fischl,	Lowrance,	Spencer,	
George,	Nichols,	Taylor,	Total, 30.

## EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Fidler,	Nance,	Timmons.
Bushyhead,	Jones,	Sowards,	
Commons,	MacDonald,	Stewart,	Total, 10.

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:

## AYE:

Briggs,	Hill,	Paul,	Thomas,
Carlile,	Howsley,	Pugh,	Wilbanks,
Carmack,	Hutchinson,	Ray,	Whitaker,
Chamberlin,	Ivester,	Rinehart,	Willis,
Curnutt,	Johnston,	Ritzhaupt,	Wright.
Duffy,	Logan,	Rorschach,	
Fischl,	Lowrance,	Spencer,	
George,	Nichols,	Taylor,	Total, 30.

## EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Fidler,	Nance,	Timmons.
Bushyhead,	Jones,	Sowards,	
Commons,	MacDonald,	Stewart,	Total, 10.

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. 127, and ordered the same returned to the Honorable House.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bill No. 292 correctly engrossed, and Senate Resolution No. 14 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed engrossed Senate Bill No. 292, and ordered it transmitted to the Honorable House, for consideration.

The Presiding Officer, in open session, signed enrolled Senate Resolution No. 14, and ordered it transmitted to the Secretary of State.

Senator Paul Presiding.

#### GENERAL ORDER

HOUSE BILL NO. 427, by Stokes, et al., of the House, and Howsley of the Senate, was considered.

Section 1 was read.

Senator Howsley submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 427, line 10, page 2, by inserting after Section 1, the following: "Provisions of Section 1 of this Act shall be in full force and effect during the balance of the present fiscal year, ending June 30, 1935, at which time all provisions of Section 1 shall become inoperative, and any taxpayer who was entitled to a refund under the provisions of this Act, who has failed to present a sworn claim therefor, shall no longer be entitled to said refund and the funds which have been held in trust for his benefit, shall be considered the same as any other moneys of the county properly in said sinking fund." And renumbering succeeding sections.

HOWSLEY.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend House Bill No. 427, line 7, page 1, by adding after the word, "Act," and before the word, "were," the following: "and in counties which have a bonded indebtedness where penalties, costs and interests have been paid and the same have been transferred to the Sinking Fund, but which have not been taken into consideration for making estimates for Sinking Fund purposes."

PUGH.

Senator Ivester moved to table the Pugh amendment, which motion failed of adoption.

The vote occurring on the Pugh amendment, it was declared adopted.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 427, line 4, page 1, by inserting after the word, "indebtedness," the following "or other outstanding obligations."

WHITAKER.

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

Upon motion of Senator Nichols, House Bill No. 427, as amended, was advanced to engrossment and third reading.

HOUSE BILL NO. 112, by Carleton et al., of the House, was considered.

Section 1 was read.

Senator Rorschach submitted the following amendment, which was tabled, upon motion of Senator Duffy:

Mr. President: I move to amend House Bill No. 112, line 1, page 2, by striking after the word, "of," and before the word, "have," the figures, "\$3.00," and inserting the figures, "\$5.00."

RORSCHACH.

Upon motion of Senator Nichols Section 1 was adopted.

By unanimous consent, Senators Fischl, Curnutt, Rinehart and Wright were added as joint authors of House Bill No. 112.

Upon motion of Senator Nichols, House Bill No. 112 was advanced to engrossment and third reading.

Senator Nichols moved that the rules of the Senate be suspended, and House Bill No. 112, as amended, be considered engrossed and placed upon third reading and final passage.

Senators Commons and Stewart asked to be recorded "present," which was the order.

Senator Commons, as a substitute for the Nichols motion, moved that further consideration of House Bill No. 112, be indefinitely postponed, which motion was tabled, upon motion of Senator Logan.

The vote occurring on the Nichols motion, it was declared adopted.

### THIRD READING

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:



## AYE:

Carmack,	Howsley,	Nichols,	Ritzhaupt,	Wright.
Curnutt,	Johnston,	Ray,	Rorschach,	
George,	Logan,	Rinehart,	Spencer,	Total, 13.

## NAY:

Briggs,	Commons,	Ivester,	Pugh,	Whitaker,
Bushyhead,	Duffy,	Jones,	Taylor,	Wilbanks,
Carlile,	Fischl,	Lowrance,	Thomas,	Willis,
Chamberlin,	Hill,	Paul,	Waldrep,	Total, 19.

## EXCUSED:

Broadus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Hutchinson,	Nance,	Stewart,	
Fidler,	MacDonald,	Sowards,	Timmons,	Total, 8.

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 Bushyhead asked unanimous consent, which was granted, to correct SENATE BILL NO. 292, as follows: In Section 1, line 7, by striking the word "construction," and inserting the word, "constructive."

## GENERAL ORDER

HOUSE BILL NO. 239, by Allen of the House, and Ritzhaupt of the Senate was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, House Bill No. 239 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended, and House Bill No. 239 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

## AYE:

Briggs,	Duffy,	Logan,	Rorschach,	Willis,
Bushyhead,	Fischl,	Lowrance,	Spencer,	Wright.
Carlile,	George,	Nichols,	Taylor,	
Carmack,	Hill,	Paul,	Thomas,	
Chamberlin,	Howsley,	Ray,	Waldrep,	
Commons,	Johnston,	Rinehart,	Whitaker,	
Curnutt,	Jones,	Ritzhaupt,	Wilbanks,	Total, 30.

## NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

## EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Hutchinson,	Nance,	Stewart,	
Fidler,	MacDonald,	Sowards,	Timmons.	Total, 8.

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:

## AYE:

Briggs,	Duffy,	Logan,	Rorschach,	Willis,
Bushyhead,	Fischl,	Lowrance,	Spencer,	Wright.
Carlile,	George,	Nichols,	Taylor,	
Carmack,	Hill,	Paul,	Thomas,	
Chamberlin,	Howsley,	Ray,	Waldrep,	
Commons,	Johnston,	Rinehart,	Whitaker,	
Curnutt,	Jones,	Ritzhaupt,	Wilbanks,	Total, 30.

## NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

## EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Hutchinson,	Nance,	Stewart,	
Fidler,	MacDonald,	Sowards,	Timmons.	Total, 8.

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. 239, and ordered the same returned to the Honorable House.

Senator Whitaker asked unanimous consent, which was granted, to have the record show him "excused," on the next legislative day.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 298 and Senate Bill No. 87 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 298, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 87 and ordered the same transmitted to the Honorable House, for consideration.

#### GENERAL ORDER

HOUSE BILL NO. 82, by Huser, was considered.

Section 1 was read.

Upon motion of Senator Willis, further consideration of House Bill No. 82 was indefinitely postponed.

HOUSE BILL NO. 3, by Myers, was considered.

Section 1 was read.

Senator Commons submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 3, line 2, page 2, by adding after the word, "Archaeological," and before the word, "and," the following: "Pathological, Homological and any other form of former animal or plant life."

#### COMMONS.

Upon motion of Senator Ivester, Section 1 was adopted.

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

Upon motion of Senator Nichols, House Bill No. 3 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 3 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

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:

## AYE:

Bushyhead,	Hill,	Lowrance,	Ritzhaupt,	Whitaker,
Carlile,	Howsley,	Nichols,	Rorschach,	Wilbanks,
Carmack,	Ivester,	Paul,	Spencer,	Willis,
Duffy,	Johnston,	Pugh,	Taylor,	Wright.
Fischl,	Jones,	Ray,	Thomas,	
George,	Logan,	Rinehart,	Waldrep,	Total, 28.

## NAY:

Chamberlin,	Commons,	Curnutt.	Total, 3.
-------------	----------	----------	-----------

## EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Fidler,	MacDonald,	Sowards,	Timmons.
Briggs,	Hutchinson,	Nance,	Stewart,	Total, 9.

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:

## AYE:

Bushyhead,	Hill,	Lowrance,	Rorschach,	Willis,
Carlile,	Howsley,	Nichols,	Spencer,	Wright.
Carmack,	Hutchinson,	Faul,	Taylor,	
Curnutt,	Ivester,	Pugh,	Thomas,	
Duffy,	Johnston,	Ray,	Waldrep,	
Fischl,	Jones,	Rinehart,	Whitaker,	
George,	Logan,	Ritzhaupt,	Wilbanks,	Total, 30.

## NAY:

Chamberlin,	Commons.	Total, 2.
-------------	----------	-----------

## EXCUSED:

Broaddus,	Garvin,	
Burns,	King.	Total, 4.

## NOT VOTING:

Albright,	Fidler,	Nance,	Stewart,	
Briggs,	MacDonald,	Sowards,	Timmons.	Total, 8.

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. 3, and ordered the same returned to the Honorable House.

### COMMITTEE REPORTS

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar.

Mr. President: We, your Committee on Agriculture to whom was referred Senate Joint Resolution No. 18 by Johnston, Waldrep, Taylor, Carmack, Burns, Lowrance et al, of the Senate, and Byrom, Peterson, Sullivan, Myers, Boggs, Raasch et al, of the House, entitled:

A Joint Resolution directing the secretary of the state to submit to the legally qualified voters of the State of Oklahoma for their approval or rejection a proposed amendment to Article No. Ten 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, as amended.

CARMACK, Chairman.

### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has concurred in Senate amendments to:

ENGROSSED HOUSE BILL NO. 283—By THORNTON, SHOEMAKE and BRANAN,

An Act authorizing Leo D. Harman, Sr., formerly a captain in the Oklahoma national guard to bring suit against the State of Oklahoma for injuries sustained in line of duty as a soldier, providing that if judgment is entered in his favor, that the same shall be paid from the general funds of the state, appropriating not to exceed \$2,500.00, for the purpose of payment of any judgment rendered, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 43—By MONTGOMERY,

An Act relating to evidence offered by defendant in criminal cases to establish an alibi; providing for notice thereof to the county attorney, or in the event of failure to give such notice, the court may continue said case for investigation upon notice of county attorney.

ENGROSSED HOUSE BILL NO. 49—By EASON,

An Act amending Section 6389 of the Compiled Oklahoma Statutes 1931, relating to the licensing of photographers, photograpers' agents and solicitors.

ENGROSSED HOUSE BILL NO. 272—By MONTGOMERY, FREE-MAN and GOODWIN,

An Act amending Section 1, of Chapter 263, of the Session Laws of 1919, relating to continuances; repealing all Acts in conflict herewith, and declaring an emergency,

and that the same have been passed by the House of Representatives as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Ivester, the Call of the House was ordered lifted.

Upon motion of Senator Nichols, the Senate adjourned, to meet at 11:00 a. m., Wednesday, March 27, 1935.



## FIFTY-SIXTH LEGISLATIVE DAY

WEDNESDAY, MARCH 27, 1935

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by the President.

Upon motion of Senator MacDonald, the Senate recessed to meet at 1:30 p. m.

## AFTERNOON SESSION

At 1:30 p. m., the Senate reassembled, with the President Pro Tempore Briggs presiding.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Jones,	Pugh,	Taylor,
Briggs,	Duffy,	King,	Ray,	Thomas,
Burns,	Fidler,	Logan,	Rinehart,	Waldrep,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Willis,
Carmack,	Howsley,	Nance,	Sowards,	Wright.
Chamberlin,	Ivester,	Nichols,	Spencer,	
Commons,	Johnston,	Paul,	Stewart.	Total, 38.

## EXCUSED:

Broadbuss,	Garvin,	Timmons,
Fischl,	Hutchinson,	Whitaker.
		Total, 6.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

## FIRST READING

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

**SENATE BILL NO. 359**—By COMMITTEE ON MANUFACTURING AND INDUSTRY—An Act creating the Oklahoma State Planning Board; providing for the appointment of its members; prescribing its powers and duties and relating to the natural, agricultural, industrial and human resources of the State; providing for a survey thereof,

together with plans and programs for the conservation and better utilization of these resources and long-term co-ordinated planning and programming of public works; giving said Board authority to engage in the production and manufacture of food, clothing and supplies for State dependents and charges, and materials for State use and to utilize the labor of inmates of State Penal and Eelemosynary Institutions and of State dependents; providing for the salaries and expenses of the members of the Board; providing for the appointment of employees; making an appropriation to effectuate the purposes of said Board, and declaring an emergency.

SENATE BILL NO. 360—By WALDREP—An Act amending Section 6240, Oklahoma Statutes 1931, relating assessments, repealing certain provisions of the Statutes; declaring an emergency.

SENATE BILL NO. 361—By NICHOLS—An Act making an appropriation to supplement the re-appropriation of funds to the credit of the State Election Board made by House Bill No. 109 of the Fifteenth Legislature; prescribing the purposes for which said re-appropriation as supplemented hereby may be used, and declaring an emergency.

SENATE BILL NO. 362—By HILL AND BRIGGS—A Bill to be entitled "An Act making an appropriation from the general revenue fund of the State of Oklahoma for the purpose of paying claims hereinafter named in the amount set forth for groceries and foodstuffs furnished to the destitute in Pittsburg County, Oklahoma in December, 1934, and declaring an emergency.

SENATE BILL NO. 363—By STEWART—An Act classifying forty acres of land or less as a rural home for the purpose of taxation, and providing that such number of acres shall not be taxed a greater rate than four mills on each dollar of the assessed valuation, and providing for the selection of such lands by the owner and the filing of a certificate and designating said lands in the office of the County Clerk.

SENATE BILL NO. 364—By HILL and NICHOLS—A Bill to be entitled An Act making appropriation for the purchase of a car and for traveling expenses of the State Health Commissioner and declaring and emergency.

SENATE JOINT RESOLUTION NO. 28—By FIDLER—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 2, of the Constitution of the State of Oklahoma.

SENATE JOINT RESOLUTION NO. 29—By CARMACK—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of Oklahoma amending Section 12 of Article 10, authorizing the Legislature to levy in addition to other taxes a graduated gross production tax.

Senator Pugh presiding.

## COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Concurrent Resolution No. 18, and House Bills Nos. 121, 171, 227 and 379, and Senate Resolution No. 15, correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendment to, and Engrossed House Concurrent Resolution No. 18, as amended, Engrossed House Bill No. 121, as amended, Engrossed House Bill No. 171, as amended, Engrossed House Bill No. 227, as amended, and Engrossed House Bill No. 379, as amended, and ordered each returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 15, and ordered it referred for enrollment.

President Pro Tempore Briggs, presiding.

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 Health and Welfare to whom was referred Senate Bill No. 347 by Ritzhaupt, entitled:

An Act relating to narcotic drugs, enacting the provisions of the uniform narcotic drug act, making definitions; regulating the sale, transportation, disposition, manufacture, compounding, possession, prescription, and administering of narcotic, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLILE, Chairman.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Senate Bill No. 348 by Ritzhaupt, entitled:

An Act relating to the operation and management of facilities for hospitalization and medical care and treatment of inmates of state penal institutions, 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.

CARLILE, Chairman.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Senate Bill No. 349 by Ritzhaupt, Carlile, Waldrep of the Senate, and Abernathy, Carey, Morrow and Spencer, of the House, entitled:



An Act amending Sections 4631 and 4656, Oklahoma Statutes 1931, relating to the practice of medicine and surgery 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.

CARLILE, Chairman.

### SECOND READING

The following bills and resolutions were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 353—By GEORGE—Referred to Committee on Appropriations.

SENATE BILL NO. 354—By COMMONS, CHAMBERLIN, GEORGE, PAUL and NANCE—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 355—By COMMONS of the Senate, and PO-TEET of the House—Referred to Committee on Livestock and Tenant Farming.

SENATE BILL NO. 356—By COMMONS—Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 357—By FIDLER and NICHOLS—Senator Nichols asked unanimous consent, which was granted, to have Senate Bill No. 357 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 358—By WILBANKS—Senator Wilbanks asked unanimous consent, which was granted, that Senate Bill No. 358 be placed upon the Calendar, without reference to a Committee.

SENATE JOINT RESOLUTION NO. 26—By JOHNSTON—Senator Johnston asked unanimous consent, to which Senator Logan objected, to have Senate Joint Resolution No. 26 placed upon the Calendar, without reference to a Committee.

Upon motion of Senator Johnston, Senate Joint Resolution No. 26 was ordered placed upon the Calendar, without reference to a Committee.

SENATE JOINT RESOLUTION NO. 27—By JOHNSTON—Senator Johnston asked unanimous consent, which was granted, that Senate Joint Resolution No. 27 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 158—By COMMITTEE ON JUDICIAL REFORM—Upon motion of Senator Nichols, House Bill No. 158, was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 482—By SINGLETON of the House, and NICHOLS of the Senate—Upon motion of Senator Nichols, House Bill No. 482 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 198—By HUSER, CARMICHAEL, DAVIS, KERR, COE, BARNETT, ELLIS and MONTGOMERY—Upon motion of Senator Nichols, House Bill No. 198 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 360—By PHILLIPS of Okfuskee, of the House, and BROADDUS, JONES and RORSCHACH of the Senate—Senator Nichols asked unanimous consent, to which Senator Curnutt objected, that House Bill No. 360 be placed upon the Calendar, without reference to a Committee.

Upon motion of Senator Nichols, House Bill No. 360 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 279—By SINGLETON and PHILLIPS of Okfuskee of the House, and BROADDUS and HILL of the Senate—Senator Nichols asked unanimous consent, which was granted, that House Bill No. 279 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 390—By CHAMBERS—Senator Nichols asked unanimous consent, which was granted, to have House Bill No. 390 placed upon the Calendar, without reference to a Committee.

#### GENERAL ORDER

Senator Nance asked unanimous consent, which was granted, to take up for consideration HOUSE BILL NO. 372, by Gibbons.

Sections 1, 2, 3, 4, and 5 were read and adopted, upon motions of Senator Nance.

Upon motion of Senator Nance, HOUSE BILL NO. 372 was advanced to engrossment and third reading.

Upon request of Senator Curnutt, third reading and final passage of House Bill No. 372 was deferred for this legislative day.

SENATE BILL NO 351, by Chamberlin of the Senate, and Worthington of the House, was read and considered.

Senator Chamberlin asked unanimous consent, which was granted, to advance Senate Bill No. 351 to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 351 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 351 was read for the third time at length.

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

## AYE:

Albright,	Duffy,	King,	Rinehart,	Willis,
Briggs,	Fidler,	Logan,	Sowards,	Wright.
Burns,	George,	Lowrance,	Stewart,	
Bushyhead,	Howsley,	MacDonald,	Taylor,	
Carmack,	Ivester,	Nichols,	Thomas,	
Chamberlin,	Johnston,	Paul,	Waldrep,	
Curnutt,	Jones,	Ray,	Wilbanks.	Total, 30.

## EXCUSED:

Broaddus,	Garvin,	Timmons,	
Fischl,	Hutchinson,	Whitaker.	Total, 6.

## NOT VOTING:

Carlile,	Hill,	Pugh,	Rorschach,	
Commons,	Nance,	Ritzhaupt,	Spencer,	Total, 8.

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:

## AYE:

Albright,	Duffy,	King,	Rinehart,	Willis,
Briggs,	Fidler,	Logan,	Sowards,	Wright.
Burns,	George,	Lowrance,	Stewart,	
Bushyhead,	Howsley,	MacDonald,	Taylor,	
Carmack,	Ivester,	Nichols,	Thomas,	
Chamberlin,	Johnston,	Paul,	Waldrep,	
Curnutt,	Jones,	Ray,	Wilbanks,	Total, 30.

## EXCUSED:

Broaddus,	Garvin,	Timmons,	
Fischl,	Hutchinson,	Whitaker.	Total, 6.

## NOT VOTING:

Carlile,	Hill,	Pugh,	Rorschach,	
Commons,	Nance,	Ritzhaupt,	Spencer.	Total, 8.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

By unanimous consent, Senator Howsley and Representatives Coe and Gibbons, were added as joint authors of Senate Bill No. 351.



Senate Bill No. 351 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 43, by Taylor, was considered.

Sections 1, 2, 3, 4, 5, 6 and 7 were read and adopted, upon motions of Senator Taylor.

Section 8 was read.

Senator Taylor submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 43, line 12, page 5, by striking the word, "school," and inserting the words, "college or university."

TAYLOR.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 43, line 8, page 5, by inserting after the word, "shall," and before the word, "be," the following: "Not."

CURNUTT.

Senator Taylor moved to table the Curnutt amendment, which motion failed of adoption.

The voting occurring on the Curnutt amendment, it was declared adopted.

Senator Nichols moved that the Senate work under the Call of the House, which motion prevailed.

Upon roll call, the following members were noted "absent:" Senators Carlile, Commons, Ivester, Nance, Pugh, Rinehart, Ritzhaupt, Rorschach, Stewart and Waldrep.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

#### GENERAL ORDER

Referring further to SENATE BILL NO. 43:

Senator Taylor moved that further consideration of Senate Bill No. 43 be deferred until some future legislative day.

Senator MacDonald, as a substitute, moved that further consideration of Senate Bill No. 43 be indefinitely postponed, which motion by unanimous consent, he withdrew.

Senators Ritzhaupt, Waldrep, Stewart and Carlile asked to be recorded "present," which was the order.

The vote occurring on the Taylor motion, it was declared adopted.

SENATE BILL NO. 162, by Lowrance of the Senate, and Freeman and Goodwin of the House, was considered.

Section 1 was read, and adopted, upon motion of Senator Lowrance.

Senators Pugh, Ivester, Rorschach, Rinehart and Nance asked to be recorded "present," which was the order.

Section 2 was read.

Senator Chamberlin submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 162, lines 11 and 12, page 6, by changing the comma after the word, "respectively," to a semi-colon, and adding before the word, "is," line 12, the words, "and it," and in line 12, by striking the semi-colon after the word, "Legislature."

CHAMBERLIN.

Upon motion of Senator Lowrance, section 2, as amended, was adopted.

Upon motion of Senator Lowrance, Senate Bill No. 162, as amended, was advanced to engrossment and third reading.

Senator Commons asked to be recorded "present," which was the order.

SENATE BILL NO. 235, by Committee on Military Affairs was read.

Senator Wilbanks submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend each section of Senate Bill No. 235, by striking after the word, "section," and the number of each section the capitalized words in each section.

WILBANKS.

Upon motion of Senator MacDonald, Senate Bill No. 235, as amended, was advanced to engrossment and third reading.

Upon motion of Senator MacDonald, the rules of the Senate were suspended, and Senate Bill No. 235, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE 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:

## AYE:

Albright,	George,	Logan,	Rinehart,	Waldrep,
Briggs,	Hill,	Lowrance,	Ritzhaupt,	Wilbanks,
Burns,	Howsley,	MacDonald,	Rorschach,	Willis,
Bushyhead,	Ivester,	Nichols,	Sowards,	Wright.
Commons,	Johnston,	Paul,	Spencer,	
Curnutt,	Jones,	Fugh,	Taylor,	
Duffy,	King,	Ray,	Thomas,	Total, 32.

## EXCUSED:

Broadbudd,	Garvin,	Timmons,	
Fischl,	Hutchinson,	Whitaker.	Total, 6.

## NOT VOTING:

Carlile,	Chamberlin,	Nance,	
Carmack,	Fidler,	Stewart.	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:

## AYE:

Albright,	George,	Logan,	Rinehart,	Waldrep,
Eriggs,	Hill,	Lowrance,	Ritzhaupt,	Wilbanks,
Burns,	Howsley,	MacDonald,	Rorschach,	Willis,
Bushyhead,	Ivester,	Nichols,	Sowards,	Wright.
Commons,	Johnston,	Paul,	Spencer,	
Curnutt,	Jones,	Fugh,	Taylor,	
Duffy,	King,	Ray,	Thomas,	Total, 32.

## EXCUSED:

Broadbudd,	Garvin,	Timmons,	
Fischl,	Hutchinson,	Whitaker.	Total, 6.

## NOT VOTING:

Carlile,	Chamberlin,	Nance,	
Carmack,	Fidler,	Stewart.	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. 235 was ordered referred for engrossment.



Senator Fidler asked to be excused for the remainder of this legislative day, which was the order.

### GENERAL ORDER

SENATE BILL NO. 244, by Rorschach of the Senate, and Davis of the House, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Curnutt.

Upon motion of Senator Rorschach, Senate Bill No. 244 was advanced to engrossment and third reading.

Upon motion of Senator Rorschach, the rules of the Senate were suspended and Senate Bill No. 244 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	George,	Logan,	Ritzhaupt,	Willis,
Briggs,	Hill,	Lowrance,	Rorschach,	Wright.
Burns,	Howsley,	Nichols,	Spencer,	
Bushyhead,	Ivester,	Paul,	Stewart,	
Carlile,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Waldrep,	
Duffy,	King,	Rinehart,	Wilbanks,	Total, 30.

#### NAY:

Taylor.	Total, 1.
---------	-----------

#### EXCUSED:

Broadus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

#### NOT VOTING:

Carmack,	Commons,	Nance,	
Chamberlin,	MacDonald,	Sowards.	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:

## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Willis,
Friggs,	Hill,	Lowrance,	Rorschach,	Wright.
Burns,	Howsley,	Nichols,	Spencer,	
Bushyhead,	Ivester,	Paul,	Stewart,	
Carlile,	Johnston,	Pugh,	Thomas,	
Curnutt,	Jones,	Ray,	Waldrep,	
Duffy,	King,	Rinehart,	Wilbanks,	Total, 30.

## NAY:

Taylor,	Total, 1.
---------	-----------

## EXCUSED:

Broadus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Commons,	Nance,	
Chamberlin,	MacDonald,	Sowards,	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. 244 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 351 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 351, and ordered it transmitted to the Honorable House, for consideration.

Senator Wilbanks moved that the vote be reconsidered by which SENATE BILL NO. 88 was indefinitely postponed, on the last legislative day.

The Presiding Officer, citing Rule 10-A ruled that the Wilbanks motion would be held in abeyance.

Senator Hill raised a point of order against the ruling of the Chair, stating the Wilbanks motion should have been lodged on the same day the consideration of Senate Bill No. 88 was indefinitely postponed.

Senator Paul moved that the vote by which Senate Bill No. 88 was indefinitely postponed be now reconsidered.

Senator Waldrep raised a point of order against the Paul motion,

citing Rule 10-A, the Chair ruling the Paul motion was made for the purpose of considering the motion at this time.

Senator Paul asked to withdraw his motion, which was the order.

Senator Wilbanks asked unanimous consent, which was granted, to defer consideration of his motion, relative to Senate Bill No. 88, until some future legislative day.

### SPECIAL COMMITTEE REPORT

The following Committee Report was submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Special Committee on Senate Bills 295, 296, 297, 298, 299, 303, 305, 307, 308, 310, 314 and 316 beg leave to report that we had the same under consideration and herewith return the same with the recommendation that they do pass, as amended, said amendment being the striking of the emergency section from each bill.

CURNUTT, Chairman.

### GENERAL ORDER

By unanimous consent, SENATE BILLS NOS. 295, 296, 297, 298, 299, 303, 305, 307, 308, 310, 314 and 316 were read at length and, upon motions of Senator Wright, advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended and Senate Bills Nos. 295, 296, 297, 298, 299, 303, 305, 307, 308, 310, 314 and 316 were considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

AYE:				
Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

NAY:  
 Commons.      Total, 1.



## EXCUSED:

Broadbuss,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 295 was ordered referred for engrossment.

SENATE BILL NO. 296 was read for the third time at length.

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

## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

## NAY:

Commons.	Total, 1.
----------	-----------

## EXCUSED:

Broadbuss.	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 296 was ordered referred for engrossment.

SENATE BILL NO. 297 was read for the third time at length.

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

## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

## NAY:

Commons.	Total, 1.
----------	-----------

## EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 297 was ordered referred for engrossment.

SENATE BILL NO. 298 was read for the third time at length.

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

## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

## NAY:

Commons.	Total, 1.
----------	-----------

## EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 298 was ordered referred for engrossment.

SENATE 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:

AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

NAY:

Commons. Total, 1.

EXCUSED:

Broadbuss,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

NOT VOTING:

Carmack, Chamberlin, MacDonald, Nance. Total, 4.

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. 299 was ordered referred for engrossment.

SENATE 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:

AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Forschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

NAY:

Commons. Total, 1.

EXCUSED:

Broadbuss,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

NOT VOTING:

Carmack, Chamberlin, MacDonald, Nance. Total, 4.



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. 303 was ordered referred for engrossment.

SENATE BILL NO. 305 was read for the third time at length.

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

AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

NAY:

Commons, Total, 1.

EXCUSED:

Broadus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 305 was ordered referred for engrossment.

SENATE BILL NO. 307 was read for the third time at length.

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

AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

NAY:

Commons, Total, 1.

## EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 307 was ordered referred for engrossment.

SENATE BILL NO. 308 was read for the third time at length.

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

## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

## NAY:

Commons.	Total, 1.
----------	-----------

## EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 308 was ordered referred for engrossment.

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:

## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

## NAY:

Commons. Total, 1.

## EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack, Chamberlin, MacDonald, Nance. Total, 4.

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. 310 was ordered referred for engrossment.

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:

## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Fugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

## NAY:

Commons. Total, 1.

## EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack, Chamberlin, MacDonald, Nance. Total, 4.

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. 314 was ordered referred for engrossment.

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:



## AYE:

Albright,	George,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Howsley,	Nichols,	Sowards,	Willis,
Bushyhead,	Ivester,	Paul,	Spencer,	Wright.
Carlile,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 32.

## NAY:

Commons.	Total, 1.
----------	-----------

## EXCUSED:

Broadus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Carmack,	Chamberlin,	MacDonald,	Nance.	Total, 4.
----------	-------------	------------	--------	-----------

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. 316 was ordered referred for engrossment.

## GENERAL ORDER

Upon motion of Senator Wright, SENATE BILLS NOS. 311 by Wright, et al, and 315, by WRIGHT et al, were ordered stricken from the Calendar.

SENATE BILL NO. 192, by George and Paul, was considered.

Sections 1, 2, and 3 were read and adopted, upon motions of Senator George.

Upon motion of Senator George, Senate Bill No. 192 was advanced to engrossment and third reading.

Upon motion of Senator George, the rules of the Senate were suspended and Senate Bill No. 192 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

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:

AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Rinehart,	Thomas,
Bushyhead,	George,	King,	Rorschach,	Wilbanks,
Carlile,	Hill,	Logan,	Spencer,	Wright.
Commons,	Howsley,	Lowrance,	Stewart,	Total, 24.

NAY:

Burns,	Pugh,	Sowards,	Willis.
Ivester,	Ray,	Waldrep,	Total, 7.

EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

NOT VOTING:

Carmack,	MacDonald,	Nichols,	
Chamberlin,	Nance,	Ritzhaupt.	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:

AYE:

Albright,	Duffy,	King,	Rinehart,	Thomas,
Briggs,	George,	Logan,	Ritzhaupt,	Wilbanks.
Burns,	Hill,	Lowrance,	Rorschach,	
Bushyhead,	Howsley,	MacDonald,	Sowards,	
Carlile,	Ivester,	Nichols,	Spencer,	
Commons,	Johnston,	Paul,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	Total, 30.

NAY:

Pugh,	Willis.	Total, 2.
-------	---------	-----------

EXCUSED:

Broaddus,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

NOT VOTING:

Carmack,	Nance,	Wright.
Chamberlin,	Waldrep,	Total, 5.

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. 192 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 336, by Curnutt, Waldrep et al, was considered.

Section 1 was read.

Senator Nichols moved that further consideration of Senate Bill No. 336 be indefinitely postponed.

Upon motion of Senator Nance, the previous question was ordered.

The vote occurring on the Nichols motion, it was declared adopted, the roll call thereon being as follows:

## AYE:

Albright,	Howsley,	MacDonald,	Ritzhaupt,	Wilbanks.
Briggs,	Ivester,	Nance,	Sowards,	Willis.
Burns,	Jones,	Nichols,	Stewart,	
Carlile,	King,	Paul,	Taylor,	
Hill,	Lowrance,	Pugh,	Thomas,	Total, 22.

## NAY:

Bushyhead,	Commons,	George,	Rinehart,	Wright.
Carmack,	Curnutt,	Johnston,	Rorschach,	
Chamberlin,	Duffy,	Ray,	Spencer,	Total, 13.

## EXCUSED:

Broadbudd,	Fischl,	Hutchinson,	Whitaker.
Fidler,	Garvin,	Timmons,	Total, 7.

## NOT VOTING:

Logan,	Waldrep.	Total, 2.
--------	----------	-----------

Senator Wilbanks asked to be "excused," for the remainder of this legislative day.

SENATE BILL NO. 269, by Nance, was considered.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 269, line 6, page 1, by striking the word, "same," and inserting the words, "said adult person".

\_CURNUTT.

Senator Nance submitted the following amendment, which was adopted:



Mr. President: I move to amend Senate Bill No. 269, line 2, page 1, by striking the word "legal," and inserting the word, "living."

NANCE.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 269, following Section 1, by adding the following: "Provided in case of a grand parent or grand parents, grandchild or grandchildren shall inherit by right of representation".

STEWART.

Upon motion of Senator Nance, Senate Bill No. 269, together with amendments submitted, was ordered referred to a Special Committee, composed of Senators Johnston, Rinehart, Wright and Howsley, for consideration.

Senator Curnutt asked to be "excused," for the remainder of this legislative day, which was the order.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 244 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 244 and ordered the bill transmitted to the Honorable House, for consideration.

#### GENERAL ORDER

SENATE BILL NO. 217, by Ritzhaupt, was considered.

Section 1 was read.

Senator Ivester moved that further consideration of Senate Bill No. 217 be deferred until some future legislative day, which motion was adopted.

HOUSE BILL NO. 206, by Kerr and Deaton, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Nichols.

Section 4 was read.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 206, lines 14

and 18, page 4, by striking the word, "Agriculture," and inserting the word, "Education."

NICHOLS.

Upon motion of Senator Nichols, Section 4, as amended, was adopted.

Sections 5, 6, 7, 8 and 9 were read and adopted, upon motions of Senator Nichols.

Upon motion of Senator Nichols, House Bill No. 206, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 206, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 206 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Jones,	Pugh,	Stewart,
Briggs,	Duffy,	King,	Ray,	Thomas,
Burns,	George,	Lowrance,	Rinehart,	Willis,
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	Wright.
Carlile,	Howsley,	Nance,	Forschach,	
Carmack,	Ivester,	Nichols,	Sowards,	
Chamberlin,	Johnston,	Paul,	Spencer,	Total, 32.

#### EXCUSED:

Broadbush,	Fidler,	Garvin,	Timmons,	Wilbanks.
Curnutt,	Fischl,	Hutchinson,	Whitaker,	Total, 9.

#### NOT VOTING:

Logan,	Taylor,	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:

#### AYE:

Albright,	Commons,	Jones,	Pugh,	Stewart,
Briggs,	Duffy,	King,	Ray,	Thomas,
Burns,	George,	Lowrance,	Rinehart,	Willis,
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	Wright.
Carlile,	Howsley,	Nance,	Rorschach,	
Carmack,	Ivester,	Nichols,	Sowards,	
Chamberlin,	Johnston,	Paul,	Spencer,	Total, 32.

EXCUSED:

Broadbuss,	Fidler,	Garvin,	Timmons,	Wilbanks.
Curnutt,	Fischl,	Hutchinson,	Whitaker,	Total, 9.

NOT VOTING:

Logan,	Taylor,	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.

House Bill No. 206, as amended, was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 232 correctly engrossed and Senate Resolution No. 15 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 232 and ordered it transmitted to the Honorable House for consideration.

The President Pro Tempore, in open session, signed Enrolled Senate Resolution No. 15 and ordered it transmitted to the Secretary of State.

GENERAL ORDER

SENATE BILL NO. 199, by Chamberlin et al, was considered.

Section 1 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 199, line 3, page 2, by striking the words, "the wife," and inserting the words, "both husband and wife".

CHAMBERLIN.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 199, line 18, page 2, by inserting after the word, "husband," and before the word, "alone," the words, "or wife," and in the same line by striking the word, "wife," and inserting the words, "or her spouse;".

CHAMBERLIN.



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

Section 2 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 199, line 4, page 3, by inserting after the word, "renewal," a comma and the words, "extension or refinancing".

PUGH.

Upon motion of Senator Chamberlin, Section 3 was ordered stricken.

By unanimous consent, the following were added as joint authors of Senate Bill No. 199: Senators Johnston, Nichols, Hill, Pugh, Howsley, Wright, Duffy, Thomas, Rorschach, Bushyhead, Paul, Sowards, MacDonald, Burns, Ritzhaupt, Jones and Spencer.

Upon motion of Senator Chamberlin, Senate Bill No. 199, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 199, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Ivester presiding.

### THIRD READING

SENATE BIL NO. 199 was read for the third time at length, as follows:

SENATE BILL NO. 199—By CHAMBERLIN, FISCHL, GARVIN, NANCE, STEWART, COMMONS, IVESTER, JOHNSTON, NICHOLS, HILL, PUGH, HOWSLEY, WRIGHT, DUFFY, THOMAS, RORSCHACH, BUSHYHEAD, PAUL, SOWARDS, MACDONALD, BURNS, RITZHAUPT, JONES and SPENCER of the Senate, and HOLLIMAN, SINGLETON and WHITAKER of the House.

An Act amending Section 2 of Article 12 of the Constitution of the State of Oklahoma, relating to homesteads and exemptions; amending the same so as to provide that the homestead of a family shall not be mortgaged except for the purchase money thereof, or improvements made thereon under certain conditions; providing that all pretended sales of the homestead involving any condition of defeasance shall be void.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. That pursuant to the authority granted the Legislature in Article 12 of the Constitution of the State of Oklahoma,

Section 2 of Article 12 of the Constitution of the State of Oklahoma, be and the same is hereby amended to read as follows:

"SECTION 2. The homestead of a family shall be, and is hereby protected from forced sale, for the payment of all debts except for the purchase money therefor, or a part of such purchase money, the taxes due thereon, or for work and material used in constructing improvements thereon, *and in this last case only when the work and material are contracted for in writing, with the consent of both husband and wife given in the same manner as is required in making a sale and conveyance of the homestead;* nor shall the owner, if married, sell the homestead without the consent of his or her spouse, given in such manner, as is or may be prescribed by law. No mortgage, trust deed, or other lien on the homestead shall ever be valid, except for the purchase money therefor, or improvements made thereon, as hereinbefore provided, whether such mortgage, trust deed, or other lien, shall have been created by the husband or wife alone, or together with his or her spouse; and all pretended sales of the homestead involving any condition of defeasance shall be void."

SECTION 2. The provision of this Act shall not operate to prevent the renewal, extension or refinancing of existing mortgages made and executed according to the existing law.

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

AYE:

Albright,	Commons,	Jones,	Pugh,	Waldrep,
Briggs,	Duffy,	King,	Ray,	Willis,
Burns,	George,	Lowrance,	Ritzhaupt,	Wright.
Bushyhead,	Hill,	MacDonald,	Rorschach,	
Carlile,	Howsley,	Nance,	Sowards,	
Carmack,	Ivester,	Nichols,	Spencer,	
Chamberlin,	Johnston,	Paul,	Thomas,	Total, 31.

EXCUSED:

Broaddus,	Fidler,	Garvin,	Timmons;	Willbanks.
Curnutt,	Fischl,	Hutchinson,	Whitaker.	Total, 9.

NOT VOTING:

Logan,	Rinehart,	Stewart,	Taylor.	Total, 4.
--------	-----------	----------	---------	-----------

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. 199, as amended, was ordered referred for engrossment.

President Pro Tempore Briggs presiding.

## RESOLUTION

By unanimous consent, the following Resolution was introduced and read at length:

SENATE RESOLUTION NO. 16—By BURNS and THOMAS.

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF MR. W. G. CAPPS OF MOUNTAIN PARK, OKLAHOMA, MEMBER OF THE STATE BANKING BOARD, EXTENDING THE SYMPATHY OF THE MEMBERS OF THE SENATE OF THE 15TH LEGISLATURE TO THE BEREAVED FAMILY.

WHEREAS, information has been received that Mr. W. G. Capps has departed this life, and

WHEREAS, it is the desire of the members of the Senate of the Fifteenth Legislature of the State of Oklahoma, now in session, to do appropriate honor to the memory of Mr. W. G. Capps.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE that they extend to this bereaved family the sympathy of its members.

BE IT FURTHER RESOLVED, that a copy of these resolutions be forwarded to the family of the deceased.

Upon motion of Senator Thomas, Senate Resolution No. 16 was adopted.

Senate Resolution No. 16 was ordered referred for engrossment.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'NEILL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburg, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER,



BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTEET and WILLIAMS of the House and SPENCER of the Senate,

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 for the purpose of amending Section 41 of Article 5, thereof by adding an additional Section to be known as Section 41-A, requiring the Legislature to make provisions for the pensioning of certain citizens of the State who are indigent by reason of age; prescribing the maximum rate of pension; providing for the method of payment of such pensions; and placing certain restrictions on the Legislature of the State of Oklahoma in putting into effect the provisions of this Article,

and to advise you, and through you the Honorable Senate, that the same has been passed by the House and signed by the Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Joint Resolution No. 6.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 419—By MUNGER, O'DELL, POTEET, WYLY, MARTIN, BAILEY, JOHNSON of Osage and JOHNSTON,

An Act relating to the game and fish laws of the State of Oklahoma; making certain exemption; making certain Acts unlawful and fixing a penalty therefor; amending Sections 4824 and 4784, Oklahoma Statutes, 1931; repealing Sections 4790 and 4791 Oklahoma Statutes, 1931, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 419.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 43—By MONTGOMERY,

An Act relating to evidence offered by defendant in criminal cases to establish an alibi; providing for notice thereof to the county attorney or in the event of failure to give such notice the court may continue said case for investigation upon motion of county attorney,

ENROLLED HOUSE BILL NO. 388—By LONG,

An Act providing for the enlargement, maintenance, care, beautifying, and landscaping of cemeteries which were prior to August 15, 1933, owned by townships and were maintained and kept by the township board of trustees of the township or by the board of county commissioners; authorizing the board of county commissioners of any county to make an annual appropriation therefor and authorizing the making of a county ad valorem levy for such purposes; providing that no burial fee shall be charged, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 43 and 388 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed on the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Education to whom was referred Engrossed House Bill No. 67 by Welch and Frazier, entitled:

An Act amending Section 6778, Oklahoma Statutes 1931, relating to the appeal of decision of County Superintendent in matters affecting boundaries of school districts, or the membership of school boards, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return same to Judiciary Committee No. 2.

RITZHAUPT, Chairman.

Engrossed House Bill No. 67 was ordered referred to Judiciary Committee No. 2, for further consideration.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Engrossed House Bill No. 170 by Welch and O'Dell of the House, and Ray of the Senate, entitled:

An Act providing for cancellation of unpaid back taxes levied for sinking fund purposes in the various municipal sub-divisions 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.

COMMONS, Chairman.

Mr. President: We, your Committee on Roads and Highways to whom was referred Engrossed House Bill No. 275 by Roberts, entitled:

An Act providing for the use of safety glass in designated types of motor vehicles; defining the term "safety glass"; providing 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.

STEWART, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred Senate Joint Resolution No. 17 by Stewart, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of Oklahoma, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MacDONALD, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Joint Resolution No. 23 by Ivester and Taylor, entitled:

A Resolution authorizing Edna E. Dawkins of Cheyenne, Oklahoma, to bring suit against the State of Oklahoma for damages sustained, and declaring an emergency,

DUFFY, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 12 by Logan, entitled:

An Act creating a legislative reference service for the State of Oklahoma; providing for its operation and maintenance and for the



appointment of a director and other employees thereof; prescribing their powers and duties, etc,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute hereto attached do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 134 by Thomas, Jones, Ray, Lowrance, Burns, King, Sowards, Taylor, Fischl, Johnston, Carlile, Carmack and Garvin, entitled:

An Act repealing Chapter 264, Senate Bill No. 994, which is known as the State Bar Act; providing the method and manner of admission to the bar, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Committee Substitute for Senate Bill No. 134 do pass.

CURNUTT, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred Senate Bill No. 333 by Taylor, entitled:

An Act providing for the extinguishment and satisfaction of money judgments rendered in actions for foreclosure of real and chattel mortgages, 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.

MacDONALD, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 337 by Wilbanks, Nichols, Nance and Briggs, entitled:

An Act relating to primary elections; providing method of procedure for contest of candidate's filings; regulating designation of candidates on ballot; prohibiting the use of title, prefixes and suffixes; prescribing penalties; repealing certain sections 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.

WILBANKS, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 338 by Jones, entitled:

An Act authorizing county commissioners to contract with person

or persons to ferret out and recover gross production taxes due in part to said counties, and to audit and check accounts paid to the Oklahoma Tax Commission by operators of oil properties or pipe lines wherein proper allocation may not have been made to counties, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RAY, Chairman.

#### MESSAGES

The following message from the Governor was received and read:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

J. L. NEWLAND, Frederick, Oklahoma,

as a Member of the State Board of Education, for a term expiring June 30, 1939.

Done, at Oklahoma City, Oklahoma, this 27th day of March, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

Senator Chamberlin asked unanimous consent, which was granted, to consider in open session, the above executive nomination.

Upon motion of Senator Chamberlin, seconded by Senators MacDonald and Carmack, the Senate advised and consented to the confirmation of the executive nomination of J. L. NEWLAND, Frederick, Oklahoma, as a member of the State Board of Education, for a term expiring June 30, 1939.

The Secretary of the Senate was, by unanimous consent, ordered and directed to immediately notify the Governor of the confirmation above referred.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 206 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed

Senate Amendments to and Engrossed House Bill No. 206, as amended, and ordered the bill returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 267, by Rorschach, was considered.

Section 1 was read and adopted, upon motion of Senator Rorschach.

Upon motion of Senator Rorschach, Section 2 was ordered stricken, and the title of the bill amended, by striking the words, "AND DECLARING AN EMERGENCY."

Upon motion of Senator Rorschach, Senate Bill No. 267 was advanced to engrossment and third reading.

Upon motion of Senator Rorschach, the rules of the Senate were suspended and Senate Bill No. 267 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 267 was read for the third time at length.

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

##### AYE:

Albright,	Commons,	Johnston,	Paul,	Stewart,
Briggs,	Duffy,	Jones,	Pugh,	Thomas,
Burns,	George,	King,	Rinehart,	Waldrep,
Carlile,	Hill,	MacDonald,	Ritzhaupt,	Willis,
Carmack,	Howsley,	Nance,	Rorschach,	Wright.
Chamberlin,	Ivester,	Nichols,	Sowards,	Total, 29.

##### EXCUSED:

Broadbuss,	Fidler,	Garvin,	Timmons,	Wilbanks.
Curnutt,	Fischl,	Hutchinson,	Whitaker.	Total, 9.

##### NOT VOTING:

Bushyhead,	Lowrance,	Spencer,	
Logan,	Ray,	Taylor.	Total, 6.

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. 267 was ordered referred for engrossment.



GENERAL ORDER

HOUSE BILL NO. 336—by Montgomery, Chambers et al, was considered.

Section 1 was read.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

## FIFTY-SEVENTH LEGISLATIVE DAY

THURSDAY, MARCH 28, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President Pro Tempore.

Upon roll call, the following members were present:\*

## PRESENT:

Albright,	Duffy,	Jones,	Rinehart,	Waldrep,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Broadus,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Burns,	George,	MacDonald,	Sowards,	Willis,
Bushyhead,	Hill,	Nance,	Spencer,	Wright.
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	Total, 41.

## EXCUSED:

Carlile,	Garvin,	King,	Total, 3.
----------	---------	-------	-----------

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last Legislative Day was declared approved.

Senator Nance moved that the Senate work under a Call of the House, which motion prevailed.

Upon roll call, the following members were noted "absent:" Senators Bushyhead, Carmack, Carlile, Curnutt, Fischl, Logan, Lowrance, MacDonald, Paul, Ritzhaupt, Sowards, Spencer, Stewart and Wright.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

## FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 365—By MacDONALD—An Act authorizing the construction and equipment of dormitories on the campus of the Southeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Southeastern State Teachers' College dormitory bonds; providing the manner of expending the pro-

ceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

Senators Carmack, Curnutt, MacDonald, Wright, Sowards and Spencer asked to be recorded "present," which was the order.

## SECOND READING

The following bills were read for the second time, and ordered referred to the Committees indicated:

SENATE BILL NO. 359—By COMMITTEE ON MANUFACTURING AND INDUSTRY—By unanimous consent, Senate Bill No. 359 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 360—By WALDREP—By unanimous consent, Senate Bill No. 360 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 361—By NICHOLS—By unanimous consent, Senate Bill No. 361 was ordered placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 362—By HILL and BRIGGS—By unanimous consent, Senate Bill No. 362 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 363—By STEWART—By unanimous consent, Senate Bill No. 363 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 364—By HILL and NICHOLS—By unanimous consent Senate Bill No. 364 was ordered placed upon the Calendar without reference to a Committee.

SENATE JOINT RESOLUTION NO. 28—By FIDLER—Referred to Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 29—By CARMACK—By unanimous consent, Senate Joint Resolution No. 29 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 419—By MUNGER, O'DELL, POTEET, WYLY, MARTIN, BAILEY, JOHNSON, of Osage, and JOHNSTON—By unanimous consent, House Bill No. 419 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'DELL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN,



WOOTEN, STANDRIDGE, HUNT of Pittsburg, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTEET and WILLIAMS of the House, and SPENCER of the Senate—By unanimous consent, House Joint Resolution No. 6 was ordered placed upon the Calendar, without reference to a Committee.

### THIRD READING

Upon motion of Senator Commons, SENATE BILL NO. 279, by Timmons et al, was ordered withdrawn from the Calendar and referred to the Committee on Revenue and Taxation, for consideration.

By unanimous consent, Engrossed HOUSE BILL NO. 427 was ordered referred to a Special Committee, composed of Senators Howsley, Ivester and Pugh for consideration.

Senators Paul and Fischl asked to be recorded "present," which was the order.

### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report that Senate Bills Nos. 295, 296, 297, 298, 299, 303, 305, 307, 308, 310, 314 and 316, correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 295, 296, 297, 298, 299, 303, 305, 307, 308, 310, 314 and 316, and ordered each transmitted to the Honorable House, for consideration.

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Engrossed House Bill No. 67 by Welch and Frazier, entitled:

An Act amending Section 6778, Oklahoma Statutes, 1931, relating to the appeal of decision of county superintendent in matters affecting boundaries of school districts, or the membership of school boards, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Engrossed House Bill No. 357 by Davis, entitled:

An Act to amend Section 780, Oklahoma Statutes, 1931, relating to appeals in receivership cases, 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.

DUFFY, Chairman.

Senators Logan, Ritzhaupt, Lowrance and Stewart asked to be recorded "present," which was the order.

### THIRD READING

HOUSE BILL NO. 372 was read at length for the third time.

Senator MacDonald asked unanimous consent, which was granted, to be added as a joint author of Engrossed House Bill No. 372.

Upon motion of Senator MacDonald, further consideration of Engrossed House Bill No. 372 was deferred until the next legislative day.

### SPECIAL ORDER

SENATE BILL NO. 132, by Commons, Nichols, Nance, Briggs and Ivester, was considered.

Sections 1 and 2 were read, and adopted, upon motions of Senator Commons.

Section 3 was read.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 132, line 10, page 3, by striking after the word, "Petition," the balance of line 10, and all of line 11, up to and including the word, "Provided."

PUGH.

Senator Stewart moved that further consideration of Senate Bill No. 132, be indefinitely postponed.

Senator Chamberlin presiding.

Senator Briggs presiding.

Senator Curnutt asked unanimous consent, which was granted, to be added as a joint author of Senate Bill No. 132.

Senator Bushyhead asked to be recorded "present," which was the order.

Senator Curnutt moved to table the Stewart motion, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Albright,	Carmack,	George,	Rorschach,	Willis.
Briggs,	Commons,	Nance,	Sowards,	
Broadbudd,	Curnutt,	Nichols,	Timmons,	
Bushyhead,	Fischl,	Ray,	Wilbanks,	Total, 17.

NAY:

Burns,	Howsley,	Lowrance,	Ritzhaupt,	Waldrep,
Chamberlin,	Hutchinson,	MacDonald,	Spencer,	Whitaker,
Duffy,	Ivester,	Paul,	Stewart,	Wright.
Fidler,	Johnston,	Pugh,	Taylor,	
Hill,	Jones,	Rinehart,	Thomas,	Total, 23.

EXCUSED:

Carlile,	Garvin,	King.	Total, 3.
----------	---------	-------	-----------

NOT VOTING:

Logan.	Total, 1.
--------	-----------

The vote occurring on the Stewart motion, it was declared adopted.

GENERAL ORDER

HOUSE BILL NO. 336 by Montgomery, was read at length.

Upon motion of Senator Timmons, House Bill No. 336 was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended, and House Bill No. 336 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 336 was read for the third time at length.

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

AYE:

Albright,	Curnutt,	Johnston,	Paul,	Waldrep,
Briggs,	Duffy,	Jones,	Ray,	Whitaker,
Broadbudd,	Fidler,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	Fischl,	Lowrance,	Ritzhaupt,	Willis.
Carmack,	George,	MacDonald,	Rorschach,	
Chamberlin,	Hill,	Nance,	Thomas,	
Commons,	Hutchinson,	Nichols,	Timmons,	Total, 32.



## NAY:

Burns,	Ivester,	Spencer,	Taylor,	
Howsley,	Pugh,	Stewart,	Wright.	Total, 8.

## EXCUSED:

Carlile,	Garvin,	King.	Total, 3.
----------	---------	-------	-----------

## NOT VOTING:

Sowards.	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:

## AYE:

Albright,	Curnutt,	Johnston,	Ray,	Waldrep,
Briggs,	Duffy,	Jones,	Paul,	Whitaker,
Broadus,	Fidler,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	Fischl,	Lowrance,	Ritzhaupt,	Willis.
Carmack,	George,	MacDonald,	Rorschach,	
Chamberlin,	Hill,	Nance,	Thomas,	
Commons,	Hutchinson,	Nichols,	Timmons,	Total, 32.

## NAY:

Burns,	Ivester,	Spencer,	Taylor,	
Howsley,	Pugh,	Stewart,	Wright.	Total, 8.

## EXCUSED:

Carlile,	Garvin,	King.	Total, 3.
----------	---------	-------	-----------

## NOT VOTING:

Sowards.	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. 336, and ordered the same returned to the Honorable House.

## MESSAGES

The following messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and

through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18--By WOOTEN, SHOEMAKE and PHILLIPS of Okfuskee,

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the Regular Session of the Fifteenth Legislature of the State of Oklahoma,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Shoemake, Gibbons, Reed, Singleton, Coe.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House, for a conference on Engrossed Concurrent Resolution No. 18, was ordered granted, the President Pro Tempore appointing, as the Senate Conferees thereunder, Senators Nance, Briggs, Commons, Duffy and Nichols.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 121--By WELCH, BRUCE, CAR-MICHAEL, COE, DAVIS, FRAZIER, MONTGOMERY, O'BRIEN, RAWLS, RONE, SADLER, SPEAR, STANDRIDGE, STOKES, WYLY, SCHWOERKE and DOTY,

An Act giving to former owners of real estate the title to which has been acquired by the Chairman of the Board of County Commissioners of any county at resale and has not been further conveyed, and their grantees, assigns, heirs, devisees and successors in interest the exclusive right during the remainder of the year 1935 to reacquire the title thereto, providing the procedure and conditions therefor; and providing that upon such reacquisition, title to such real estate shall revert just as though resale tax deed had never been issued except that the same shall be free from ad valorem taxes for the years for which the same was sold and all subsequent years up to and including the year 1934; apportioning the funds derived therefrom; providing the duties of the County Clerk and the County Treasurer in connection therewith, suspending the enforcement of Chapter 159, House Bill No. 682, Fourteenth Legislature, 1933, Regular Session, and all other laws and parts of laws in conflict herewith, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the

House has appointed as House Conferees on said Bill the following named Representatives: Welch, Frazier, Kerr, Rone, Ellis.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House, for a conference on Engrossed House Bill No. 121, was ordered granted, the President Pro Tempore appointing, as the Senate Conferees thereunder, Senators Whitaker, Chamberlin, Ray, Rinehart and MacDonald.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has concurred in Senate amendments to:

ENGROSSED HOUSE BILL NO. 227—By REED,

An Act validating the collection of the special permits or license fees to hunt deer during the open season declared in 1933; providing for the disposition of funds received from the collection of such special permits or fees, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 298—By BREWER,

An Act amending Section 1, Chapter 205, Oklahoma Session Laws, 1933, relating to the transportation of children to and from school, and declaring an emergency,

and that the same have been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 322—By TRAW and COLEMAN,

An Act providing for the disposition of funds received by the Treasurers of the various counties of the State from the Federal Government as said counties' share of revenue derived from rental of forest reserves, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced first reading of Engrossed House Bill No. 322.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has concurred in Senate amendments to:

ENGROSSED HOUSE BILL NO. 375—By MUNGER,

An Act authorizing the Board of County Commissioners of each county in the State to render certain assistance to State or Federal Relief Administrations or Agencies; authorizing expenditures from the charity and highway funds of the counties for such purposes in taking care of the indigent persons of the county and in connection with State or Federal Relief Administrations or Agencies; repealing all laws in conflict herewith, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate amendments to:

ENGROSSED HOUSE BILL NO. 379—By WYLY,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of municipal sinking funds and the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Wyly, Howell, Kerr, Welch, Poteet, Sullivan.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House, for a conference on Engrossed House Bill No. 379, was ordered granted, the President Pro Tempore appointing, as the Senate Conferees thereunder, Senators Logan, Carlile, Broadbush, Rorschach, Whitaker and Bushyhead.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 49—By EASON,

An Act amending Section 6389 of the Compiled Oklahoma Statutes, 1931, relating to the licensing of photographers, photographers' agents and solicitors.

ENROLLED HOUSE BILL NO. 127—By WRIGHT of Beaver, and WELCH,

An Act authorizing the remission of all penalties from delinquent paying taxes and assessments in organized paving districts in cities or towns in counties having a population of less than 16,000, providing conditions therefor and authorizing and directing the County Treasurer of said counties to collect said paving taxes and assessments without collecting said penalties, and declaring an emergency.

ENROLLED HOUSE BILL NO. 272—By MONTGOMERY, FREEMAN and GOODWIN,

An Act amending Section 1, of Chapter 263, of the Session Laws of 1919, relating to continuances; repealing all Acts in conflict herewith, and declaring an emergency.

ENROLLED HOUSE BILL NO. 283—By THORNTON, SHOEMAKE and BRANAN,

An Act authorizing Leo D. Harman, Sr., formerly a Captain in the Oklahoma National Guard, to bring suit against the State of Oklahoma for injuries sustained in line of duty as a soldier, providing that if judgment is entered in his favor, that the same shall be paid from the general funds of the State, appropriations not to exceed \$2,500.00,

for the purpose of payment of any judgment rendered, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 49, 127, 272 and 283 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Report was submitted, ordered printed and placed upon the Calendar.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 192, by Larason, Cook, Standridge, Taylor, Speck and Carleton, entitled:

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on National Banking Associations, State Banks and Trust Companies, according to or measured by their net incomes authorized by Method Four (4) of Section, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Upon motion of Senator Commons, consideration of House Bill No. 192 was set for special order at 11:00 a. m., on the next legislative.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 16, Senate Bills 162, 192, 199 and 267, correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Resolution No. 16, and ordered it referred for enrollment.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 192, 199 and 267, and ordered each transmitted to the Honorable House for consideration.

#### THIRD READING

SENATE BILL NO. 162 was read for the third time at length.



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

## AYE:

Albright,	Fidler,	Logan,	Sowards,	Wilbanks,
Briggs,	George,	Lowrance,	Spencer,	Wright.
Burns,	Hill,	Nance,	Stewart,	
Bushyhead,	Howsley,	Nichols,	Taylor,	
Commons,	Hutchinson,	Rinehart,	Thomas,	
Curnutt,	Johnston,	Ritzhaupt,	Timmons,	
Duffy,	Jones,	Rorschach,	Waldrep,	Total, 30.

## NAY:

Carmack,	Fischl,	Pugh,	Whitaker,	
Chamberlin,	Paul,	Ray,	Willis.	Total, 8.

## EXCUSED:

Carlile,	Garvin,	King.	Total, 3.
----------	---------	-------	-----------

## NOT VOTING:

Broaddus,	Ivester,	MacDonald.	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:

## AYE:

Albright,	Fidler,	Logan,	Sowards,	Wilbanks,
Briggs,	George,	Lowrance,	Spencer,	Wright.
Burns,	Hill,	Nance,	Stewart,	
Bushyhead,	Howsley,	Nichols,	Taylor,	
Commons,	Hutchinson,	Rinehart,	Thomas,	
Curnutt,	Johnston,	Ritzhaupt,	Timmons,	
Duffy,	Jones,	Rorschach,	Waldrep,	Total, 30.

## NAY:

Carmack,	Fischl,	Pugh,	Whitaker,	
Chamberlin,	Paul,	Ray,	Willis.	Total, 8.

## EXCUSED:

Carlile,	Garvin,	King.	Total, 3.
----------	---------	-------	-----------

## NOT VOTING:

Broaddus,	Ivester,	MacDonald.	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. 162, and ordered the same returned to the Honorable House.

### GENERAL ORDER

Senator Nichols asked unanimous consent, which was granted, to withdraw from the Calendar HOUSE JOINT RESOLUTION NO. 6, by Morse et al, and refer it to the Committee on Constitution and Constitutional Amendments.

SENATE BILL NO. 300, by Wright et al, was considered.

Section 1 was read, and adopted, upon motion of Senator Nance.

Upon motion of Senator Nance, Senate Bill No. 300 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and Senate Bill No. 300 was considered engrossed, and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 300 was read for the third time at length.

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

#### AYE:

Albright,	Fidler,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Bushyhead,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Commons,	Hutchinson,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	
Duffy,	Johnston,	Ray,	Waldrep,	Total, 36.

#### EXCUSED:

Carlile,	Garvin,	King.	Total, 3.
----------	---------	-------	-----------

#### NOT VOTING:

Broadbuss,	MacDonald,	Timmons,
Chamberlin,	Thomas,	Total, 5.

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:

## AYE:

Albright,	Fidler,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Bushyhead,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Commons,	Hutchinson,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	
Duffy,	Johnston,	Ray,	Waldrep,	Total, 36.

## EXCUSED:

Carlile,	Garvin,	King.	Total, 3.
----------	---------	-------	-----------

## NOT VOTING:

Broaddus,	MacDonald,	Timmons,
Chamberlin,	Thomas,	Total, 5.

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. 300 was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 170, by Welch and O'Dell of the House, and Ray of the Senate, was considered.

Sections 1, 2, 3 and 4 were read, and adopted, upon motion of Senator Ray.

Upon motion of Senator Ray, House Bill No. 170 was advanced to engrossment and third reading.

Upon motion of Senator Ray, the rules of the Senate were suspended, and House Bill No. 170 was considered engrossed, and placed upon third reading and final passage.

## THIRD READING

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:

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Taylor,
Briggs,	Fidler,	Jones,	Ray,	Thomas,
Burns,	Fischl,	Logan,	Rinehart,	Waldrep,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Rorschach,	Willis,
Chamberlin,	Howsley,	Nance,	Sowards,	Wright.
Commons,	Hutchinson,	Nichols,	Spencer,	
Curnutt,	Ivester,	Paul,	Stewart,	Total, 38.



## NAY:

Whitaker, Total, 1.

## EXCUSED:

Carlile, Garvin, King, Total, 3.

## NOT VOTING:

Broaddus, Timmons. 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:

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Taylor,
Briggs,	Fidler,	Jones,	Ray,	Thomas,
Burns,	Fischl,	Logan,	Rinehart,	Waldrep,
Bushyhead,	George,	Lowrance	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Rorschach,	Willis,
Chamberlin,	Howsley,	Nance,	Sowards,	Wright.
Commons,	Hutchinson,	Nichols,	Spencer,	
Curnutt,	Ivester,	Paul,	Stewart,	Total, 38.

## NAY:

Whitaker. Total, 1.

## EXCUSED:

Carlile, Garvin, King. Total, 3.

## NOT VOTING:

Broaddus, Timmons. 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. 170, and ordered the same returned to the Honorable House.

## GENERAL ORDER

SENATE BILL NO. 251, by Stewart, Briggs et al., was considered.

By unanimous consent, Senate Bill No. 251 was ordered amended by changing the words, "Fish and Game Commission," wherever they appear in the bill, to read, "Game and Fish Commission."

Sections 1 and 2 were read, and adopted, upon motions of Senator Stewart.

Section 3 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 251, line 11, page 3, by adding after the figures, "1937," the following: "Provided, that before this fund can be expended, it must be matched dollar for dollar by the Federal Government."

PUGH.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Stewart:

Mr. President: I move to amend Senate Bill No. 251, by striking section 3.

IVESTER.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Stewart:

Mr. President: I move to amend Senate Bill No. 251, line 8, page 3, by striking the figures, "\$15,000.00," and inserting the figures, "\$3,000.00."

IVESTER.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 251, line 8, page 3, by striking the figures, "\$15,000.00," and inserting the figures, "\$10,000.00."

IVESTER.

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

Mr. President: I move to amend Senate Bill No. 251, following the Pugh amendment, by inserting the following: "Providing that any farmer who gives evidence to the State Game Warden of killing wolves, coyotes and bob-cats, depredating upon livestock and poultry, shall be paid the sum of \$10.00, per carcass, and there is hereby set aside \$1000.00 from the above appropriation."

RITZHAUPT.

Senator Ivester raised a point of order against the Ritzhaupt amendment, which was overruled, stating the amendment not germane.

Senator Ritzhaupt asked unanimous consent, which was granted, to strike from his amendment the word, "farmer," and insert the word, "person."

The vote occurring on the Ritzhaupt amendment, as amended, it was declared adopted.

Upon motion of Senator Stewart, Section 3, as amended, was adopted.

Sections 4 and 5 were read and adopted, upon motions of Senator Stewart.

Upon motion of Senator Stewart, Senate Bill No. 251 was advanced to engrossment and third reading.

Upon motion of Senator Stewart, the rules of the Senate were suspended and Senate Bill No. 251, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Briggs,	George,	Lowrance,	Ray,	Thomas,
Broadus,	Hill,	Nance,	Rinehart,	Whitaker,
Carmack,	Howsley,	Nichols,	Ritzhaupt,	Wright.
Commons,	Johnston,	Paul,	Spencer,	
Fischl,	Jones,	Pugh,	Stewart,	Total, 23.

#### NAY:

Albright,	Chamberlin,	Hutchinson,	Rorschach,	Wilbanks,
Burns,	Curnutt,	Ivester,	Sowards,	Willis.
Bushyhead,	Duffy,	Logan,	Taylor,	Total, 14.

#### EXCUSED:

Carlile,	Fidler,	Garvin,	King.	Total, 4.
----------	---------	---------	-------	-----------

#### NOT VOTING:

MacDonald,	Timmons,	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.

Upon motion of Senator Stewart, the emergency section to Senate Bill No. 251 was ordered stricken and the title to the bill amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 251, as amended, was ordered referred for engrossment.



### 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. 24 by Abernathy and others of the House, entitled:

An Act requiring licenses for the operation, maintenance, opening or establishing of stores in this State; prescribing the license and filing fees to be paid therefor; providing further that, 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, and the amendments are attached hereunto.

COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 53 by Huey and Bruce of the House, entitled:

An act relating to the licensing of operators and chauffeurs of motor vehicles, defining motor vehicles, defining operators and chauffeurs and prescribing the method thereof, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Upon motion of Senator Nance, consideration of House Bill No. 53 was made a Special Order, immediately following consideration of Engrossed House Bill No. 192, by Larason, et al.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 27 by Chamberlin, Howsley and Nichols of the Senate, and Cox and others of the House, entitled:

An Act amending Section 12527, Oklahoma Statutes 1931, and Section L 12576, Oklahoma Statutes 1931, relating to motor fuel or gasoline excise tax, agricultural exemption and refunds,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass. For the reason that the subject matter hereof is contained in another bill heretofore enacted.

COMMONS, Chairman.

Upon motion of Senator Chamberlin, the adverse report on Senate Bill No. 27 was adopted.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 329 by Hutchinson, entitled:

An Act abolishing the superior court in any county or counties in the State of Oklahoma having a population of not less than 45,500 nor more than 46,000; providing for the disposition of all cases pending in said courts, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 344 by Whitaker and Stewart, entitled:

An Act amending Section 4, Chapter 14, of the Session Laws of 1933; providing procedure for the sale of real estate acquired by the county at tax resale 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.

COMMONS, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 235 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 235 and ordered it transmitted to the Honorable House, for consideration.

## RESOLUTIONS

By unanimous consent, the following Resolutions were introduced:

SENATE CONCURRENT RESOLUTION NO. 14—By ALBRIGHT and FIDLER—A Concurrent Resolution designating and naming a certain public building in the State of Oklahoma.

SENATE CONCURRENT RESOLUTION NO. 15—By COMMONS, NICHOLS and SPENCER—A Resolution commending Lieutenant W. J. Sterrett, Robert Worthy, John Butler, and Ed. White for their activity in apprehending automobile thieves in and around the State Capitol, and declaring an emergency.

## MESSAGE

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

J. A. PRESBURY, of Fairfax, Oklahoma,

as a Member of the State Banking Board, to succeed and for the unexpired term of W. O. Capps, deceased.

Done, at Oklahoma City, Oklahoma, this 28th day of March, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

\* \* \* \*

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcement:

The Senate, in executive session, upon the motion of Senator Curnutt, seconded by Senator Logan, advised and consented to the confirmation of the executive nomination of J. A. PRESBURY, of Fairfax, Oklahoma, as a Member of the State Banking Board, to succeed and for the unexpired term of W. G. Capps, deceased.

The Senate, in Executive Session, and upon motion of Senator Nichols, ordered the appointment of a Committee of five, composed of Senators MacDonald, Whitaker, Johnston, Nichols and Chamberlin, to work with a like committee to be appointed by the Honorable House, for the purpose of consulting with the Governor relative to Constitutional Amendments to be submitted to a vote of the people.

Upon motion of Senator Nance, the Senate adjourned, to meet 10:45 a. m., Friday, March 29, 1935.



## FIFTY-EIGHTH LEGISLATIVE DAY

FRIDAY, MARCH 29, 1935

Pursuant to adjournment, the Senate met at 10:45 a. m., and was called to order by the President, and upon motion of Senator Stewart, the Senate recessed to meet at 11:30 a. m.

At 11:30 a. m., the Senate reassembled, with the President presiding.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Duffy,	Jones,	Rinehart,	Waldrep,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	George,	MacDonald,	Sowards,	Willis,
Carlile,	Hill,	Nance,	Spencer,	Wright.
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	Total, 41.

## EXCUSED:

Broaddus,	Garvin,	King.	Total, 3.
-----------	---------	-------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## SECOND READING

The following bills were read for the second time, and ordered referred to the Committees indicated:

SENATE BILL NO. 365—By MacDONALD—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 322—By TRAW and COLEMAN—By unanimous consent, House Bill No. 322 was ordered placed upon the Calendar, without reference to a Committee.

## SPECIAL ORDER

HOUSE BILL NO. 192, by Larason et al, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Commons.

By unanimous consent, consideration of Section 3 was deferred.

Sections 4 and 5 were read and adopted, upon motions of Senator Commons.

Section 6 was read.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend House Bill No. 192, pages 11 and 12, lines 15 to 4, as follows: By striking the words and figures "two percentum (2%)," in line 15, page 11, and inserting the words and figures "one percentum (1%)"; by striking the words and figures "three percentum (3%)," in line 18, and inserting the words and figures "two percentum (2%)"; by striking the words and figures "four percentum (4%)," in line 2, page 12, and inserting the words and figures "three percentum (3%)"; by striking the words and figures "five percentum (5%)," in line 4, and inserting the words and figures "four percentum (4%)".

FISCHL.

Senator Ivester and Chamberlin, as a substitute, submitted the following amendment:

Mr. President: We move to amend House Bill No. 192, line 15, page 11, by striking the words and figures "two percentum (2%)," and inserting the words and figures "one percentum (1%)"; by striking the figures "\$1,000.00," and inserting the figures "\$2,000.00"; and in line 17½ by adding a new paragraph, as follows:

"Two percentum (2%) of the next \$2,000.00 of such excess amount"; and by renumbering the following paragraphs.

IVESTER and CHAMBERLIN.

Senator Nance presiding.

Senator Commons moved to table the Ivester and Chamberlin amendment which motion prevailed, the roll call thereon being as follows:

AYE:

Briggs,	Duffy,	Nance,	Sowards,	Wright.
Bushyhead,	Hill,	Nichols,	Spencer,	
Carlile,	Johnston,	Pugh,	Taylor,	
Carmack,	Jones,	Ray,	Thomas,	
Commons,	Lowrance,	Rorschach,	Willis,	Total, 21.

NAY:

Albright,	Fidler,	MacDonald,	Stewart,	Wilbanks.
Burns,	Fischl,	Paul,	Timmons,	
Chamberlin,	George,	Rinehart,	Waldrep,	
Curnutt,	Logan,	Ritzhaupt,	Whitaker,	Total, 17.

## EXCUSED:

Broadbuss,	Garvin,	King.	Total, 3.
------------	---------	-------	-----------

## NOT VOTING:

Howsley,	Hutchinson,	Ivester.	Total, 3.
----------	-------------	----------	-----------

Senator Paul asked unanimous consent to strike from the Fischl amendment the words and figures "four percentum (4%)," and insert the words and figures "three percentum (3%)".

Senator Fischl raised a point of order against the Paul request, which was sustained, stating a roll call had been ordered.

The vote occurring on the Commons motion, the Fischl amendment was declared tabled, upon a roll call as follows:

## AYE:

Briggs,	Hill,	Nance,	Rorschach,	Willis,
Bushyhead,	Howsley,	Nichols,	Sowards,	Wright.
Carlile,	Johnston,	Paul,	Spencer,	
Carmack,	Jones,	Pugh,	Taylor,	
Commons,	Lowrance,	Ray,	Thomas,	Total, 22.

## NAY:

Albright,	Duffy,	Logan,	Stewart,	Wilbanks.
Burns,	Fidler,	MacDonald,	Timmons,	
Chamberlin,	Fischl,	Rinehart,	Waldrep,	
Curnutt,	George,	Ritzhaupt,	Whitaker,	Total, 17.

## EXCUSED:

Broadbuss,	Garvin,	King.	Total, 3.
------------	---------	-------	-----------

## NOT VOTING:

Hutchinson,	Ivester.	Total, 2.
-------------	----------	-----------

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills No. 251 and 300, correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 251 and 300, and ordered each transmitted to the Honorable House, for consideration.

Upon motion of Senator Nichols, 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 Senator Nance.



Senator Fischl moved that the Senate work under a call of the House, which motion prevailed.

Upon roll call, the following members were noted "absent:" Senators Albright, Bushyhead, Carlile, Commons, George, MacDonald, Ray, Rinehart, Ritzhaupt, Sowards, Stewart, Timmons, Waldrep and Wright.

The Sergeant-at-Arms was instructed to notify all members of the Senate's order.

Senator Briggs moved that, when the Senate adjourns today, it adjourn to meet under the rules on Monday, April 1, 1935, which motion prevailed.

#### GENERAL ORDER

Upon motion of Senator Fischl, SENATE BILL NO. 289, by Fischl, Ray, et al., was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, SENATE BILL NO. 334, by Chamberlin, et al., was advanced to engrossment and third reading.

Senator Taylor moved that SENATE BILL NO. 333, by Taylor, be advanced to engrossment and third reading.

Senator Ivester moved, as a substitute, that further consideration of Senate Bill No. 333, be indefinitely postponed.

By unanimous consent, the Taylor and Ivester motions were ordered withdrawn.

Senators Albright, Bushyhead, George, Rinehart, Stewart, Wright, Sowards and Commons 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 Revenue and Taxation, to whom was referred Engrossed House Bill No. 29, by Abernathy, et al., entitled:

An Act amending Sections 12527, 12535 and 12536, Oklahoma Statutes, 1931, levying an excise tax on gasoline; providing for the apportionment on the revenue derived from the excise tax on gasoline, creating a rural highway improvement fund; allocating money to such rural highway improvement fund, 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.

COMMONS, Chairman.

Upon motion of Senator Commons, the Adverse Committee Report on House Bill No. 29 was adopted.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 196, by Huser, entitled:

An Act repealing Section 7734, Oklahoma Statutes, 1931, relating to a County Treasurer holding his office for a longer period than two terms in succession,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BURNS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 382, by Doty, entitled:

An Act amending Sections 12306, 12310 and 12311, Compiled Statutes, 1931, the same being Section 2, Section 6 and Section 7, respectively, of Initiative Petition 100, providing that any taxpayer shall have fifteen days within which to inspect municipal budgets after, 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 by the Committee, said amendments being as follows, and attached hereto.

COMMONS, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Senate Bill No. 346, by Senate Committee on Oil and Gas, and House Committee on Oil and Gas, entitled:

An Act relating to the Interstate Compact to Conserve Oil and Gas; amending Section 3 of Senate Bill 208, approved March 6, 1935; designating the Governor as the official representative of Oklahoma on the Interstate Oil Compact Commission; authorizing the Governor to appoint an assistant representative, prescribing his duties and fixing his compensation; authorizing the employment of other assistants, and the incurring of expenses; creating a special fund and appropriating moneys to accrue thereto to the payment of the compensation and expenses authorized by this Act; prescribing manner of the disbursement of the special fund, and providing that any balance at the end of any fiscal year shall, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Vice-Chairman.

Upon motions of Senator Duffy, SENATE BILLS NOS. 321, 322 and 323, each by the Committee on Banks and Banking, were advanced to engrossment and third reading.

Upon motions of Senator Wilbanks, SENATE BILLS NOS. 173, by Wilbanks, and 358, by Wilbanks, were advanced to engrossment and third reading.

Upon motion of Senator Commons, SENATE BILL NO. 248, by Commons, was advanced to engrossment and third reading.

Upon motion of Senator Commons, SENATE BILL NO. 205, by Commons, was advanced to engrossment and third reading.

Upon motion of Senator Hill, SENATE BILL NO. 362, by Hill and Briggs, was advanced to engrossment and third reading.

Upon motion of Senator Ivester, SENATE JOINT RESOLUTION NO. 23, by Ivester, was advanced to engrossment and third reading.

#### SPECIAL ORDER

Referring further to ENGROSSED HOUSE BILL NO. 192:

Senator Fischl submitted the following amendment:

Mr. President: I move to amend House Bill No. 192, page 11, lines 15 to 18, as follows: By striking the words and figures "two per centum (2%)," in line 15, page 11, and inserting "one per centum (1%)"; by striking the words and figures "three per centum (3%)," in line 18, and inserting "two per centum (2%)."

FISCHL.

Senators Carlile, Timmons, Ray and Ritzhaupt asked to be recorded "present," which was the order.

Senators Curnutt, Ivester and Chamberlin, as a substitute, submitted the following amendment:

Mr. President: We move to amend House Bill No. 192, line 15, page 11, by striking line 15 and inserting, "one per centum (1%) of the first \$1,000.00 of," and inserting in line 17½ the following: "I. (a) two per centum (2%) of the next \$1,000.00 of such excess amount."

CURNUTT, IVESTER and CHAMBERLIN.

Senator Commons moved to table the Curnutt, Ivester and Chamberlin amendment, which motion was adopted, the roll call thereon being as follows:

#### AYE:

Briggs,	Hill,	Nichols,	Taylor,	
Bushyhead,	Howsley,	Pugh,	Thomas,	
Carlile,	Jones,	Rorschach,	Timmons,	
Carmack,	Lowrance,	Sowards,	Willis,	
Commons,	Nance,	Spencer,	Wright.	Total, 20.



## NAY:

Albright,	Fidler,	Ivester,	Ray,	Whitaker,
Chamberlin,	Fischl,	Johnston,	Rinehart,	Wilbanks.
Curnutt,	George,	Logan,	Ritzhaupt,	
Duffy,	Hutchinson,	Paul,	Stewart,	Total, 18.

## EXCUSED:

Broaddus,	Garvin,	King.	Total, 3.
-----------	---------	-------	-----------

## NOT VOTING:

Burns,	MacDonald,	Waldrep.	Total, 3.
--------	------------	----------	-----------

Senator MacDonald, asked to be recorded "present," which was the order.

Senator Commons moved that the Fischl amendment be tabled, which motion failed of adoption, the roll call thereon being, as follows:

## AYE:

Briggs,	Commons,	Nance,	Spencer,	Wright.
Bushyhead,	Hill,	Nichols,	Taylor,	
Carlile,	Jones,	Rorschach,	Thomas,	
Carmack,	Lowrance,	Sowards,	Willis,	Total, 17.

## NAY:

Albright,	George,	Logan,	Rinehart,	Wilbanks.
Chamberlin,	Howsiey,	MacDonald,	Ritzhaupt,	
Duffy,	Hutchinson,	Paul,	Stewart,	
Fidler,	Ivester,	Pugh,	Timmons,	
Fischl,	Johnston,	Ray,	Whitaker,	Total, 21.

## EXCUSED:

Broaddus,	Garvin,	King.	Total, 3.
-----------	---------	-------	-----------

## NOT VOTING:

Burns,	Curnutt,	Waldrep.	Total, 3.
--------	----------	----------	-----------

Senators Broaddus and Waldrep asked to be recorded "present," which was the order.

Senator Ivester presiding.

Upon motion of Senator Hill, the previous question was ordered.

The vote occurring on the Fischl amendment, it was declared failed of adoption, the roll call thereon being, as follows:

## AYE:

Burns,	Fidler,	Logan,	Stewart,	Wilbanks.
Chamberlin,	Fischl,	MacDonald,	Timmons,	
Curnutt,	Hutchinson,	Rinehart,	Waldrep,	
Duffy,	Johnston,	Ritzhaupt,	Whitaker,	Total, 17.

**NAY:**

Albright,	Commons,	Lowrance,	Rorschach,	Wright.
Briggs,	George,	Nance,	Sowards,	
Broadbuss,	Hill,	Nichols,	Spencer,	
Bushyhead,	Howsley,	Paul,	Taylor,	
Carlile,	Ivester,	Pugh,	Thomas,	
Carmack,	Jones,	Ray,	Willis,	Total, 25.

**EXCUSED:**

Garvin,	King.	Total, 2.
---------	-------	-----------

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend House Bill No. 192, line 18, page 12, by striking the words and figures "twelve per centum (12%)," and inserting the words and figures "fifteen per centum (15%)."

**RITZHAUPT.**

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

Mr. President: I move to amend House Bill No. 192, line 10, page 12, by striking the words "of the next one thousand dollars," and insert the words "of the remainder," and then strike lines 12 to 18, page 12, and line 1, page 13.

**LOGAN.**

Senator Ritzhaupt raised a point of order against the Logan amendment, which was overruled, stating it was not germane.

Senator Whitaker raised a point of order against the Logan amendment, which was sustained, citing a Senate rule requiring: "In filing blanks the question shall first be on the largest sum, etc."

The Ritzhaupt amendment was declared before the Senate.

Upon motion of Senator Chamberlin, the Ritzhaupt amendment was tabled.

Senator Logan submitted the following amendment, which was tabled, upon motion of Senator Jones:

Mr. President: I move to amend House Bill No. 192, line 10, page 12, by striking the words, "of the next one thousand dollars," and inserting, "of the remainder," then strike lines 12 to 18, page 12, and line 1, page 18.

**LOGAN.**

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 192, lines 6 to 18, pages 12 and 13, by striking all of lines 6 to 18, inclusive, and line 1,

page 13, and inserting: "(5) 6% of the remainder of such excess amount."

CURNUTT.

Senator Fidler submitted the following amendment:

Mr. President: I move to amend House Bill No. 192, line 6, page 12, by striking the figure, "6," and inserting the figure, "5."

FIDLER.

Senator Commons moved to table the Fidler amendment, which motion was adopted, the roll call thereon being as follows:

AYE:

Albright,	Commons,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Whitaker,
Bushyhead,	George,	Lowrance,	Ritzhaupt,	Willbanks,
Carlile,	Hill,	Nance,	Rorschach,	Willis,
Carmack,	Howsley,	Nichols,	Sowards,	Wright.
Chamberlin,	Ivester,	Paul,	Taylor,	Total, 29.

NAY:

Broadus,	Fidler,	Logan,	Stewart,
Burns,	Fischl,	Rinehart,	Timmons.
Curnutt,	Hutchinson,	Spencer,	Total, 11.

EXCUSED:

Garvin,	King.	Total, 2.
---------	-------	-----------

NOT VOTING:

MacDonald,	Waldrep.	Total, 2.
------------	----------	-----------

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

Mr. President: I move to amend House Bill No. 192, line 8, page 12, by striking the figure, "7," and inserting the figure, "5."

FIDLER.

Senator Logan submitted the following amendment:

Mr. President: I move to amend House Bill No. 192, line 4, page 13, by striking the figure, "6," and substituting therefor the figure, "4."

LOGAN.

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

Mr. President: I move to amend House Bill No. 192, line 4, page 13, by striking the figure, "6," and inserting the figure, "5."

FISCHL.



Senator Timmons presiding.

Senator Chamberlin asked to be "excused," for the remainder of this legislative day, which was the order.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate amendments to:

#### ENGROSSED HOUSE BILL NO. 206—By KERR and DEATON,

An Act authorizing the construction and equipment of dormitories on the campus of the East Central State Teachers' College of the State of Oklahoma; providing for the issuance and payment of East Central State Teachers' College Dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency,

and that the same has been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

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

#### ENGROSSED HOUSE BILL NO. 244—By STANDRIDGE and HUNT of Pittsburg,

An Act directing the Commissioner of Pensions to pay all confederate pensions authorized by law monthly, and declaring an emergency.

#### ENGROSSED HOUSE BILL NO. 346—By O'DELL, LONG, ALLEN,

PETERSON, WOOTEN, ELLIS, CAREY, KIKER, HUNT of Osage, BARNETT, DOGGETT and BREWSTER,

An Act requiring all persons, firms, associations or corporations owning, operating or leasing any gas, water, or oil pipe lines in any county, to file a map or plat thereof with the county assessor; prescribing the contents of said map or plat; prescribing penalties for failure to comply with the provisions hereof, and declaring an emergency.

ENGROSSED HOUSE BILL No. 491—By GIBBONS,

An Act authorizing the construction and equipment of dormitories on the campus of the Central State Teachers' College of the State of Oklahoma located at Edmond, Oklahoma; providing for the issuance and payment of Central State Teachers' College Dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose; 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bills Nos. 244, 346 and 491.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 261—By MYERS,

An Act regulating procedure relating to the foreclosure of mortgages and other liens upon real estate; providing for distribution in the judges of the district and superior courts for continuances of said causes under certain conditions, and for the appointment of a receiver; providing for a waiver of the benefits of said Act upon a conveyance or encumbrance of said property without the consent of the mortgagee, and excepting from the provisions of said Act foreclosure of labor, mechanic or material liens existing upon the passage and approval of this Act, and providing an emergency.

ENGROSSED HOUSE BILL NO. 449—By STOKES,

An Act authorizing the legal representatives of the estate of O. M. Colson, deceased, or his surviving heirs to bring a suit against the State of Oklahoma in Love County, Oklahoma, for the benefit of estate or said heirs for damages resulting from the death of said O. M. Colson on account of injuries sustained and resulting in death to O. M. Colson, deceased, by being run over by a truck belonging to the State of Oklahoma and driven by an employee of the State Highway Department of the State of Oklahoma on the 1st day of June, 1933, in Love County, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 459—By FRAYER and HOYT of the House and SOWARDS of the Senate,

An Act authorizing Lewis Adams, of Lincoln County, Oklahoma, to bring suit against the State of Oklahoma to determine the amount of damages sustained by him on account of the construction of State Highway No. 66, adjoining the west half of the northeast quarter of section 14, township 14, north, range 3 east; directing the payment of any judgment rendered in said suit out of the State Highway Construction and Maintenance Fund, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 261, 449 and 459.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 293—By FRAZIER,

An Act directing proper state officers to furnish to the county attorney of Pushmataha County a set of the Oklahoma Reports and the Oklahoma Criminal Records; and to certain other officers of said county sets of the Session Laws of Oklahoma to replace similar documents destroyed by fire, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 456—By CARLETON and SCHWOERKE,

An Act making an appropriation in the sum of \$182.59 to pay an award made by the State Industrial Commission on February 6, 1929, for injuries sustained by Horace M. Gibson while an employee of the



State Highway Department directing the approval of a claim therefor and the payment thereof to the widow of said Horace M. Gibson, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 293 and 456.

President Berry presiding.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 329—By FRAZIER of the House, and STEWART of the SENATE,

An Act requiring in counties of this State all drivers of trucks, automobiles and other vehicles to have and exhibit to peace officers upon demand written permit covering movements of live stock and domestic fowls contained therein, or to make written statement in the absence of said permit, and providing penalties for failing to exhibit the same or to make said statement false or forged permits, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 452—By FISH AND GAME COMMITTEE,

An Act relating to game and fish and to the hunting and taking thereof; defining resident and non-resident fur dealers and requiring same to procure State licenses upon payment of designated fees; making certain acts unlawful and providing penalties therefor; repealing Sections 4801, 4802, 4803, 4804, 4805, 4827, 4828, 4829, 4880 and 4881, Oklahoma Statutes, 1931, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 329 and 452.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 379—By WYLY,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of municipal sinking funds and the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose and declaring an emergency,

together with Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill has been passed as amended by said report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The following Conference Committee Report on Engrossed House Bill No. 379 was read and, by unanimous consent, consideration deferred for this legislative day:

To the President of the Senate, and  
The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 379, entitled:

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of municipal sinking funds and the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith report and recommend as follows, to-wit:

That the House concur in Senate Amendment No. 1.

That the following Conference Committee amendment be substituted in lieu of Senate Amendment No. 2, to-wit:

Page 1, line 10 of the Title, by striking after the word "of" and before the word "the" the following words: "municipal sinking funds and".

That the House concur in Senate Amendment No. 3.

Respectfully submitted,

WYLY,	LOGAN,
HOWELL,	CARLILE,
KERR,	BROADDUS,
WELCH,	RORSCHACH,
POTEET,	WHITAKER,
SULLIVAN,	BUSHYHEAD,
House Conferees.	Senate Conferees.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 525—By REED,

An Act amending House Bill No. 485 of the Regular Session of the 15th Legislature, entitled an Act amending Senate Bill No. 13 of the Regular Session of the 15th Legislature, entitled "An Act amending House Bill No. 319, Regular Session of the 14th Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 525.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 19—By



HANKLA of the House, and PAUL, CHAMBERLIN, WILLIS, and Carmack of the Senate,

A Concurrent Resolution adopting an official song of the State of Oklahoma,

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

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President, in open session, signed Enrolled House Concurrent Resolution No. 19 and ordered it returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 3—By MYERS,

An Act requiring persons engaged in conducting paleontological or archeological excavations or explorations in this State to secure a permit therefor from the director of the museum of vertebrate paleontology of the University of Oklahoma and from the county superintendent of public instruction of the county wherein such excavations or explorations are to be made, conditioned upon the donation to some museum of anthropology and paleontology within this State approved by the director of said museum of vertebrate paleontology of one-half of the discoveries made by virtue of such explorations or excavations; prescribing penalties for violation of this Act, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 3 was read at length 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,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 170—By WELCH and O'DELL of the House, and RAY of the SENATE,

An Act providing for cancellation of unpaid back taxes levied for sinking fund purposes in the various municipal subdivisions of the State of Oklahoma, and declaring an emergency.

ENROLLED HOUSE BILL NO. 298—By BREWER,

An Act amending Section 1, Chapter 205, Oklahoma Session Laws, 1933, relating to the transportation of children to and from school.

ENROLLED HOUSE BILL NO. 336—By MONTGOMERY, CHAMBERS, O'BRIEN, EBY, MOFFETT, KIRKPATRICK and POE,

An Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each for groceries and foodstuffs furnished to the destitute of Tulsa County, Oklahoma, in the year, 1931, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 170, 298 and 336 were read at length for the fourth time, the enrolled copies signed, in open session, by the President and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 227—By REED,

An Act validating the collection of the special permits or license fees to hunt deer during the open season declared in 1933; providing for the disposition of funds received from the collection of such special permits or fees, and declaring an emergency.

ENROLLED HOUSE BILL NO. 239—By ALLEN of the House and RITZHAUPT of the Senate,

An Act making appropriation to supplement the maintenance fund of the Colored Agricultural and Normal University at Langston, for the fiscal year ending June 30, 1935, and declaring an emergency.

ENROLLED HOUSE BILL NO. 375—By MUNGER,

An Act authorizing the Board of County Commissioners of each county in the State to render certain assistance to State or Federal Relief Administrations or Agencies; authorizing expenditures from the charity and highway funds of the counties for such purposes in taking care of the indigent persons of the county and in connection with State or Federal Relief Administrations or Agencies; repealing all laws in conflict herewith, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 227, 239 and 375 were read at length for the fourth time, the enrolled copies signed, in open session, by the President and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 13—  
By HUTCHINSON, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, FISCHL, GARVIN, GEORGE, HILL, HOWSLEY, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS and WRIGHT of the Senate, and PUGH, TAYLOR, PHILLIPS of Okfuskee, DOTY, MORTON, O'NEILL, PHILLIPS of Pawnee, ULMARK, WILDER and WRIGHT of the House,

A Resolution expressing regret at the death of Former Senator Dave Powers, admiration and respect for his life and works as a citizen and public official, and sympathy for his bereaved family,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House of Representatives, and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 13 was ordered referred for enrollment.

The following Message from the Governor was received and read:



March 28, 1935.

To the President and Members  
Of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 30, 222 and 191 entitled:

ENROLLED SENATE BILL NO. 30—By CHAMBERLIN, DUFFY, HUTCHINSON, MacDONALD, RAY, COMMONS, LOGAN, CURNUTT, BURNS, JONES, GEORGE, GARVIN and WHITAKER of the Senate Committee on Soldier's Relief, entitled:

An Act making appropriations for operation of the Soldiers' Relief Commission and appropriating monies for maintenance of destitute minor dependents of veterans, and declaring an emergency.

ENROLLED SENATE BILL NO. 222—By HOWSLEY of the Senate, and PAULS and HOWELL of the House, entitled:

An Act making it lawful for the Board of County Commissioners of any county, the Board of Education or other governing board of any school district, or the governing board of any other municipal corporation in the State of Oklahoma holding or owning any public utility bonds of incorporated cities and towns of this State, the assessed valuation of which is less than the face value of the entire issue of said public utility bonds and accrued interest thereon, to accept in writing any plan of readjustment of such indebtedness proposed by the governing board of such city or town under Section 80, of Chapter IX, of the Bankruptcy Laws of the United States of America as amended in an Act entitled "An Act to establish an uniform system of bankruptcy throughout the United States," approved July 7, 1898, and Acts amendatory thereof and supplementary thereto, approved May 24, 1934, and to accept in full settlement of such indebtedness an amount less than the full amount due on such bonds or interest coupons; repealing all conflicting laws, and declaring an emergency.

ENROLLED SENATE BILL NO. 191—By CHAMBERLIN of the Senate, and COOK of the House, entitled:

An Act relating to chattel mortgages amending Sections 11277, 11278, 11281, 11283, 11285, 11286 and 11288 of the Oklahoma Statutes, 1931, providing for the discharge of the indebtedness secured by chattel mortgages by payment to the mortgagee or last assignee of record; providing for chattel mortgage securing future advances, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

Senator Briggs moved that the vote be reconsidered by which the adverse Committee Report on HOUSE BILL NO. 29, was adopted.

COMMITTEE REPORT

The following Committee Report was submitted, the bill ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Banks and Banking, to whom was referred Engrossed House Bill No. 60, by Davis and Bruce, entitled:

An Act providing for the deposit of public funds without collateral up to amount insured by the Federal Deposit Insurance Corporation, 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.

BROADDUS, Chairman.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules on Monday, April 1, 1935.

## FIFTY-NINTH LEGISLATIVE DAY

MONDAY, APRIL 1, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broadbudd,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 44.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Nance moved that the Senate work under a Call of the House, which motion prevailed.

Upon roll call, the following were noted as absent: Senators Bushyhead, Carlile, Duffy, Fischl, King, Lowrance, MacDonald, Ray, Ritzhaupt, Rorschach, Stewart and Timmons.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 362, correctly engrossed.

WILLIS, Chairman.

## THIRD READING

SENATE BILL NO. 362 was read for the third time at length.

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



## AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Thomas,
Briggs,	Fidler,	Ivester,	Paul,	Waldrep,
Burns,	Garvin,	Johnston,	Pugh,	Whitaker,
Carmack,	George,	Jones,	Rinehart,	Wilbanks,
Chamberlin,	Hill,	Logan,	Sowards,	Willis.
Commons,	Howsley,	Nance,	Spencer,	Total, 29.

## NAY:

Taylor.	Total, 1.
---------	-----------

## NOT VOTING:

Broaddus,	Duffy,	Lowrance,	Ritzhaupt,	Timmons,
Bushyhead,	Fischl,	MacDonald,	Rorschach,	Wright.
Carlile,	King,	Ray,	Stewart,	Total, 14.

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:

## AYE:

Albright,	Fidler,	Johnston,	Rinehart,	Wilbanks,
Briggs,	Garvin,	Jones,	Sowards,	Willis.
Burns,	George,	Logan,	Spencer,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas,	
Commons,	Hutchinson,	Paul,	Waldrep,	
Curnutt,	Ivester,	Pugh,	Whitaker.	Total, 30.

## NOT VOTING:

Broaddus.	Duffy,	Lowrance,	Ritzhaupt,	Timmons,
Bushyhead,	Fischl,	MacDonald,	Rorschach,	Wright.
Carlile,	King,	Ray,	Stewart,	Total, 14.

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. 362, and ordered the same returned to the Honorable House.

Senators Stewart, Ray, MacDonald, Timmons and Rorschach asked to be recorded "present," which was the order.

## GENERAL ORDER

Upon motion of Senator Briggs SENATE BILL NO. 343, by Briggs, was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Bill No. 343 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 343 was read for the third time at length.

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

#### AYE:

Albright,	Fidler,	Jones,	Rinehart,	Timmons,
Briggs,	Garvin,	Logan,	Rorschach,	Waldrep,
Burns,	George,	MacDonald,	Sowards,	Whitaker,
Carmack,	Howsley,	Nance,	Spencer,	Wilbanks,
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Willis,
Commons,	Ivester,	Paul,	Taylor,	Wright.
Curnutt,	Johnston,	Ray,	Thomas,	Total, 34.

#### NOT VOTING:

Broaddus,	Duffy,	King,	Ritzhaupt.
Bushyhead,	Fischl,	Lowrance,	
Carlile,	Hill,	Pugh,	Total, 10.

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:

#### AYE:

Albright,	Fidler,	Jones,	Rinehart,	Timmons,
Briggs,	Garvin,	Logan,	Rorschach,	Waldrep,
Burns,	George,	MacDonald,	Sowards,	Whitaker,
Carmack,	Howsley,	Nance,	Spencer,	Wilbanks,
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Willis,
Commons,	Ivester,	Paul,	Taylor,	Wright.
Curnutt,	Johnston,	Ray,	Thomas,	Total, 34.

#### NOT VOTING:

Broaddus,	Duffy,	King,	Ritzhaupt.
Bushyhead,	Fischl,	Lowrance,	
Carlile,	Hill,	Pugh,	Total, 10.

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. 343 was ordered referred for engrossment.

Senators Lowrance, Duffy, Fischl and Ritzhaupt asked to be recorded "present," which was the order.

## GENERAL ORDER

HOUSE BILL NO. 198, by Huser et al, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Nichols.

Upon motion of Senator Nichols, House Bill No. 198 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended, and House Bill No. 198 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

## AYE:

Albright,	Fischl,	Jones,	Pugh,	Taylor,
Burns,	Garvin,	Logan,	Ray,	Waldrep,
Chamberlin,	George,	Lowrance,	Rinehart,	Whitaker,
Commons,	Hill,	MacDonald,	Ritzhaupt,	Wilbanks,
Curnutt,	Howsley,	Nance,	Rorschach,	Willis.
Duffy,	Hutchinson,	Nichols,	Sowards,	
Fidler,	Johnston,	Paul,	Spencer,	Total, 33.

## NAY:

Ivester,	Stewart.	Total, 2.
----------	----------	-----------

## NOT VOTING:

Briggs,	Bushyhead,	Carmack,	Thomas,	Wright.
Broaddus,	Carlile,	King,	Timmons,	Total, 9.

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:

## AYE:

Albright,	Fischl,	Jones,	Pugh,	Taylor,
Burns,	Garvin,	Logan,	Ray,	Waldrep,
Chamberlin,	George,	Lowrance,	Rinehart,	Whitaker,
Commons,	Hill,	MacDonald,	Ritzhaupt,	Wilbanks,
Curnutt,	Howsley,	Nance,	Rorschach,	Willis.
Duffy,	Hutchinson,	Nichols,	Sowards,	
Fidler,	Johnston,	Paul,	Spencer,	Total, 33.



## NAY:

Ivester,	Stewart.	Total, 2.
----------	----------	-----------

## NOT VOTING:

Briggs,	Bushyhead,	Carmack,	Thomas,	Wright.
Broadus,	Carlile,	King,	Timmons,	Total, 9.

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. 198, and ordered the same returned to the Honorable House.

## GENERAL ORDER

Senator Hutchinson asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE BILL NO. 329, by Hutchinson.

Senator King asked to be recorded "present," which was the order.

## THIRD READING

HOUSE BILL NO. 372 was read at length for the third time.

Senator MacDonald asked unanimous consent, which was granted, to be added as a joint author of House Bill No. 372.

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

## AYE:

Albright,	Fischl,	King,	Rinehart,	Waldrep,
Briggs,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Broadus,	George,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	
Curnutt,	Hutchinson,	Nichols,	Taylor,	
Duffy,	Johnston,	Paul,	Thomas,	
Fidler,	Jones,	Pugh,	Timmons,	Total, 36.

## NAY:

Ivester,	Stewart.	Total, 2.
----------	----------	-----------

## NOT VOTING:

Bushyhead,	Carmack,	Ray,	
Carlile,	Commons,	Wright.	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:

AYE:

Albright,	Fischl,	King,	Rinehart,	Waldrep,
Briggs,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Broadbuss,	George,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Hill,	MacDonald,	Sowards,	Willis.
Chamberlin,	Howsley,	Nance,	Spencer,	
Curnutt,	Hutchinson,	Nichols,	Taylor,	
Duffy,	Johnston,	Paul,	Thomas,	
Fidler,	Jones,	Pugh,	Timmons,	Total, 36.

NAY:

Ivester,	Stewart.	Total, 2.
----------	----------	-----------

NOT VOTING:

Bushyhead,	Carmack,	Ray,	
Carlile,	Commons,	Wright.	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.

House Bill No. 372 was ordered referred for engrossment.

Senators Bushyhead and Carlile asked to be recorded "present," which was the order.

THIRD READING

SENATE BILL NO. 289 was read at length for the third time.

Senator Fischl asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 289, line 4, page 3, by adding after the word, "permits," and before the word, "shall," the words, "and from rentals, licenses and fees collected by said Commission."

FISCHL.

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

AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Waldrep,
Briggs,	Fidler,	King,	Ritzhaupt,	Whitaker,
Broadbuss,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Willis.
Bushyhead,	George,	Nance,	Spencer,	
Carlile,	Hill,	Nichols,	Stewart,	
Carmack,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Timmons,	Total, 40.

## NOT VOTING:

Duffy,	Hutchinson,	MacDonald,	Wright.	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:

## AYE:

Albright,	Curnutt,	Jones,	Rinehart,	Waldrep,
Briggs,	Fidler,	King,	Ritzhaupt,	Whitaker,
Broadus,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Willis.
Bushyhead,	George,	Nance,	Spencer,	
Carlile,	Hill,	Nichols,	Stewart,	
Carmack,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Fugh,	Thomas,	
Commons,	Johnston,	Ray,	Timmons,	Total, 40.

## NOT VOTING:

Duffy,	Hutchinson,	MacDonald,	Wright.	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. 289 was ordered referred for engrossment.

## GENERAL ORDER

Upon motion of Senator Nance, HOUSE BILL NO. 419, by Munger et al, was considered.

Upon motion of Senator Nance, House Bill No. 419 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and House Bill No. 419 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 419 was read for the third time at length.

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



**AYE:**

Albright,	Commons,	Howsley,	Pugh,	Timmons,
Briggs,	Curnutt,	Ivester,	Ray,	Waldrep,
Broadus,	Duffy,	Johnston,	Rinehart,	Wilbanks,
Burns,	Fidler,	Jones,	Ritzhaupt,	Willis,
Bushyhead,	Fischl,	King,	Rorschach,	Whitaker.
Carlile,	Garvin,	Logan,	Spencer,	
Carmack,	George,	Nance,	Taylor,	
Chamberlin,	Hill,	Nichols,	Thomas,	Total, 37.

**NAY:**

Paul,	Stewart.	Total, 2.
-------	----------	-----------

**NOT VOTING:**

Hutchinson,	MacDonald,	Wright.
Lowrance,	Sowards,	Total, 5.

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

**AYE:**

Albright,	Duffy,	Ivester,	Rinehart,	Whitaker,
Briggs,	Fidler,	Jones,	Rorschach,	Wilbanks,
Broadus,	Fischl,	King,	Sowards,	Willis,
Bushyhead,	Garvin,	Logan,	Spencer,	
Carmack,	George,	Nance,	Taylor,	
Chamberlin,	Hill,	Nichols,	Thomas,	
Commons,	Howsley,	Pugh,	Timmons,	
Curnutt,	Hutchinson,	Ray,	Waldrep,	Total, 35.

**NAY:**

Johnston,	Paul,	Ritzhaupt,	Stewart.	Total, 4.
-----------	-------	------------	----------	-----------

**NOT VOTING:**

Burns,	Lowrance,	Wright.
Carlile,	MacDonald,	Total, 5.

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. 419, and ordered the same returned to the Honorable House.

Senator Timmons asked unanimous consent, which was granted, to have HOUSE BILL NO. 270, by Kirkpatrick, withdrawn from the Committee on Banks and Banking and placed upon the Calendar.

**GENERAL ORDER**

HOUSE BILL NO. 62, by Pauls of the House, and Howsley of the Senate, was considered.

Upon motion of Senator Nance, House Bill No. 62 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and House Bill No. 62 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Ivester,	Pugh,	Whitaker,
Briggs,	Fidler,	Johnston,	Ray,	Wilbanks,
Broaddus,	Fischl,	Jones,	Rinehart,	Willis.
Carlile,	Garvin,	King,	Ritzhaupt,	
Carmack,	George,	Logan,	Spencer,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Hutchinson,	Paul,	Timmons,	Total, 35.

#### NOT VOTING:

Burns,	Lowrance,	Rorschach,	Thomas,	Wright.
Eushyhead,	MacDonald,	Sowards,	Waldrep,	Total, 9.

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:

#### AYE:

Albright,	Duffy,	Ivester,	Pugh,	Whitaker,
Eriggs,	Fidler,	Johnston,	Ray,	Wilbanks,
Broaddus,	Fischl,	Jones,	Rinehart,	Willis.
Carlile,	Garvin,	King,	Ritzhaupt,	
Carmack,	George,	Logan,	Spencer,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Hutchinson,	Paul,	Timmons,	Total, 35.

#### NOT VOTING:

Burns,	Lowrance,	Rorschach,	Thomas,	Wright.
Eushyhead,	MacDonald,	Sowards,	Waldrep,	Total, 9.

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. 62, and ordered the same returned to the Honorable House.

# CONFERENCE COMMITTEE REPORT

Referring to Conference Committee Report, submitted on the last legislative day, relative to HOUSE BILL NO. 379:

Upon motion of Senator Logan the Conference Committee Report on House Bill No. 379 was adopted.

House Bill No. 379, as amended in conference, was read at length.

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

## AYE:

Albright,	Commons,	Ivester,	Paul,	Thomas,
Briggs,	Duffy,	Johnston,	Pugh,	Timmons,
Broadus,	Fidler,	Jones,	Rinehart,	Whitaker,
Burns,	Fischl,	King,	Ritzhaupt,	Wilbanks.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	Total, 36.

## NAY:

Curnutt,	Willis.	Total, 2.
----------	---------	-----------

## NOT VOTING:

Hill,	Ray,	Waldrep,	
Lowrance,	Stewart,	Wright.	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:

## AYE:

Albright,	Commons,	Ivester,	Paul,	Thomas,
Briggs,	Duffy,	Johnston,	Pugh,	Timmons,
Broadus,	Fidler,	Jones,	Rinehart,	Whitaker,
Burns,	Fischl,	King,	Ritzhaupt,	Wilbanks.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	Total, 36.

## NAY:

Curnutt,	Willis.	Total, 2.
----------	---------	-----------

## NOT VOTING:

Hill,	Ray,	Waldrep,	
Lowrance,	Stewart,	Wright.	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.

House Bill No. 379, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 262, by Committee on Appropriations, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Paul.

Upon motion of Senator Paul, Senate Bill No. 262 was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and Senate Bill No. 262 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

##### AYE:

Albright,	Commons,	Howsley,	Nance,	Stewart,
Eriggs,	Curnutt,	Hutchinson,	Nichols,	Taylor,
Broaddus,	Duffy,	Johnston,	Paul,	Timmons,
Burns,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Eushyhead,	Fischl,	King,	Rorschach,	Wilbanks,
Carlile,	Garvin,	Logan,	Sowards,	Willis.
Chamberlin,	George,	Lowrance,	Spencer,	Total, 34.

##### NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

##### NOT VOTING:

Carmack,	MacDonald,	Rinehart,	Waldrep,	
Hill,	Ray,	Thomas,	Wright.	Total, 8.

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:

AYE:

Albright,	Commons,	Howsley,	Nance,	Stewart,
Briggs,	Curnutt,	Hutchinson,	Nichols,	Taylor,
Broadus,	Duffy,	Johnston,	Paul,	Timmons,
Burns,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Bushyhead,	Fischl,	King,	Rorschach,	Wilbanks,
Carlile,	Garvin,	Logan,	Sowards,	Willis,
Chamberlin,	George,	Lowrance,	Spencer,	Total, 34.

NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

NOT VOTING:

Carmack,	MacDonald,	Rinehart,	Waldrep,	
Hill,	Ray,	Thomas,	Wright.	Total, 8.

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. 262 was ordered referred for engrossment.

GENERAL ORDER

HOUSE BILL NO. 196, by Huser, was considered.

Section 1 was read and adopted, upon motion of Senator Timmons.

Upon motion of Senator Timmons, House Bill No. 196 was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and House Bill No. 196 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 196 was read at length for the third time.

Upon motion of Senator Commons, further consideration of House Bill No. 196 was indefinitely postponed.

GENERAL ORDER

SENATE BILL NO. 340, by Curnutt, of the Senate, and Holliman, of the House, was considered.

Section 1 was read.

Senator Taylor moved that further consideration of Senate Bill No. 340 be indefinitely postponed.

Senator Nance asked unanimous consent, to which objection was voiced, to defer further consideration of Senate Bill No. 340 until the next legislative day.

Upon motion of Senator Carmack, the previous question was ordered.

The vote occurring on the Taylor motion, it was declared adopted.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 372 and Senate Bill No. 343, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 372, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bill No. 343, and ordered it transmitted to the Honorable House, for consideration.

By unanimous consent, 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. 2, to whom was referred Engrossed House Bill No. 69, by Montgomery, entitled:

An Act amending Section 862, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

DUFFY, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred Senate Bill No. 263, by Jones, entitled:

An Act amending Sections 9057, 9070, 9071 and 9073 of Oklahoma Statutes, 1931, 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.

SOWARDS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to



whom was referred Senate Bill No. 264, by Fischl, Ritzhaupt and Carmack, entitled:

An Act providing for the refund of penalties, interests and costs paid on delinquent ad valorem taxes on real and personal property subsequent to December 1, 1933, and prior to February 11, 1935; providing a method, 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.

COMMONS, Chairman.

Senator Fischl submitted the following Minority Committee Report on SENATE BILL NO. 264:

Mr. President: We, your Minority Committee on Revenue and Taxation, to whom was referred Senate Bill No. 264, by Fischl, Ritzhaupt, et al., entitled:

An Act providing for the refund of penalties, interest and costs paid on delinquent ad valorem taxes on real and personal property subsequent to December 1, 1935, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, notwithstanding the adverse report of the majority.

FISCHL,  
CARMACK,  
CHAMBERLIN.

Senator Commons moved the adoption of the Majority Committee Report.

Senator Fischl, as a substitute, moved the adoption of the Minority Committee Report, which motion was tabled, upon motion of Senator MacDonald.

The vote occurring on the Commons motion, it was declared adopted.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 285, by Ritzhaupt of the Senate, and Morrow of the House, entitled:

An Act relating to the practice of the healing art in the State of Oklahoma prescribing certain penalties for violation thereof, establishing a State Board of Examiners in the basic sciences underlying the practice of the healing art, etc.,

beg leave to report that we had the same under consideration and herewith return the same without recommendation, with the following amendments:

CARLILE, Chairman.

Senator Ritzhaupt moved that SENATE BILL NO. 285 be printed, and placed upon the Calendar.

Senator Waldrep, as a substitute, moved that Senate Bill No. 285 be recommitted to the Committee on Public Health and Welfare, for further consideration, which motion prevailed.

#### FIRST READING

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

SENATE BILL NO. 366—By ALBRIGHT—An Act amending Section 1, Chapter 50, Oklahoma Session Laws, 1933, and declaring an emergency.

SENATE BILL NO. 367—By CARMACK—An Act amending Section 5314, Oklahoma Statutes, 1931, relating to the expenditures of money from prison revolving fund for the Oklahoma State Reformatory at Granite, and declaring an emergency.

SENATE BILL NO. 368—By FIDLER and RINEHART of the Senate, and COE and GIBBONS of the House—An Act excluding from the highways of the State the pulling or towing of any motor vehicle except for repairing.

SENATE BILL NO. 369—By FIDLER and RORSCHACH—An Act to promote public morals, by abolishing civil causes of action for breach of promise to marry, alienation of affections, criminal conversation, and certain causes of action for seduction; prohibiting the bringing, prosecution or settlement of any such actions; establishing limitations thereon; regulating the procedure in such actions and in actions and proceedings for divorce, separate maintenance, annulment of marriage, and for custody or support of children; prescribing penalties for the violation of this Act; making provisions of Act severable; repealing all conflicting Acts or parts of Acts, and declaring an emergency.

SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART—An Act making an appropriation to pay the mileage and per diem of members of the House of Representatives and the Senate and the per diem of employees and for printing of the permanent Journals and Session Laws, together with other expenses of the Regular Session of the Fifteenth Legislature; providing for the closing of the business of the two Houses of said Session by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency.

SENATE BILL NO. 371—By NANCE and COMMONS—An Act making an appropriation to defray the expenses of the State Board of Public Welfare and of the several County Welfare Boards in the State incurred, and to be incurred, in the administration of the funds appropriated by Senate Bill No. 1 of the Fifteenth Legislature, and declaring an emergency.

SENATE BILL NO. 372—By SOWARDS—An Act amending Section 4581, Oklahoma Statutes, 1931, to provide for the licensing of itinerants

or traveling vendors or hawkers offering for sale any drug or medicine, pharmaceutical preparation, chemical or any composition or combination thereof or any implement or appliance or other agency for the treatment of disease, injury or deformity; providing for the issuance of County licenses by the Secretary of the State Board of Pharmacy; providing for the distribution of said fees, and declaring an emergency.

SENATE BILL NO. 373—By BROADDUS—A Bill to be entitled an Act making appropriation for the State Hospital for Negro Insane, Taft, Oklahoma, for the purpose of digging water wells, equipping the wells with pumps and connections, and declaring an emergency.

SENATE BILL NO. 374—By THOMAS, WILLIS, BURNS, SOWARDS and KING—An Act authorizing the State Board of Public Affairs to execute Oil and Gas Leases, to contract for drilling wells, to sell royalties and to sell real estate belonging to the State of Oklahoma under its control when deemed advisable and to the best interest of the State; providing that all proceeds accrued to the general revenue fund of the State to pay off deficits, and declaring an emergency.

#### SECOND READING

The following bills were read for the second time, and ordered referred to the Committees indicated:

ENGROSSED HOUSE BILL NO. 293—By FRAZIER—Senator Stewart asked unanimous consent, which was granted, to have House Bill No. 293 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 456—By CARLETON and SCHWOERKE—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 329—By FRAZIER of the House, and STEWART of the Senate—Senator Stewart asked unanimous consent, which was granted, to have House Bill No. 329 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 452—By FISH AND GAME COMMITTEE—Senator Fischl asked unanimous consent, which was granted, to have House Bill No. 452 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 525—By REED—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 261—By MYERS—Senator Ivester asked unanimous consent to have House Bill No. 261 placed upon the Calendar, without reference to a Committee, which was the order.

Senator Nance requested that the Committee on Banks and Banking be instructed to permit public hearings on Engrossed House



Bill No. 261, the bill to retain its place on the Calendar, which was the order.

ENGROSSED HOUSE BILL NO. 449—By STOKES—Senator Fischl asked unanimous consent, which was granted, to have House Bill No. 449 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 459—By FRAYER and HOYT of the House, and SOWARDS of the Senate—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 244—By STANDRIDGE and HUNT of Pittsburg—Referred to Committee on Old Age Pensions.

ENGROSSED HOUSE BILL NO. 346—By O'DELL, LONG, ALLEN, PETERSON, WOOTEN, ELLIS, CAREY, KIKER, HUNT of Osage, BARNETT, DOGETT and BREWSTER—Referred to Committee on Public Service Corporations.

ENGROSSED HOUSE BILL NO. 491—By GIBBONS—Referred to Committee on Appropriations.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 154—By HUEY of the House, and GEORGE of the Senate,

An Act amending Section 5440, of the Oklahoma Statutes for 1931, relating to the revolving fund of the University of Oklahoma; creating a contingent fund for the State University of Oklahoma; providing for the expenditure of such fund, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 154.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 195—By HUSER,

An Act authorizing the county clerks to verify, free of charge, signatures to any forms required by law to be filed with the State or the United States or their agencies, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 399—By CORSON of the House, and BURNS of the Senate,

An Act waiving immunity of the State of Oklahoma to be sued and authorizing J. F. Jack and his wife, Mrs. Iris Jack and J. F. Jack and Mrs. Iris Jack as next of kin to Jeff Jack and Bernice Jack, deceased, or J. F. Jack as administrator of the estate of Jeff Jack and Bernice Jack, deceased, and J. T. Easum and Mrs. J. T. Easum and Clifford Easum and Mable Easum to commence and carry on a civil action or civil actions against the State of Oklahoma to recover damages claimed by said persons to have been occasioned and brought about by the negligence of the officers, agents, servants, and employees of the State Highway Department of the State of Oklahoma; in failing to maintain State Highway No. 14, at a point about one mile north of Snyder, Oklahoma, in a reasonably safe condition of repair and by permitting a large tree to remain in and obstruct a portion of such Highway No. 14 at said point, on the night of June 27, 1930, and that as a direct and approximate result of such negligence, J. F. Jack's automobile was destroyed, and Mrs. Iris Jack was seriously and permanently injured and Bernice and Jeff Jack were seriously and mortally injured from which injuries they thereafter died, and that J. T. Easum received serious and permanent injuries and Mrs. J. T. Easum received serious and permanent injuries and Mable Easum received serious and permanent injuries, Clifford Easum received serious and permanent injuries as a result of said accident, etc., and declaring an emergency.

ENGROSSED HOUSE BILL NO. 489—By JOHNSON of the House, and BUSHYHEAD of the Senate,

An Act authorizing the construction and equipment of an auditorium and recreational center, and administrative building on the reservation of the Oklahoma Military Academy of the State of Oklahoma; providing for the issuance and payment of Oklahoma Military Academy Building Bonds; providing for a revolving fund to be known as the Oklahoma Military Academy Sinking Fund; providing the manner of expending the proceeds of the bonds; providing for the management of the building; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, etc., 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bills 195, 399 and 489.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 264—By MUNSON, HUEY, ROBERTS and SULLIVAN,

An Act regulating the practice of professional engineering; providing for the registration of professional engineers; fixing fees and penalties, repealing conflicting laws, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 276—By WHITAKER of the House, and GARVIN of the Senate,

An Act appropriating and authorizing the payment of the sum of \$1,253.54, in payment of claim for injuries received by G. W. Lewis under the Workman's Compensation Act.

ENGROSSED HOUSE BILL NO. 286—By STANDRIDGE,

An Act authorizing S. B. Callahan to institute and prosecute an action against the State of Oklahoma for the use and benefit of himself and family for the alleged wrongful destruction of his automobile.

ENGROSSED HOUSE BILL NO. 324—By JOHNSTON,

An Act amending Section 9123, Oklahoma Statutes, 1931, relating to the bonding of officers and employees of state banks, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 406—By COMMITTEE ON APPROPRIATIONS,

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State educational, eleemosynary and penal institutions, and from the revolving funds and hospital funds of certain institutions; providing for the appropriation and distribution of the new college funds in accordance with Section 6526, Oklahoma Statutes, 1931, to the institutions entitled to same, and provid-



ing for the appropriation and distribution of Section 13 funds; as provided in Section 5464, Oklahoma Statutes, 1931, to the institutions entitled to the same and appropriating the public building fund to certain institutions herein specified,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bills Nos. 264, 276, 286, 324 and 406.

Upon motion of Senator Nichols, five hundred copies of Engrossed House Bill No. 406 were ordered printed.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 323—By REED,

An Act authorizing the State Game and Fish Commission to declare open season on certain game and to fix the time and conditions thereof in any counties or parts of counties of this State; and to require a special license or permit to hunt during such season, and to fix the amount thereof; and to prescribe any rules and regulations regarding the conduct and policing of such season and areas during such season; repealing all conflicting laws, etc., and declaring an emergency.

ENGROSSED HOUSE BILL NO. 373—By MARTIN of the House, and RORSCHACH of the Senate,

An Act amending Section 9038, Compiled Oklahoma Statutes, 1931, relating to the herding of domestic animals, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 413—By EBY and EASON,

An Act to regulate the business of buying, selling and otherwise dealing in used pipe line, oil, gas and other mineral equipment; defining dealers, peddlers, truckmen and brokers engaged in said business; providing for the licensing of such dealers, peddlers, truckmen and brokers; providing for the making, keeping and filing of reports covering purchases and sales of such used equipment; and providing penalties for the violation of this Act 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bills Nos. 323, 373 and 413.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 343—By KEYES, CARLETON, GIBBONS and ELLIS,

An Act creating and establishing a county school district in Oklahoma County, Oklahoma, embracing all the territory in said county except that territory embraced by the Oklahoma City School District; creating the office of county school supervisor of said county, prescribing his qualifications and duties; providing for his election, fixing his term of office and the time when he shall begin his duties, and providing for the election or appointment of his successor; providing for the number of assistants that shall be employed in the county school supervisor's office; fixing the salary of the county school supervisor and his assistants; fixing the place where the county school supervisor and his assistants shall maintain his office; providing for the levying of taxes upon the real and personal property in said district for the maintenance of the county school supervisor's office, and the payment of the salaries of the county school supervisor and his assistants; providing for the levying of taxes for the maintenance of the separate white and negro schools located in said district; making the county treasurer of said county the collector and custodian of the tax funds of said district; providing for the manner in which claims against said district shall be filed, allowed, and the funds disbursed; abolishing the office of superintendent of public instruction of said county, and directing that official to surrender on July 1, 1937, to the county school supervisor all the records, files and effects appertaining to that office, and repealing all laws and parts of laws, and all acts and parts of acts in conflict herewith.

ENGROSSED HOUSE BILL NO. 486—By WILLIAMS,

An Act providing for the disposition of cash surplus funds of counties arising from accounts set up for prior fiscal years, and which funds have lost their identity, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 343 and 468.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 289 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 289 and ordered it transmitted to the Honorable House for consideration.

President Pro Tempore Briggs presiding.

#### GENERAL ORDER

SENATE BILL NO. 346, by Committees on Oil and Gas, of the Senate and House, was read at length.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 346, line 10, page 3, by adding after the word, "office," the following: "Provided, however, he shall not work in excess of one hundred days in any one year."

IVESTER.

Senator Logan asked unanimous consent, to which Senator Nance objected, to amend the Ivester amendment, by striking the word, "work," and insert the words, "be compensated".

Upon motion of Senator Nance, the Ivester amendment was tabled.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend Senate Bill No. 346, line 15, page 3, by adding after the word, "him," and before the word, "and," the following: "Providing, however, there shall not be expended for extra help more than the sum of \$3,000.00 for any one year."

IVESTER.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend Senate Bill No. 346, line 6, page 4, by adding after the word, "duties," and before the word, "which," the following: "however, the expense shall not exceed the sum of \$4.00 per day for any day, exclusive of traveling."

IVESTER.



Upon motion of Senator Nance, Senate Bill No. 346 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 346 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 346 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Hill,	Nance,	Taylor,
Briggs,	Curnutt,	Howsley,	Nichols,	Timmons,
Burns,	Duffy,	Johnston,	Paul,	Whitaker,
Bushyhead,	Fidler,	Jones,	Pugh,	Willis,
Carlile,	Fischl,	King,	Rinehart,	Wright.
Carmack,	Garvin,	Logan,	Ritzhaupt,	
Chamberlin,	George,	Lowrance,	Spencer,	Total, 33.

#### NAY:

Ivester,	Wilbanks.	Total, 2.
----------	-----------	-----------

#### NOT VOTING:

Broadus,	MacDonald,	Rorschach,	Stewart,	Waldrep.
Hutchinson,	Ray,	Sowards,	Thomas,	Total, 9.

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:

#### AYE:

Albright,	Commons,	Hill,	Nance,	Taylor,
Briggs,	Curnutt,	Howsley,	Nichols,	Timmons,
Burns,	Duffy,	Johnston,	Paul,	Whitaker,
Bushyhead,	Fidler,	Jones,	Pugh,	Willis,
Carlile,	Fischl,	King,	Rinehart,	Wright.
Carmack,	Garvin,	Logan,	Ritzhaupt,	
Chamberlin,	George,	Lowrance,	Spencer,	Total, 33.

#### NAY:

Ivester,	Wilbanks.	Total, 2.
----------	-----------	-----------

#### NOT VOTING:

Broadus,	MacDonald,	Rorschach,	Stewart,	Waldrep.
Hutchinson,	Ray,	Sowards,	Thomas,	Total, 9.

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. 346 was ordered referred for engrossment.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet under the rules, which motion prevailed.

### GENERAL ORDER

SENATE BILL NO. 357, by Fidler and Nichols was considered.

Section 1 was read.

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

Mr. President: I move to amend Senate Bill No. 357, line 3, page 1, by striking the figures, "\$15,000.00," and inserting the figures, "\$1,000.00."

IVESTER.

Upon motion of Senator Nichols, Section 1 was adopted.

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

Upon motion of Senator Fidler, Senate Bill No. 357 was advanced to engrossment and third reading.

By unanimous consent, the following were added as joint authors of Senate Bill No. 357: Senators Briggs, Carlile, Carmack, Curnutt, Fischl, Hill, Howsley, Johnston, Jones, King, Lowrance, Nance, Rinehart, Taylor, Wilbanks and Wright.

Upon motion of Senator Fidler, the rules of the Senate were suspended and Senate Bill No. 357 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 357 was read for the third time at length.

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

#### AYE:

Albright,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Briggs,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Commons,	Johnston,	Paul,	Taylor,	
Curnutt,	Jones,	Ray,	Timmons,	
Fidler,	King,	Rinehart,	Whitaker,	Total, 31.

## NAY:

Bushyhead,	Duffy,	Pugh,
Chamberlin,	Ivester,	Total, 5.

## NOT VOTING:

Eroaddus,	Garvin,	MacDonald,	Thomas,	
Burns,	Hutchinson,	Stewart,	Waldrep,	Total, 8.

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:

## AYE:

Albright,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Briggs,	George,	Lcwrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Commons,	Johnston,	Paul,	Taylor,	
Curnutt,	Jones,	Ray,	Timmons,	
Fidler,	King,	Rinehart,	Whitaker,	Total, 31.

## NAY:

Bushyhead,	Duffy,	Pugh,
Chamberlin,	Ivester,	Total, 5.

## NOT VOTING:

Eroaddus,	Garvin,	MacDonald,	Thomas,	
Burns,	Hutchinson,	Stewart,	Waldrep,	Total, 8.

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. 357 was ordered referred for engrossment.

Senator Pugh sent up the following explanation of his vote:

Mr. President: I vote "No," on Senate Bill No. 357, because information has been brought out on the floor of the Senate that the Administration says that \$7,500.00 is sufficient, instead of \$15,000.00, as carried by the bill.

PUGH.

Senator Ivester served notice that he would on some future legislative day move to reconsider the vote by which Senate Bill No. 357 was passed.

The President Pro Tempore, in ruling of the Ivester notice, said the rules of the Senate do not provide for such procedure.



Senator Logan moved that the Senate Auditor be instructed to purchase for each member of the Senate Fifteen (\$15.00) Dollars worth of postage.

Senator Ivester moved to table the Logan motion, which motion failed of adoption.

The vote occurring on the Logan motion, it was declared adopted.

MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 171—By TRAW and TWIDWELL of the House, and NICHOLS of the Senate,

An Act amending Section 12315, Oklahoma Statutes, 1931, providing that warrants of school districts may be issued during the protest period for transportation of children and for compensation of drivers of school buses, and declaring an emergency.

ENROLLED HOUSE BILL NO. 206—By KERR and DEATON,

An Act authorizing the construction and equipment of dormitories on the campus of the East Central State Teachers' College of the State of Oklahoma; providing for the issuance and payment of East Central State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 171 and 206 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

## GENERAL ORDER

HOUSE BILL NO. 482, by Singleton of the House, and Nichols of the Senate, was considered.

Section 1 was read and adopted, upon motion of Senator Nichols.

Upon motion of Senator Nichols, House Bill No. 482 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 482 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 482 was read for the third time at length.

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

## AYE:

Albright,	Chamberlin,	Johnston,	Nichols,	Wilbanks,
Briggs,	Commons,	Jones,	Rinehart,	Willis.
Broaddus,	Duffy,	King,	Rorschach,	
Burns,	Fischl,	Logan,	Spencer,	
Bushyhead,	George,	Lowrance,	Taylor,	
Carlile,	Hill,	MacDonald,	Thomas,	
Carmack,	Howsley,	Nance,	Timmons,	Total, 30.

## NAY:

Ivester,	Paul,	Pugh,	Whitaker.	Total, 4.
----------	-------	-------	-----------	-----------

## NOT VOTING:

Curnutt,	Hutchinson,	Sowards,	Wright.
Fidler,	Ray,	Stewart,	
Garvin,	Ritzhaupt,	Waldrep,	Total, 10.

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:

## AYE:

Albright,	Chamberlin,	Johnston,	Nichols,	Wilbanks,
Briggs,	Commons,	Jones,	Rinehart,	Willis.
Broaddus,	Duffy,	King,	Rorschach,	
Burns,	Fischl,	Logan,	Spencer,	
Bushyhead,	George,	Lowrance,	Taylor,	
Carlile,	Hill,	MacDonald,	Thomas,	
Carmack,	Howsley,	Nance,	Timmons,	Total, 30.

**NAY:**

Ivester,	Paul,	Pugh,	Whitaker.	Total, 4.
----------	-------	-------	-----------	-----------

**NOT VOTING:**

Curnutt,	Hutchinson,	Sowards,	Wright.
Fidler,	Ray,	Stewart,	
Garvin,	Ritzhaupt,	Waldrep,	Total, 10.

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. 482, and ordered the same returned to the Honorable House.

Senator Pugh sent up the following explanation of his vote:

Mr. President: I vote "No," on House Bill No. 482, for the reason that, before the appropriation was made by the 1933 legislature, both the budget officer and the unofficial budget committee OK'd the appropriation for the amount appropriated and I know of no emergency which has arisen that would justify this deficiency.

PUGH.

**MESSAGE**

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

JAMES W. McMAHAN, Okemah, Oklahoma,

as a Member of the State Game and Fish Commission, for a term of six (6) years, to become effective June 25, 1935.

Done, at Oklahoma City, Oklahoma, this 29th day of March, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

Upon motion of Senator Nance, the Senate resolved itself into executive session, for the purpose of considering matters of confidential nature.

\* \* \* \*

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcement:



The Senate, in executive session, and upon the motion of Senator Wilbanks, seconded by Senator Logan, advised and consented to the confirmation of the executive nomination of JAMES W. McMAHAN, of Okemah, as a Member of the State Game and Fish Commission, for a term of six (6) years, to become effective June 25, 1935.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

SIXTIETH LEGISLATIVE DAY

TUESDAY, APRIL 2, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call the following members were present:

PRESENT:

Albright,	Duffy,	Jones,	Ray,	Timmons,
Briggs,	Fidler,	King,	Rinehart,	Waldrep,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	George,	MacDonald,	Sowards,	Willis,
Carlile,	Hill,	Nance,	Spencer,	Wright.
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 42.

EXCUSED:

Curnutt, Hutchinson. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

GENERAL ORDER

Upon motion of Senator Timmons, HOUSE BILL NO. 485, by Chambers, was considered.

Sections 1, 2, 3 and 4 were read and adopted, upon motions of Senator Timmons.

Upon motion of Senator Timmons, House Bill No. 485 was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended, and House Bill No. 485 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 485 was read for the third time at length.

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

AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Rinehart,	Timmons,
Broaddus,	Fischl,	King,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Logan,	Rorschach,	Willis,
Carmack,	George,	Lowrance,	Spencer,	Wright.
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Taylor,	Total, 33.

EXCUSED:

Curnutt,	Hutchinson.	Total, 2.
----------	-------------	-----------

NOT VOTING:

Bushyhead,	Ivester,	Paul,	Sowards,	Wilbanks.
Carlile,	MacDonald,	Ray,	Waldrep,	Total, 9.

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:

AYE:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Rinehart,	Timmons,
Broaddus,	Fischl,	King,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Logan,	Rorschach,	Willis,
Carmack,	George,	Lowrance,	Spencer,	Wright.
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Taylor,	Total, 33.

EXCUSED:

Curnutt,	Hutchinson.	Total, 2.
----------	-------------	-----------

NOT VOTING:

Bushyhead,	Ivester,	Paul,	Sowards,	Wilbanks.
Carlile,	MacDonald,	Ray,	Waldrep,	Total, 9.

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. 485, and ordered the same returned to the Honorable House.

### GENERAL ORDER

Upon the request of Senator Broaddus, HOUSE BILL NO. 360, by Phillips of Okfuskee, of the House, and Broaddus et al., of the Senate, was considered.



Section 1 was read.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend House Bill No. 360, lines 2 and 3, page 2, by striking the word "intentional," and inserting the words "caused by gross negligence."

FISCHL.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend the Fischl amendment to House Bill No. 360, by striking the word "gross".

COMMONS.

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

Upon motion of Senator Broaddus, section 1, as amended, was adopted.

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

Upon motion of Senator Broaddus, Section 3 was ordered stricken.

Senator Broaddus moved that House Bill No. 360 be advanced to engrossment and third reading.

Senator MacDonald, as a substitute, moved that further consideration of House Bill No. 360 be indefinitely postponed, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Briggs,	Johnston,	Paul,	Wilbanks,
Commons,	King,	Rinehart,	Wright.
Hill,	MacDonald,	Spencer,	
Howsley,	Nance,	Thomas,	Total, 14.

NAY:

Broaddus,	Duffy,	Jones,	Rorschach,	
Burns,	Fischl,	Logan,	Taylor,	
Carlile,	Garvin,	Nichols,	Timmons,	
Carmack,	George,	Pugh,	Whitaker,	
Chamberlin,	Ivester,	Ritzhaupt,	Willis.	Total, 20.

EXCUSED:

Curnutt,	Hutchinson.	Total, 2.
----------	-------------	-----------

NOT VOTING:

Albright,	Fidler,	Ray,	Stewart,	
Bushyhead,	Lowrance,	Sowards,	Waldrep.	Total, 8.

The vote occurring on the Broadus motion, it was declared adopted.

Referring to the Briggs motion, that the vote be reconsidered by which the adverse Committee Report on HOUSE BILL NO. 29 was adopted:

Senator Commons moved that further consideration of House Bill No. 29 be indefinitely postponed.

Senator MacDonald, in lieu of all pending motions, moved that the Briggs motion be tabled, which motion prevailed.

By unanimous consent, 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 Appropriations to whom was referred Senate Bill No. 293 by Chamberlin, entitled:

An Act amending Section 5 of Senate Bill 1 of the Fifteenth Legislature, approved by the Governor on March 9, 1935, relating to the manner of the distribution of the funds appropriated by said Act, etc,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 353 by George, entitled:

An Act authorizing the State Board of Public Affairs to purchase additional lands adjacent to the Central State Hospital, Norman, 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 with the recommendation that it do pass.

JONES, Vice Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 365 by MacDonald, entitled:

An Act authorizing the construction and equipment of dormitories on the campus of the Southeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Southeastern State Teachers' College Dormitory Bonds, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Vice Chairman.

Mr. President: We, your Committee on Commerce and Labor to whom was referred Committee Substitute for Senate Bills Nos. 227 and 196 by Logan, entitled:

An Act amending Sections 13354, 13356, 13363, 13364 and 13395, Oklahoma Statutes 1931, and Sections 13365, 13367 and 13372 Oklahoma Statutes 1931, as amended by Chapter 29 of the Oklahoma Session Laws 1933, and Section 3 of said Chapter 29 of the Oklahoma Session Laws, 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.

RINEHART, Chairman.

Upon motion of Senator Rinehart, the adverse Committee Report on Committee Substitute for Senate Bills Nos. 196 and 227 was adopted.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 262, 346 and 357, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 262, 346 and 357, and ordered each transmitted to the Honorable House, for consideration.

#### FIRST READING

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

SENATE BILL NO. 375—By TIMMONS of the Senate, and CHAMBERS, KIRKPATRICK, MOFFETT, O'BRIEN, EBY, MONTGOMERY and POE of the House—An Act amending Sections 1, 8 and 12 of Chapter 51 of the Session Laws of Oklahoma 1923 as amended by Chapter 183 of the Session Laws of Oklahoma, 1925, and amending Section 3 of Chapter 51 of the Session Laws of Oklahoma, 1923, relating to the Court of Common Pleas, its powers, jurisdiction, its officers and their qualifications and salaries; the transfer of causes; repealing Section 9 of Chapter 51 of the Session Laws of Oklahoma 1923, and declaring an emergency.

SENATE BILL NO. 376—By GEORGE—An Act providing that the State of Oklahoma may enter into a compact or compacts with any of the States of the United States for mutual helpfulness in relation to persons convicted of crime or offenses or who are or may be at large on probation or parole; and providing that the State of Okla-



homa may enter into a compact or compacts with any of the States of the United States that will provide for co-operative effort and mutual assistance amongst them in the prevention of crime and in the enforcement of their respective penal laws and policies and to establish such agencies, joint or otherwise, as said States may deem desirable for making effective such agreements and compacts, and declaring an emergency.

SENATE BILL NO. 377—By THOMAS, BURNS, WILLIS, SOWARDS and PUGH—An Act authorizing the governing Board of each incorporated City and Town of the State to employ and fix the compensation of such meter inspectors as are needed to check and read monthly all gas, water, electric and/or other meters of public utilities therein and which are not operated by said City or Town; to require said public utilities to base their monthly bills on the reading of said meters by said inspectors; providing that the compensation and expense of said inspectors shall be paid from the general fund of the city, etc., and declaring an emergency.

SENATE BILL NO. 378—By COMMITTEE ON APPROPRIATIONS—A Bill making appropriation to pay certain unpaid claims contracted by the State Board of Public Affairs, during the early part of the fiscal year ending June 30, 1935, for material which was used in the Capitol Building, and declaring an emergency.

SENATE BILL NO. 379—By WRIGHT—An Act making it unlawful to sell gasoline in trucks in quantities less than twenty-five gallons; providing a penalty, and declaring an emergency.

SENATE BILL NO. 380—By WRIGHT—A Bill to be entitled an Act making supplemental appropriation for the West Oklahoma Home at Helena, Oklahoma, and declaring an emergency.

SENATE BILL NO. 381—By BURNS—An Act amending Section No. 6132, Oklahoma Statutes of 1931, relating to restrictions of limits of any incorporated city or town upon petition and notice by publication and providing a remedy by action at law or in equity in the name of the State on relation of any resident taxpayer, and declaring an emergency.

SENATE BILL NO. 382—By FISCHL—An Act amending Section 5934, Oklahoma Statutes, 1931, relating to the issuance of funding bonds, providing that the court may order the sale of funding bonds to the best bidder, setting out the manner of advertising, selling and return of sale of such bonds, providing for payment of proceeds of sale to the treasurer of the municipality, making the misappropriation of such funds a felony, providing a penalty for violation thereof, and providing further that creditors agreeing to the refunding agree to accept payment of their indebtedness with accrued interest, and declaring an emergency.

SENATE BILL NO. 383—By WALDREP—An Act declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and or projects to

provide dwelling accommodations for persons of low income; providing for the creation of such housing authorities; defining the powers and duties of housing authorities and providing for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor, conferring remedies on obligees of housing authorities; providing that the bonds of the authority shall be legal investments; providing that housing authorities, their property and securities shall be tax exempt.

## SECOND READING

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

SENATE BILL NO. 366—By ALBRIGHT—Senator Albright asked unanimous consent, which was granted, to have Senate Bill No. 366 placed upon the Calendar, without reference to a committee.

SENATE BILL NO. 367—By CARMACK—Senator Carmack asked unanimous consent, which was granted, to have Senate Bill No. 367 placed upon the Calendar, without reference to a committee.

SENATE BILL NO. 368—By FIDLER and RINEHART—Senator Rinehart asked unanimous consent, which was granted, to have Senate Bill No. 368 placed upon the Calendar without reference to a committee.

SENATE BILL NO. 369—By FIDLER and RORSCHACH—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART—Senator Stewart asked unanimous consent, which was granted, to have Senate Bill No. 370 placed upon the Calendar, without reference to a committee.

SENATE BILL NO. 371—By NANCE and COMMONS—Senator Nance asked unanimous consent, which was granted, to have Senate Bill No. 371 placed upon the Calendar, without reference to a committee.

SENATE BILL NO. 372—By SOWARDS—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 373—By BROADDUS—Senator Broaddus asked unanimous consent, which was granted, to have Senate Bill No. 373 placed upon the Calendar, without reference to a committee.

SENATE BILL NO. 374—By THOMAS, WILLIS, BURNS, SOWARDS and KING—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 195—By HUSER—Senator Hutchinson asked unanimous consent, which was granted to have House

Bill No. 195 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 399—By CORSON of the House, and BURNS of the Senate—Senator Burns asked unanimous consent, which was granted, to have House Bill No. 399 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 489—By JOHNSTON of the House, and BUSHYHEAD of the Senate—Senator Nance asked unanimous consent, which was granted, to have House Bill No. 489 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 323—By REED—Senator Fischl asked unanimous consent, which was granted, to have House Bill No. 323 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 373—By MARTIN of the House, and RORSCHACH of the Senate—Senator Rorschach asked unanimous consent, which was granted, to have House Bill No. 373 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 413—By EBY and EASON—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 264—By MUNSON, HUEY, ROBERTS and SULLIVAN—Referred to Committee on Roads and Highways.

ENGROSSED HOUSE BILL NO. 276—By WHITAKER of the House, and GARVIN of the Senate—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 286—By STANDRIDGE—Senator Stewart asked unanimous consent, which was granted, to have House Bill No. 286 placed upon the Calendar, without reference to a committee.

ENGROSSED HOUSE BILL NO. 324—By JOHNSTON—Referred to Committee on Banks and Banking.

ENGROSSED HOUSE BILL NO. 406—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 154—By HUEY of the House, and GEORGE of the Senate—Senator George asked unanimous consent, to which objection was voiced, to have HOUSE BILL NO. 154 placed upon the Calendar, without reference to a committee.

Upon motion of Senator Nance, House Bill No. 154 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 343—By KEYES, CARLETON, GIBBONS and ELLIS—Referred to Committee on Education.



ENGROSSED HOUSE BILL NO. 468—By WILLIAMS—Referred to Committee on State and County Affairs.

Senator Nance moved that the Senate resolve itself into a Committee of the Whole for the purpose of considering bills on the Calendar, which motion prevailed.

#### COMMITTEE OF THE WHOLE

The following proceedings were had by the Senate, sitting as a Committee of the Whole:

President Pro Tempore Briggs presiding.

#### GENERAL ORDER

SENATE BILL NO. 179, by George, was considered.

Senator George moved that, when the Committee of the Whole arises, it report "Senate Bill No. 179 Do Pass," which motion prevailed.

Senator Ritzhaupt moved that SENATE BILL NO. 285, by Ritzhaupt, be withdrawn from the Committee on Public Health and Welfare.

The chair ruled the Ritzhaupt motion out of order, for the reason the Senate had resolved itself into the Committee of the Whole for the purpose of considering bills under general order.

#### SPECIAL ORDER

HOUSE BILL NO. 192 was considered further.

The Fischl amendment submitted previously to line 4, page 13, was reread.

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

Mr. President: I move to amend House Bill No. 192, line 4, page 13, by striking the words and figures, "six percentum (6%)," and inserting the words and figures, "seven percentum (7%)."

PAUL.

Senator George attempted to submit an amendment, which was ruled out of order, upon a point of order raised by Senator Logan, who stated it not germane to the amendment to line 4, page 13.

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

## AYE:

Albright,	Chamberlin,	Hill,	Nichols,	Stewart,
Briggs,	Commons,	Howsley,	Rinehart,	Thomas,
Broaddus,	Duffy,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fidler,	Jones,	Rorschach,	Willis.
Carlile,	Fischl,	King,	Sowards,	
Carmack,	George,	Logan,	Spencer,	Total, 28.

## NAY:

Ivester,	MacDonald,	Paul,	Whitaker
Lowrance,	Nance,	Taylor,	Total, 7.

## EXCUSED:

Curnutt,	Hutchinson.	Total, 2.
----------	-------------	-----------

## NOT VOTING:

Bushyhead,	Pugh,	Waldrep,	Wright.
Garvin,	Ray,	Wilbanks,	Total, 7.

Senator Curnutt asked to be recorded "present," which was the order.

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

## AYE:

Albright,	Duffy,	Jones,	Paul,	Waldrep,
Briggs,	Garvin,	King,	Rinehart,	Whitaker,
Bushyhead,	Howsley,	Lowrance,	Ritzhaupt,	Wright.
Chamberlin,	Ivester,	Nance,	Rorschach,	
Commons,	Johnston,	Nichols,	Taylor,	Total, 23.

## NAY:

Broaddus,	Curnutt,	Hill,	Stewart,	Willis.
Burns,	Fidler,	Logan,	Thomas,	
Carlile,	Fischl,	Sowards,	Timmons,	
Carmack,	George,	Spencer,	Wilbanks,	Total, 17.

## EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

## NOT VOTING:

MacDonald,	Pugh,	Ray.	Total, 3.
------------	-------	------	-----------

Upon motion of Senator Chamberlin, the Logan amendment, submitted on the previous legislative day, was tabled.

Senator Commons submitted the following amendment:

Mr. President: I move to amend House Bill No. 192, line 2, page 13, by adding after the word, "corporations," and before the word,

"the," the following: "And insurance and casualty companies or insurance and/or casualty corporations excepted."

COMMONS.

Senator Paul moved that the Committee on Revenue and Taxation be instructed to prepare and submit proper amendments to House Bill No. 192 to include insurance companies, which motion prevailed.

Senator Johnston moved that when the Senate adjourns today, it adjourn to meet at 11:00 a. m., tomorrow.

Senator Commons, as a substitute, moved that, when the Senate adjourns today, it adjourn to meet under the rules, which motion prevailed.

Senator Nance raised a point of order against the Commons and Johnston motions, stating that such motions improper while the Senate was sitting as a Committee of the Whole, which was sustained.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Jones:

Mr. President: I move to amend House Bill No. 192, line 6, page 13, by adding after the word and figure "Section 11 (a)," the following: "Provided, however, this shall not apply to new corporate enterprises coming into this State for a period of two (2) years."

IVESTER.

Senators George and Fischl submitted the following amendment:

Mr. President: We move to amend House Bill No. 192 as follows:

By striking Subdivisions Section 6, and before the word and substituting therefor the following:

SECTION 6. (a). A tax is hereby levied upon every person, as defined in Section 4 (b), which tax shall be collected and paid, for each taxable year, upon, and with respect to, the entire net income of such person, which is derived from all property owned and/or business transacted within, or allocable to, this State. Every resident individual shall likewise be subject to the tax hereby levied upon the entire net income of such individual, derived from wages, salaries, commissions, professional or occupational earnings or other compensation received for personal services.

(b). In the case of an individual, the tax herein levied shall be imposed, collected and paid at the following rates:

Line 15, page 11, by striking the word and figure, "Two (2%)," and inserting the word and figure, "One (1%)," and, in the same line, by striking the figures, "\$1,000.00," and inserting the figures, "\$2,000.00";

Line 18, page 11, by striking the word and figure, "Three (3%),"



and inserting the word and figure, "Two (2%)," and, in the same line, by striking the figures, "\$1,000.00," and inserting the figures, "\$2,000.00";

Line 2, page 12, by striking the word and figure, "Four (4%)," and inserting the word and figure, "Three (3%)";

Line 4, page 12, by striking the word and figure, "Five (5%)," and inserting the word and figure, "Four (4%)";

Line 6, page 12, by striking the word and figure, "Six (6%)," and inserting the word and figure, "Five (5%)";

Line 8, page 12, by striking the word and figure, "Seven (7%)," and inserting the word and figure, "Six (6%)";

Line 10, page 12, by striking the word and figure, "Eight (8%)," and inserting the word and figure, "Seven (7%)";

Line 12, page 12, by striking the word and figure, "Nine (9%)," and inserting the word and figure, "Eight (8%)";

Line 14, page 12, by striking the word and figure, "Ten (10%)," and inserting the word and figure, "Nine (9%)";

Line 16, page 12, by striking the word and figure, "Eleven (11%)" and inserting the word and figure, "Ten (10%)";

Line 18, page 12, by striking the word and figures, "Twelve (12%)," and inserting the word and figures, "Eleven (11%)"; and

Line 4, page 13, by striking the word and figure, "Six (6%)," and inserting the word and figure "Five (5%)."

#### GEORGE and FISCHL.

Senator Chamberlin raised a point of order against the George-Fischl amendment relative to the corporation tax, stating such tax had previously been considered by the Senate, which point was sustained.

Senator George asked unanimous consent, which was granted, to amend his amendment as to line 4, page 13, by striking the words and figure "five percent (5%)," and inserting the words and figures "five and one-half percent (5½%)".

Upon motion of Senator Commons, the George-Fischl amendment as amended was tabled, the roll call thereon being as follows:

#### A YE:

Albright,	Duffy,	Jones,	Paul,	Wright.
Briggs,	Garvin,	King,	Pugh,	
Bushyhead,	Hill,	Lowrance,	Rinehart,	
Carlile,	Howsley,	MacDonald,	Rorschach,	
Chamberlin,	Ivester,	Nance,	Sowards,	
Commons,	Johnston,	Nichols,	Wilbanks,	Total, 25.

## NAY:

Broaddus,	Fidler,	Ray,	Timmons,
Burns,	Fischl,	Spencer,	Whitaker,
Carmack,	George,	Stewart,	Willis.
Curnutt,	Logan,	Thomas,	Total, 15.

## EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

## NOT VOTING:

Ritzhaupt,	Taylor,	Waldrep.	Total, 3.
------------	---------	----------	-----------

Upon motion of Senator Commons, Section 6 was declared adopted, subject to amendments to be submitted by the Committee on Revenue and Taxation to which the insurance feature was referred.

Section 7 was read and adopted, upon motion of Senator Commons.

Section 8 was read.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend House Bill No. 192, line 3½, page 16, by adding the following: "(8). All monies received by all farmers in the State of Oklahoma from the United States under the Agricultural Adjustment Act, or from any processing tax levied by the United States thereunder."

## FISCHL.

Senator Commons moved to table the Fischl amendment, which motion failed of adoption, the roll call thereon being as follows:

## AYE:

Briggs,	Commons,	Jones,	Nichols,	
Burns,	Duffy,	King,	Whitaker,	
Bushyhead,	Garvin,	Nance,	Willis.	Total, 12.

## NAY:

Albright,	Fidler,	Johnston,	Rinehart,	Wilbanks.
Broaddus,	Fischl,	Logan,	Rorschach,	
Carlile,	George,	Lowrance,	Sowards,	
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Paul,	Stewart,	
Curnutt,	Ivester,	Pugh,	Taylor,	Total, 25.

## EXCUSED:

Hutchinson.	Total, 1.
-------------	-----------

## NOT VOTING:

Ray,	Thomas,	Waldrep,	
Ritzhaupt,	Timmons,	Wright.	Total, 6.

The vote occurring on the Fischl amendment, it was declared adopted.

Upon motion of Senator Commons, Section 8, as amended, was declared adopted.

Section 9 was read.

Senators Commons, George and Timmons submitted the following amendment:

Mr. President: We move to amend House Bill No. 192, line 16, page 28, by striking after the letter "(g)," all the remainder of line 16 and lines 17 and 18, and lines 1 to 18, inclusive, page 29, lines 1 to 18, inclusive, page 30, and lines 1 to 10, inclusive, page 31, and substituting therefor the following:

"A reasonable allowance for depreciation, to cover the exhaustion, wear and tear of property, the income from which is required to be included in gross income under this Act, when such property is used in trade or business, and including a reasonable allowance for obsolescence; and an allowance, according to the peculiar conditions in each case; in the case of mines, oil or gas wells, other mineral or natural deposits and timber, situated within the State, to cover the depletion caused by the removal from the natural state of such products, together with the depreciation of improvements used in connection with such operations; such allowance in all cases to be made under rules and regulations to be prescribed by the Commission, and to be based upon cost of the particular property, including the cost of development not otherwise deducted; provided, that in the case of properties acquired prior to January 1, 1931, no more than an amount representing the difference between the original cost of such properties and the depletion on such cost sustained up to that date, shall be the basis for computing depletion to be allowed during subsequent taxable years, under this Act; and provided further that, in the case of income derived from oil land/or gas wells, any such taxpayer may at his option deduct as an allowance for depletion, in lieu of the calculation of depletion as otherwise provided herein, twenty percentum of the gross income from such property during the taxable year, excluding from such gross income an amount equal to any rents and royalties paid or incurred by the taxpayer in respect of the property. Such allowance shall not exceed 50 percentum of the net income of the taxpayer (computed without allowance for depletion) from the property; and provided further that, in the case of income derived from coal and metal mines and sulphur mines or deposits, any such taxpayer may at his option deduct as an allowance for depletion in lieu of the calculation of depletion as otherwise provided for herein, the following percentum: In the case of coal mines, five percentum (5%), in the case of metal mines, fifteen (15%), and in the case of sulphur mines or deposits twenty percentum (20%) of the gross income from the property during the taxable year, excluding from such gross income an amount equal to any rents or royalties paid or incurred by the taxpayer in respect of the property. Such allowance shall not exceed fifty percentum (50%) of the net in-



come of the taxpayer (computed without allowance for depletion) from the property."

COMMONS,  
GEORGE and  
TIMMONS.

Upon motion of Senator Nichols, the previous question was ordered.

The vote occurring on the Commons-George-Timmons amendment, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Commons,	Hill,	Pugh,	Timmons,
Briggs,	Curnutt,	Howsley,	Rinehart,	Waldrep,
Broadbudd,	Duffy,	Jones,	Rorschach,	Willis,
Burns,	Fidler,	Logan,	Sowards,	Wright.
Bushyhead,	Fischl,	MacDonald,	Spencer,	
Carlile,	Garvin,	Nance,	Stewart,	
Carmack,	George,	Nichols,	Thomas,	Total, 32.

NAY:

Chamberlin,	Johnston,	Ritzhaupt,	Whitaker,	
Ivester,	King,	Taylor,	Wilbanks.	Total, 8.

EXCUSED:

Hutchinson. Total, 1.

NOT VOTING:

Lowrance,	Paul,	Ray.	Total, 3.
-----------	-------	------	-----------

Upon motion of Senator Commons, Section 9, as amended, was adopted.

Senator Commons moved that, when the Committee of the Whole arises, it report progress on HOUSE BILL NO. 192, and beg leave to sit again, which motion prevailed.

Upon motion of Senator Nance, the Committee of the Whole arose and reported as follows:

Senator Nance presiding.

Mr. President: We, the Committee of the Whole, to whom was referred bills on the calendar, beg leave to report that SENATE BILL NO. 179 Do pass, report progress on HOUSE BILL NO. 192 and beg leave to sit again, the question of "insurance tax," contained in House Bill No. 192, having been referred to the Committee on Revenue and Taxation for consideration.

BRIGGS, Chairman.

Upon motion of Senator Briggs, the report of the Committee of the Whole was adopted.

President Pro Tempore Briggs presiding.

Upon motion of Senator George, SENATE BILL NO. 179, by George, was advanced to engrossment and third reading.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 16—By ALLEN,

An Act amending Section 6005, Oklahoma Statutes, 1931, relating to the disposition of fees collected for fishing and hunting privileges on property owned by incorporated cities or towns, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 187—By KERR and KIKER,

An Act amending Sections 2, 3, 4 and 6 of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the co-relative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes.

ENGROSSED HOUSE BILL NO. 209—By COMMITTEE ON EDUCATION NO. 1,

An Act to establish a legal procedure for the employment, dismissal, or demotion of teachers in the public schools of Oklahoma and to require boards of education to prepare lists of regularly employed teachers at the end of each fiscal year and to prohibit the employment of teachers other than those whose names appear on said list without first employing those whose names appear thereon and to provide for notice and a hearing before excluding from said list the name of any teacher, to define causes for exclusion of the names of teachers from said list to repeal Acts in conflict with this Act.

ENGROSSED HOUSE BILL NO. 423—By REED,

An Act amending Section 2, Article 6, Chapter 219, of Session Laws of 1913, "an Act prescribing laws for the government of the common schools of Oklahoma, and repealing conflicting laws," and to amend

same by limiting liability of taxable property of adjacent territory outside limit of independent school district attached thereto for school purposes to expenses of independent school district incurred after being attached thereto; and further prescribing laws governing adjustment of finances, and charge and distribution of indebtedness; and distribution of assets; on adjacent territory being attached to or detached from independent school districts, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 16, 187, 209 and 423.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 131—By HUSER,

An Act regulating cosmetology in this State, creating a State Board of Cosmetologists; prescribing the powers and duties; authorizing the licensing of said Board and persons engaged in cosmetology; prescribing the fee for such license and requirements for applicants for such licensing; providing for the revocation of licenses issued by said Board; defining terms; defining offenses hereof; prescribing penalties for violation of this Act; providing that the provisions hereof are severable; repealing all conflicting laws, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 131.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendment to:



ENGROSSED HOUSE BILL NO. 372—By WHITAKER and GIBBONS,

An Act permitting and authorizing any municipal corporation to participate, either as creditor or debtor, in the plan and plans of readjustment of municipal debts provided by the Bankruptcy Acts of the United States and to participate in proceedings either as creditor or debtor under said Acts, and to become bound thereby; defining debtor and creditor municipal corporation; providing further that any bonds or other securities issued by any municipal corporation under the readjustment provision of said Bankruptcy Acts shall be issued and refunded under the provisions of the laws of Oklahoma governing the refunding of municipal and public indebtedness; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency,

and that the same has been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 410—By ROBERTS, REED, STANDRIDGE and BREWER,

An Act amending Section 2193, Oklahoma Statutes, 1931; defining automatic vending machines and Pinor marble machines; providing a permit system for the operation of such machine or machines; prescribing the fees for such permits and specifically stating the purpose for which such fees are to be used; providing for the allocation and distribution of such fees; providing a penalty for the violation of this Act; repealing Section 2194, Oklahoma Statutes, 1931; and all other Acts or parts of Acts in conflict herewith, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 410.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 454—By BOGGS, TRAW, and COLEMAN of the House, and BRIGGS, HILL and WHITAKER of the Senate,

An Act authorizing and empowering the Eastern Oklahoma College, located at Wilburton, to provide for the care, training and education of the dependent youth and orphans of the State, who have attained the equivalent of a common school educational standing and who, by reason of being poor, dependent, neglected or orphaned may be unable to be cared for, trained or educated otherwise; providing the method, procedure and qualification for admission for such benefits; giving the Board of Regents power and authority to provide rules and regulations pertaining to admission or enrollment of such students and terms and conditions of the continuance of their care, training or education; and for useful and/or profitable employment of wards therein; providing for a revolving fund for earnings and the expenditure thereof.

ENGROSSED HOUSE BILL NO. 476—By MORROW of the House, and RITZHAUPT of the Senate,

An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized use and traffic in human bodies; prescribing the duties of certain officers and persons with relation to the disposition of dead human bodies; prescribing penalties for violation hereof,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 476 and 454.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 536—By HOWELL,

An Act authorizing the construction and equipment of dormitories on the campus of the Panhandle Agricultural and Mechanical College of the State of Oklahoma; providing for the issuance and payment of Panhandle Agricultural and Mechanical College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 542—By ALLEN,

An Act authorizing the construction and equipment of dormitories on the campus of the Colored Agricultural and Normal University of the State of Oklahoma; providing for the issuance and payment of Colored Agricultural and Normal University Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 536 and 542.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 62—By PAULS of the House, and HOWSLEY of the Senate,

An Act amending Section 5925, Oklahoma Statutes, 1931, relating to the transfer of surplus in the sinking funds of counties, cities, towns, townships and school districts; providing for the transfer of surplus in the sinking fund of townships in counties with a population of less than 8,000 population to the general funds of the county, and declaring an emergency.

ENROLLED HOUSE BILL NO. 419—By MUNGER, O'DELL, PO-TEET, WYLY, MARTIN, BAILEY, JOHNSON of Osage and JOHN-STON,

An Act relating to the game and fish laws of the State of Okla-



homa; making certain exception; making certain Acts unlawful and fixing a penalty therefor; amending Sections 4824 and 4789, Oklahoma Statutes, 1931, repealing Sections 4790 and 4791 Oklahoma Statutes 1931, and declaring an emergency.

ENROLLED HOUSE BILL NO. 482—By SINGLETON of the House, and NICHOLS of the Senate,

An Act making supplemental appropriation for the support and maintenance of the Oklahoma Bureau of Criminal Identification and Investigation for the balance of the fiscal year ending June 30, 1935, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 62, 419 and 482 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 79—By CHAMBERLIN, GARVIN and NANCE of the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House,

An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma orphan or destitute minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, 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 as amended, and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 79, were read as follows:

Amendment No. 1. Page 1, line 7 of the Title by adding a comma after the word "orphan"; by striking after the word "orphan" and before the word "destitute" the word "or"; by inserting a comma after the word "destitute"; and by adding after the word "destitute" the words "and delinquent."

Amendment No. 2. Page 1, Section 1, Lines 4, 5 and 6, by striking the words and figures "one Hundred Thousand" and substituting therefor the words and figures "Eighty-five Thousand".

Amendment No. 3. Page 1, Section 1, Lines 9 and 10, by striking the word "or" and substitute in lieu thereof a comma, and after the word "destitute" add a comma, and after the word "destitute" add the words "and delinquent".

Amendment No. 4. Page 2, Section 2, Line 7 by striking the word "or" and substitute in lieu thereof a comma, and after the word "destitute" add the words "and delinquent".

Upon motion of Senator Chamberlin, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 79 and requested the Honorable House to grant a conference thereon, the President Pro Tempore appointing as Senate Conferes thereunder Senators Chamberlin, Timmons, Garvin, Wright and Carmack.

#### GENERAL ORDER

By unanimous consent, Senator Nance presented the following amendments to SENATE BILL NO. 179, by George, which were adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 179, line 18, page 5, by striking line 18, page 5, lines 1 to 10, inclusive, page 6, and inserting therefor the following:

- "(1) University of Oklahoma, \$2,060,000.00.
- (2) Oklahoma Agricultural and Mechanical College, \$2,006,000.00.
- (3) Central State Teachers' College, \$385,000.00.
- (4) East Central Teachers' College, \$385,000.00.
- (5) Southwestern State Teachers' College, \$385,000.00.
- (6) Southeastern State Teachers' College, \$385,000.00.
- (7) Northwestern State Teachers' College, \$385,000.00.
- (8) Northeastern State Teachers' College, \$385,000.00.
- (9) University Preparatory School and Junior College, \$495,000.00.
- (10) Colored Agricultural and Normal University of Oklahoma, \$375,000.00."

GEORGE.

Mr. President: I move to amend Senate Bill No. 179, line 6, page 11, by inserting after the word, "fund," and before the word, "from," the words, "such part of the share of each respective institution of the moneys received thereby."

DUFFY.

Mr. President: I move to amend Senate Bill No. 179, by striking after the words, "lege fund," in line 9, page 11, the remainder of said line, all of line 10, and the word, "sums," in line 11.

DUFFY.

Mr. President: I move to amend Senate Bill No. 179, line 12, page 11, by inserting after the word, "bonds," and before the word, "as," the following: "issued by each respective institution," and by changing the comma to a semicolon.

DUFFY.

Mr. President: I move to amend Senate Bill No. 179, line 15, page 11, by striking after the word, "to," and before the word, "State," the word, "said," and inserting in lieu thereof the words, "each respective".

DUFFY.

Mr. President: I move to amend Senate Bill No. 179, line 1, page 12, by striking after the word, "of," and before the word, "bonds", the word, "said," and inserting in lieu thereof the word, "the," and by striking the period and adding thereafter, "issued by each respective institution".

DUFFY.

Senate Bill No. 179, as amended, was ordered referred for proper engrossment.

Senator Nichols moved that the vote be reconsidered by which HOUSE BILL NO. 196, by Huser, was indefinitely postponed.

The Chair stated the Nichols motion would be held in abeyance.

Upon motion of Senator Ritzhaupt, SENATE BILL NO. 285, by Ritzhaupt, of the Senate, and Morrow of the House, was ordered withdrawn from the Committee on Public Health and Welfare and printed and placed upon the Calendar.

#### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills



begs leave to report Senate Resolution No. 16 and Senate Concurrent Resolution No. 13 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore signed, in open session, Enrolled Senate Resolution No. 16 and ordered it referred to the Secretary of State.

The President Pro Tempore signed, in open session, Enrolled Senate Concurrent Resolution No. 13 and ordered it transmitted to the Honorable House, for the signature of the Speaker.

Senator Wright submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, your Committee on Employment, beg leave to report that we have employed G. L. Scott as Postmaster in the place of O. B. Davis, who is out of service.

M. L. Meisenheimer Jr. has been employed as Doorkeeper in place of M. L. Meisenheimer Sr., who is out of service and Velma Ruth Ludwick as Stenographer in place of Sally G. Bahr, who is out of service.

WRIGHT, Chairman.

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 Commerce and Labor, to whom was referred House Bill No. 94, by Montgomery and others, entitled:

An Act amending Section 13371, Oklahoma Statutes, 1931, to provide that an employee who has suffered previous disability by reason of the loss of a hand, arm, foot, leg, or loss of an eye, may waive the right to recover compensation for permanent total disability as provided in Section 13356, Oklahoma Statutes, 1931, 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.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 360 by Waldrep, entitled:

An Act amending Section 6240 Oklahoma Statutes 1931, relating to assessments, repealing certain provisions of the Statutes, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

## SIXTY-FIRST LEGISLATIVE DAY

WEDNESDAY, APRIL 3, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broaddus,	Fidler,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Willis,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Taylor,	Total, 42.

## EXCUSED:

Logan,	Wilbanks,	Total, 2.
--------	-----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Hill moved that it be the sense of the Senate that it go on record in favor of vitalizing the Democratic platform and sustain the Governor in his pledge to the people of Oklahoma, which motion prevailed, the roll call thereon being as follows:

## AYE:

Albright,	Commons,	Howsley,	Nichols,	Taylor,
Briggs,	Curnutt,	Ivester,	Paul,	Thomas,
Broaddus,	Duffy,	Johnston,	Ray,	Timmons,
Burns,	Fidler,	Jones,	Rinehart,	Waldrep,
Carlile,	Fischl,	King,	Ritzhaupt,	Whitaker,
Carmack,	George,	MacDonald,	Spencer,	Willis.
Chamberlin,	Hill,	Nance,	Stewart,	Total, 34.

## EXCUSED:

Logan,	Wilbanks.	Total, 2.
--------	-----------	-----------

## NOT VOTING:

Bushyhead,	Hutchinson,	Pugh,	Sowards,	
Garvin,	Lowrance,	Rorschach,	Wright.	Total, 8.



Senator Fischl moved that the Committee on Rules and Procedure be instructed to prepare an amendment to the permanent rules providing that Senate Conference Committees shall be bound by the unit rule, which motion was tabled, upon motion of Senator Ivester.

Senator Paul moved that a Committee be appointed to prepare suitable Resolutions on the death of the Honorable Scott Ferris, which motion prevailed, the President appointing as such Committee, Senators Fidler, Lowrance, Rinehart and Fischl.

### 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 Health and Welfare to whom was referred Engrossed House Bill No. 173 by Coe, Barnett, Carey, Kerr, Johnson of Osage, Gregory, Huey, Branan, Worthington, Corson, Byrom, Allen, Ulmark, O'Neill, Phillips of Pawnee, and Morse of the House, and Fidler of the Senate, entitled:

An Act to create an organization to be known as "The Registered Dentists of Oklahoma," to provide for its organization, membership, dues and powers; defining the practice of dentistry, and dental hygiene; prescribing rules of admission, professional conduct, and prohibiting certain practices; providing for penalties for the violation of the provisions of said Act; to repeal Chapter 41 of the Session Laws of the Seventh Legislature, same being Article 7, Chapter 24, Oklahoma Statutes, 1931, and all other laws 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.

CARLILE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 188 by Kerr, Eason and Kiker, entitled:

An Act levying an excise tax of one-eighth of one cent per barrel on petroleum oil produced in the State of Oklahoma subsequent to the passage and approval of this Act; providing for the deposit of the proceeds of such tax, 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 by the Committee, and hereto attached.

COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation

to whom was referred House Bill No. 217 by Gibbons, King, Campbell, et al., entitled:

An Act authorizing and providing for the issuance of negotiable coupon bonds of the State of Oklahoma, for the purpose of funding the indebtedness of the State represented by the valid warrants,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute Bill herewith attached do pass.

COMMONS, Chairman.

### SECOND READING

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

SENATE BILL NO. 375—By TIMMONS of the Senate, and CHAMBERS, KIRKPATRICK, MOFFETT, O'BRIEN, EBY, MONTGOMERY and POE of the House—Senator Timmons asked unanimous consent, which was granted, to have Senate Bill No. 375 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 376—By GEORGE—Referred to Committee on Criminal Jurisprudence.

SENATE BILL NO. 377—By THOMAS, BURNS, WILLIS, SOWARDS and PUGH—Senator Burns asked unanimous consent, which was granted, to have Senate Bill No. 377 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 378—By COMMITTEE ON APPROPRIATIONS—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 379—By WRIGHT—Referred to Committee on Oil and Gas.

SENATE BILL NO. 380—By WRIGHT—Referred to Committee on Appropriations.

SENATE BILL NO. 381—By BURNS—Senator Burns asked unanimous consent, which was granted, to have Senate Bill No. 381 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 382—By FISCHL—Senator Fischl asked unanimous consent, which was granted, to have Senate Bill No. 382 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 383—By WALDREP—Senator Waldrep asked unanimous consent, which was granted, to have Senate Bill No. 383 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 131—By HUSER—Senator Duffy

asked unanimous consent, which was granted, to have House Bill No. 131 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 454—By BOGGS, TRAW and COLEMAN of the House, and BRIGGS, HILL and WHITAKER of the Senate—Senator Briggs asked unanimous consent, which was granted, to have House Bill No. 454 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 476—By MORROW of the House, and RITZHAUPT of the Senate—Senator Ritzhaupt asked unanimous consent, which was granted, to have House Bill No. 476 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 536—By HOWELL—Senator Nance asked unanimous consent, which was granted, to have House Bill No. 536 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 542—By ALLEN—Senator Nichols asked unanimous consent, which was granted, to have House Bill No. 542 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 16—By ALLEN—Referred to Committee on Fish and Game.

ENGROSSED HOUSE BILL NO. 187—By KERR and KIKER—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 209—By COMMITTEE ON EDUCATION NO. 1—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 423—By REED—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 410—By ROBERTS, REED, STANDRIDGE and BREWER—Referred to Committee on Revenue and Taxation.

Senator Commons asked unanimous consent, which was granted, that the Committee on Revenue and Taxation be excused for fifteen minutes, which was the order.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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



ENGROSSED HOUSE BILL NO. 338—By FREEMAN and GOODWIN,

An Act authorizing C. B. McCormack to institute and prosecute an action against the State of Oklahoma for the use and benefit of himself and family for the alleged wrongful failure of the State Highway Department to comply with contract entered upon in 1923 to do certain work on highway in Pawnee County.

ENGROSSED HOUSE BILL NO. 488—By COE,

An Act prohibiting the drilling of any well for oil or gas within a one mile radius from the center of the State Capitol Building; providing penalty for violation of Act; providing for enjoining of violation of Act.

ENGROSSED HOUSE BILL NO. 556—By ELLIS, ALLEN, ARMSTRONG, BAILEY, BARNETT, BEAMAN, BECK, BILLINGS, BOGGS, BRANAN, BREWER, BRUCE, BYROM, CAMPBELL, CANTRELL, CARLETON, CARMICHAEL, CHAMBERS, COE, COLEMAN, CORSON, COUCH, COX, DAVIS, DEATON, DOGGETT, DOTY, DUNN, EASON, EBY, BREWSTER, FRAYER, FRAZIER, FREEMAN, GIBBONS, GREGORY, HANKLA, HOGG, HOLLIMAN, HOWELL, HOYT, HUEY, HUNT of Osage, HUNT of Pittsburg, HUSER, JOHNSON of Osage, JOHNSTON, JONES, KERR, KEYES, KIKER, KING, LARASON, LONG, McALESTER, MOFFETT, MOONEY, MORROW, MORTON, MUNGER, MUNSON, MYERS, O'BRIEN, O'DELL, PAULS, PETERSON, PHILLIPS of Okfuskee, PHILLIPS of Pawnee, POTEET, PUGH, RAASCH, REED, RONE, SCHWOERKE, SHOEMAKE, SINGLETON, SKINNER, SPEAR, SPENCER, STANDRIDGE, STOKES, TAYLOR, THORNTON, TWIDWELL, ULMARK, WELCH, WHITAKER, WILDER, WILLIAMS, WINGO, WOOTEN, WORTHINGTON, WRIGHT of Beaver, WRIGHT of Washita, and WYLY,

An Act amending Section 2388, Oklahoma Statutes, 1931, relating to indecent exposures, obscene writings or pictures, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 338, 488 and 556.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 198—By HUSER, CARMICHAEL, DAVIS, KERR, COE, BARNETT, ELLIS and MONTGOMERY,

An Act amending Sections 5415 and 5419, Oklahoma Statutes, 1931, as amended by Sections 1 and 2, Chapter 207, Session Laws, 1933, and amending Section 4 of said Chapter 207, relating to the duties of the State Depository Board and depository banks, the depositing of State funds daily in banks selected by said Board, the rate of interest to be paid on such deposits, authorizing the State Depository semi-annually to fix the rate of interest to be paid by depository banks upon all public deposits, and declaring an emergency.

ENROLLED HOUSE BILL NO. 379—By WYLY of the House, and CARLILE, LOGAN and CHAMBERLIN of the Senate,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose, and declaring an emergency.

ENROLLED HOUSE BILL NO. 372—By WHITAKER and GIBBONS of the House, and MacDONALD of the Senate,

An Act permitting and authorizing any municipal corporation to participate either as creditor or debtor, in the plan and plans of readjustment of municipal debts provided by the Bankruptcy Acts of the United States and to participate in proceedings either as creditor or debtor under said Acts, and to become bound thereby; defining debtor and creditor municipal corporation; providing further that any bonds or other securities issued by any municipal corporation under the readjustment provision of said Bankruptcy Acts shall be issued and refunded under the provisions of the laws of Oklahoma governing the refunding of municipal and public indebtedness; 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 the same have been read for the fourth time and signed by the Speaker open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 198, 372 and 379 were read at length for the fourth time, the enrolled copies signed, in open session, by the President, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 485—By CHAMBERS,

An Act amending Senate Bill No. 13 of the Regular Session of the Fifteenth Legislature entitled "An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 485 was read at length for the fourth time, the enrolled copy signed, in open session, by the President, and ordered returned to the Honorable House.

The Senate was declared at ease.

The Senate reassembled, with Senator Nance presiding.

#### SPECIAL ORDER

Upon motion of Senator Commons, the Senate preceded to consider HOUSE BILL NO. 192.

President Pro Tempore Briggs presiding.

Senator Commons asked unanimous consent, which was granted, to withdraw his amendment to line 2, page 13, submitted on the previous legislative day.

Upon motion of Senator Commons, Section 9 was adopted.

Section 10 was read and adopted, upon motion of Senator Commons.

Section 11 was read.

Senators Fischl and Rinehart submitted the following amendment:

Mr. President: We move to amend House Bill No. 192 by striking the figures "\$750.00," in line 15, page 33, and inserting "\$1,200.00"; by striking the figures "\$1,500.00," in line 17, page 33, and inserting



"\$1,800.00"; and by striking the figures "\$1,500.00," in line 1, page 34, and inserting "\$1,800.00."

FISCHL and RINEHART.

Senator Ivester submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend the Fischl-Rinehart amendment as to line 17, page 33, and line 1, page 34, by raising the amounts from "\$1,800.00" to "\$2,000.00," in both instances.

IVESTER.

Senator Nance moved that the Senate work under a Call of the House, which motion prevailed.

Upon roll call the following members were noted "absent": Senators Bushyhead, Hutchinson, Lowrance, Taylor and Waldrep.

The Sergeant-at-Arms was instructed to notify the absent members of the Senate's order.

Senator Rorschach asked unanimous consent, which was granted, to submit the following amendment to Section 3, which was tabled, upon motion of Senator Carmack:

Mr. President: I move to amend Engrossed House Bill 192, line 14, page 4 as follows:

By inserting after the word "commission" the following:

"Providing, further, that any person duly enrolled as a member of an Indian Tribe who received, in pursuance of a tribal treaty or agreement with the United States, an allotment of land, which, by the terms of said treaty or agreement, was exempt from taxation and from which land the restrictions have been or have not been removed, and who was required or permitted, contrary to such treaty, agreement or stipulation to pay any illegal or unauthorized State income tax on the rents, royalties or other gains arising from such tax exempt lands during the period of such exemption and who has secured a refund of Federal taxes illegally collected under the laws and rulings of the Treasury Department of the United States, shall be allowed one year after the approval of this Act in which to file a verified claim with the Oklahoma Tax Commission, and said Oklahoma Tax Commission shall allow said claim to the same extent and in the same manner and on the same basis as allowed by the Treasury Department of the United States in adjusting the Federal taxes so illegally or erroneously collected by said Treasury Department; it not being the policy of the State of Oklahoma to evoke or plead a Statute of Limitations to escape the obligations entered into with the United States and its Indian wards; Provided, however, that in the case of the death of any such person, any such illegal taxes paid by him or on his account may, in a like manner, be claimed and recovered by the

person or persons who would have received such money had it constituted a part of his estate at the time of his death."

RORSCHACH.

Senators Taylor and Waldrep asked to be recorded "present," which was the order.

Senators Fischl, George, Stewart and Paul asked unaimous consent, which was granted, to submit the following amendment to Section 3.

Mr. President: We move to amend House Bill 192, lines 5 to 14, page 3, by striking all of lines 5 to 14, inclusive, and inserting in lieu thereof the following:

"Section 3. It is hereby declared to be the purpose of this Act to provide for the reduction of ad valorem taxation throughout the State, so far as may be, and to provide for the financing of the public schools of the State; and, for that purpose and to that end it is hereby expressly provided that the revenue derived hereunder from all taxes and penalties and interest thereon, shall be used for the following purposes:

"(a) Ninety-five percentum of such moneys shall be appropriated as follows, to-wit: One-fourth thereof for the expenses of State government; and three-fourths thereof for the support of common schools, to be distributed upon a scholastic enumeration per capita basis, as provided by law.

"(b) Funds available for distribution for the support of common schools shall be distributed to the various counties in accordance with existing law for distribution of like funds, and thereafter, in determining the amount of funds to be approved for expenditure for general expense purposes by any school district, the county excise boards of the several counties of the State shall be limited by the laws in force at and prior to the passage of this Act, without regard to the amount available to any such school district from funds distributed under the provisions hereof; and from such total amount thus determined, shall deduct the amount available to such school district from funds to be distributed to it under the provisions of this Act, and after making such deduction shall compute and make the tax levy necessary to raise the remaining portion of such approved estimate, it being the intent and purpose of this Act to reduce the total maximum mill-rate levy, upon ad valorem basis, in a sum equal to the amount distributed to any such district from the proceeds hereof. None of the provisions of this Act shall prevent any school district from receiving State aid under the provisions of Chapter 34, Art. 21, Oklahoma Statutes 1931; provided, such school district shall have levied an ad valorem tax which, when added to its quota under this Act, shall equal a levy of fifteen mills; and such action by any school district shall be a full compliance with the requirements of said Act, and shall entitle any such school district to State Aid out of the "Special Common

School Equalization Fund," provided by said Act, in all respects, as though this Act had never been passed."

FISCHL,  
GEORGE,  
STEWART,  
PAUL.

Senator Duffy moved to table the Fischl-George-Stewart-Paul amendment, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Jones,	Spencer,	Wright.
Briggs,	Fidler,	King,	Taylor,	
Burns,	Garvin,	Nance,	Thomas,	
Carlile,	Hill,	Nichols,	Waldrep,	
Commons,	Howsley,	Rorschach,	Willis,	Total, 21.

NAY:

Carmack,	George,	Paul,	Ritzhaupt,	Timmons,
Chamberlin,	Ivester,	Pugh,	Sowards,	Whitaker.
Fischl,	Johnston,	Rinehart,	Stewart,	Total, 14.

EXCUSED:

Logan,	Wilbanks.	Total, 2.
--------	-----------	-----------

NOT VOTING:

Broaddus,	Curnutt,	Lowrance,	Ray.
Bushyhead,	Hutchinson,	MacDonald,	Total, 7.

Senator Pugh asked unanimous consent, which was granted, to submit the following amendment to Section 3, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 192, line 11, page 3, by striking all of sub-section (a), and inserting the following: "50 percent of said monies shall be apportioned to the various school districts of this State on a scholastic basis; provided that before any school district can receive any of this fund, it shall reduce the amount of ad valorem tax necessary to maintain said schools in an amount equal to the amount they receive from this fund. 45 percent of such monies shall be apportioned to the General Revenue Fund of the State for support of State government, to be paid out only pursuant to appropriation by the State Legislature."

PUGH.

Upon motion of Senator Commons, Section 3 was adopted.

Referring further to Section 11:

Senators Chamberlin, Ivester, Johnston and George, as a substitute for the Fischl amendment to Section 11, submitted the following amendment:



Mr. President: We move to amend House Bill No. 192, line 15, page 33, by striking the figures "\$750.00," and inserting "\$1,000.00;" line 17, page 33, by striking the figures "\$1,500.00," and inserting "\$2,000.00"; line 1, page 34, by striking the figures "\$1,500.00," and inserting "\$2,000.00"; and in line 5, page 34, by striking the figures "\$300.00," and inserting "\$500.00."

CHAMBERLIN,  
IVESTER,  
JOHNSTON,  
GEORGE.

Senators Hutchinson and Bushyhead asked to be recorded "present," which was the order.

Upon motion of Senator Nichols, the Chamberlin-Ivester-Johnston-George amendment was tabled, the roll call thereon being as follows:

**AYE:**

Albright,	Carmack,	Howsley,	Pugh,	
Briggs,	Commons,	Jones,	Spencer,	
Burns,	Duffy,	King,	Taylor,	
Bushyhead,	Garvin,	Nance,	Thomas,	
Carlile,	Hill,	Nichols,	Willis.	Total, 20.

**NAY:**

Chamberlin,	George,	Paul,	Rorschach,	Whitaker,
Curnutt,	Hutchinson,	Ray,	Sowards,	Wright.
Fidler,	Ivester,	Rinehart,	Stewart,	
Fischl,	Johnston,	Ritzhaupt,	Timmons,	Total, 18.

**EXCUSED:**

Logan,	Wilbanks.	Total, 2.
--------	-----------	-----------

**NOT VOTING:**

Broadbuss,	Lowrance,	MacDonald,	Waldrep.	Total, 4.
------------	-----------	------------	----------	-----------

Senator George submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 192, line 8, page 34, by placing a period after the word "support," and by striking all of line 9.

GEORGE.

Senator Ritzhaupt submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 192 by striking all of lines 5, 6, 7, 8, and 9, page 34, and substituting the following: "\$300.00 for each person under 5 years of age; \$500.00 for each person from the ages of 5 to 16; \$750.00 for each person above the age of 16 (other than husband or wife), if such dependent person is under 21

years of age or incapable of self-support because mentally or physically defective."

RITZHAUPT.

Upon motion of Senator Commons, the Fischl-Rinehart amendment was tabled.

Senators George and Fischl submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: We move to amend House Bill No. 192, line 5, page 34 by striking the figures "\$300.00," and inserting "\$400.00."

GEORGE and FISCHL.

Senator Fidler asked to be "excused" for the remainder of this legislative day, which was the order.

By unanimous consent, the following amendments were submitted and tabled, upon motions of Senator Commons:

Mr. President: I move to amend House Bill No. 192, line 10, page 85, as follows: By inserting after the semi-colon and before the word "and" the following: "gross premium taxes paid by foreign insurance companies," and on page 86, by striking all of lines 10 to 17, inclusive, and on pages 90 and 91, by striking lines 17 and 18 on page 90, and lines 1 to 7, inclusive, on page 91.

WILBANKS.

Mr. President: We move to amend House Bill No. 192, line 3½, page 16, by adding the following: "(8). The income from crops, dairy products, and all farm products of all farmers of the State actually engaged in farming."

RAY and FISCHL.

Mr. President: We move to amend House Bill No. 192, line 15, page 33, as follows: By striking after the word "of" and before the semi-colon, the figures, "\$750.00," and substituting therefor the figures, "\$1,000.00," and by substituting the figures, "\$2,000.00" for the figures, "\$1,500.00," in line 17; and on page 34, line 1, by substituting the figures, "\$2,000.00" for the figures, "\$1,500.00," and in line 5, by substituting the figures, "\$500.00" for the figures "\$300.00."

WILBANKS and PAUL.

Mr. President: I move to amend Engrossed House Bill No. 192, Sec. 11, line 7, page 34, as follows: By striking after the word "taxpayer," in line 7, the comma and the balance of Sub-section C.

TIMMONS.

Mr. President: I move to amend Engrossed House Bill No. 192, by inserting a new paragraph in Sec. 11, between lines 4 and 5, page 35, as follows: "Any taxpayer having deductible losses under the provisions of this Act in excess of net earned income for the year in

which said return is made, shall be allowed such excess losses as a deduction in any succeeding year or years."

TIMMONS.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 192 by striking Section 40.

JOHNSTON.

Senator Willis submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 192, line 17, page 39, by striking the word "gross" in both places, and substituting the word "net" in both places; and substituting the word "net" for the word "gross" in line 2, page 40; also substituting the word "net" for the word "gross" in line 6, page 40.

WILLIS.

Upon motion of Senator Burns, House Bill No. 192, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 192, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	King,	Ritzhaupt,	Willis,
Burns,	Garvin,	MacDonald,	Rorschach,	Wright.
Bushyhead,	George,	Nance,	Sowards,	
Carlile,	Hill,	Nichols,	Spencer,	
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Thomas,	Total, 35.

#### NAY:

Broaddus,	Curnutt,	Hutchinson,	Timmons.	Total, 4.
-----------	----------	-------------	----------	-----------

#### EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

#### NOT VOTING:

Lowrance,	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:

**AYE:**

Albright,	Duffy,	Jones,	Rinehart,	Whitaker,
Briggs,	Fischl,	King,	Ritzhaupt,	Willis,
Burns,	Garvin,	MacDonald,	Rorschach,	Wright.
Bushyhead,	George,	Nance,	Sowards,	
Carlile,	Hill,	Nichols,	Spencer,	
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Thomas,	Total, 35.

**NAY:**

Broaddus,	Curnutt,	Hutchinson,	Timmons.	Total, 4.
-----------	----------	-------------	----------	-----------

**EXCUSED:**

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

**NOT VOTING:**

Lowrance,	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.

House Bill No. 192 was ordered referred for engrossment.

**GENERAL ORDER**

HOUSE BILL NO. 270, by Kirkpatrick, was read at length.

Upon motion of Senator Duffy, House Bill No. 270 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and House Bill No. 270 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

HOUSE 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:

## AYE:

Albright,	Commons,	Hutchinson,	Nichols,	Timmons,
Briggs,	Curnutt,	Ivester,	Paul,	Whitaker,
Burns,	Duffy,	Johnston,	Ray,	Willis.
Bushyhead,	Fischl,	Jones,	Rinehart,	
Carlile,	George,	King,	Spencer,	
Carmack,	Hill,	MacDonald,	Stewart,	
Chamberlin,	Howsley,	Nance,	Taylor,	Total, 31.

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Broaddus,	Pugh,	Sowards,	Wright.
Garvin,	Ritzhaupt,	Thomas,	
Lowrance,	Rorschach,	Waldrep,	Total, 10.

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:

## AYE:

Albright,	Commons,	Hutchinson,	Nichols,	Timmons,
Briggs,	Curnutt,	Ivester,	Paul,	Whitaker,
Burns,	Duffy,	Johnston,	Ray,	Willis.
Bushyhead,	Fischl,	Jones,	Rinehart,	
Carlile,	George,	King,	Spencer,	
Carmack,	Hill,	MacDonald,	Stewart,	
Chamberlin,	Howsley,	Nance,	Taylor,	Total, 31.

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Broaddus,	Pugh,	Sowards,	Wright.
Garvin,	Ritzhaupt,	Thomas,	
Lowrance,	Rorschach,	Waldrep,	Total, 10.

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. 270, and ordered the same returned to the Honorable House.

## GENERAL ORDER

Senator Burns asked unanimous consent, which was granted, to have HOUSE BILL NO. 399, by Corson, of the House, and Burns of the Senate, advanced to engrossment and third reading.

Senator Stewart asked unanimous consent, which was granted, to have HOUSE BILLS NOS. 286 by Standridge, and 293 by Frazier, advanced to engrossment and third reading.

Senator Commons asked unanimous consent, which was granted, to have SENATE BILL NO. 206 by Commons, advanced to engrossment and third reading.

Senator Ray asked unanimous consent, to which Senator Ivester objected, to have HOUSE BILL NO. 60, by Davis and Bruce, advanced to engrossment and third reading.

Senator Nichols asked unanimous consent, which was granted, to have SENATE BILL NO. 260, by Nichols, advanced to engrossment and third reading.

Senator Jones asked unanimous consent, which was granted, to have SENATE BILL NO. 263, by Jones, advanced to engrossment and third reading.

Senator Ritzhaupt asked unanimous consent, to which objection was voiced, to advance to engrossment and third reading SENATE BILL NO. 348, by Ritzhaupt.

By unanimous consent, HOUSE BILL NO. 322, by Traw and Coleman, was advanced to engrossment and third reading.

Senator Hill moved that the rules of the Senate be suspended and HOUSE BILL NO. 429, by Boggs, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Hill, the rules of the Senate were suspended and SENATE BILL NO. 364, by Hill and Nichols, was advanced to engrossment and third reading.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 321, 322 and 323 correctly engrossed.

WILLIS, Chairman.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	Curnutt,	Jones,	Ray,	Thomas,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broadus,	Garvin,	MacDonald,	Rorschach,	Whitaker,
Burns,	George,	Nance,	Sowards,	Willis,
Bushyhead,	Hill,	Nichols,	Spencer,	Wright.
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Johnston,	Pugh,	Taylor,	Total, 33.



## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Carlile,	Fischl,	Ivester,	Ritzhaupt,	
Commons,	Hutchinson,	Lowrance,	Timmons,	Total, 8.

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:

## AYE:

Albright,	Curnutt,	Jones,	Ray,	Thomas,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broadus,	Garvin,	MacDonald,	Rorschach,	Whitaker,
Burns,	George,	Nance,	Sowards,	Willis,
Bushyhead,	Hill,	Nichols,	Spencer,	Wright.
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Johnston,	Pugh,	Taylor,	Total, 33.

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Carlile,	Fischl,	Ivester,	Ritzhaupt,	
Commons,	Hutchinson,	Lowrance,	Timmons.	Total, 8.

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. 321, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 322 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	MacDonald,	Rorschach,	Willis,
Broadus,	Garvin,	Nance,	Sowards,	Wright.
Burns,	George,	Nichols,	Taylor,	
Bushyhead,	Hill,	Paul,	Thomas,	
Carmack,	Howsley,	Pugh,	Timmons,	
Chamberlin,	Johnston,	Rinehart,	Waldrep,	Total, 31.

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Carlile,	Hutchinson,	Lowrance,	Stewart.
Commons,	Ivester,	Ray,	
Fischl,	King,	Spencer,	Total, 10.

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:

## AYE:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Duffy,	MacDonald,	Rorschach,	Willis,
Broadus,	Garvin,	Nance,	Sowards,	Wright.
Burns,	George,	Nichols,	Taylor,	
Bushyhead,	Hill,	Paul,	Thomas,	
Carmack,	Howsley,	Pugh,	Timmons,	
Chamberlin,	Johnston,	Rinehart,	Waldrep,	Total, 31.

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Carlile,	Hutchinson,	Lowrance,	Stewart.
Commons,	Ivester,	Ray,	
Fischl,	King,	Spencer,	Total, 10.

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. 322, and ordered the same transmitted to the Honorable House.

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:

## AYE:

Albright,	Duffy,	King,	Rorschach,	Willis,
Briggs,	George,	Nance,	Sowards,	Wright.
Broadus,	Hill,	Nichols,	Spencer,	
Burns,	Howsley,	Paul,	Taylor,	
Bushyhead,	Hutchinson,	Pugh,	Thomas,	
Carmack,	Johnston,	Rinehart,	Whitaker,	
Chamberlin,	Jones,	Ritzhaupt,	Waldrep,	Total, 30.

## NAY:

Curnutt.	Total, 1.
----------	-----------

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Carlile,	Garvin,	MacDonald,	Timmons.
Commons,	Ivester,	Ray,	
Fischl,	Lowrance,	Stewart,	Total, 10.

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:

## AYE:

Albright,	Duffy,	King,	Rorschach,	Willis,
Briggs,	George,	Nance,	Sowards,	Wright.
Broadbudd,	Hill,	Nichols,	Spencer,	
Burns,	Howsley,	Paul,	Taylor,	
Bushyhead,	Hutchinson,	Pugh,	Thomas,	
Carmack,	Johnston,	Rinehart,	Waldrep,	
Chamberlin,	Jones,	Ritzhaupt,	Whitaker,	Total, 30.

## NAY:

Curnutt.	Total, 1.
----------	-----------

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Carlile,	Garvin,	MacDonald,	Timmons.
Commons,	Ivester,	Ray,	
Fischl,	Lowrance,	Stewart,	Total, 10.

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. 323, and ordered the same transmitted to the Honorable House.

## GENERAL ORDER

Upon motion of Senator Nichols, the rules of the Senate were suspended and SENATE BILL NO. 260, by Nichols, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 260 was read for the third time at length.



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

## AYE:

Albright,	Duffy,	Jones,	Rinehart,	Waldrep,
Briggs,	Garvin,	King,	Ritzhaupt,	Whitaker,
Burns,	George,	MacDonald,	Rorschach,	Willis,
Bushyhead,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 32.

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Broaddus,	Commons,	Ivester,	Ray,	Timmons.
Carlile,	Fischl,	Lowrance,	Stewart.	Total, 9.

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:

## AYE:

Albright,	Duffy,	Jones,	Rinehart,	Waldrep,
Briggs,	Garvin,	King,	Ritzhaupt,	Whitaker,
Burns,	George,	MacDonald,	Rorschach,	Willis,
Bushyhead,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	Total, 32.

## EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

## NOT VOTING:

Broaddus,	Commons,	Ivester,	Ray,	Timmons.
Carlile,	Fischl,	Lowrance,	Stewart.	Total, 9.

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 ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 293, by Chamberlin, was taken up for consideration and read at length.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 293, line 17, page 2, by striking the word, "extend," and inserting the word, "exp-  
pend," and in line 6, page 3, place a period after the word, "Legisla-  
ture," and capitalize the next word.

CHAMBERLIN.

By unanimous consent, Senate Bill No. 293, as amended, was ad-  
vanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were  
suspended and Senate Bill No. 293, as amended, was considered en-  
grossed and placed upon third reading and final passage.

### 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:

#### AYE:

Albright,	Duffy,	King,	Rorschach,	Whitaker,
Briggs,	Garvin,	MacDonald,	Sowards,	Willis,
Burns,	George,	Nance,	Spencer,	Wright.
Bushyhead,	Hill,	Paul,	Stewart,	
Carmack,	Howsley,	Pugh,	Taylor,	
Chamberlin,	Johnston,	Rinehart,	Thomas,	
Curnutt,	Jones,	Ritzhaupt,	Waldrep,	Total, 31.

#### EXCUSED:

Fidler,	Logan,	Wilbanks.	Total, 3.
---------	--------	-----------	-----------

#### NOT VOTING:

Broadus,	Fischl,	Lowrance,	Timmons.
Carlile,	Hutchinson,	Nichols,	
Commons,	Ivester,	Ray,	Total, 10.

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:

#### AYE:

Albright,	Duffy,	King,	Rorschach,	Whitaker,
Briggs,	Garvin,	MacDonald,	Sowards,	Willis,
Burns,	George,	Nance,	Spencer,	Wright.
Bushyhead,	Hill,	Paul,	Stewart,	
Carmack,	Howsley,	Pugh,	Taylor,	
Chamberlin,	Johnston,	Rinehart,	Thomas,	
Curnutt,	Jones,	Ritzhaupt,	Waldrep,	Total, 31.

EXCUSED:

Fidler, Logan, Wilbanks. Total, 3.

NOT VOTING:

Broadus, Fischl, Lowrance, Timmons,  
Carlile, Hutchinson, Nichols,  
Commons, Ivester, Ray, Total, 10.

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. 293, as amended, was ordered referred for engrossment.

FIRST READING

By unanimous consent, the following bill and resolution were introduced and read for the first time:

SENATE BILL NO. 384—By BRIGGS, WHITAKER, HILL and STEWART—An Act making appropriation for the construction and repair for building, purchase of equipment, machinery and supplies for vocational education of orphans and for dependent youths of the State; providing the method and manner of determining State Educational Institution at which said improvements shall be made and appropriation expended, giving the State Board of Public Affairs certain powers and authority in contracting for construction of such improvements under participation agreement with the Public Works Administration or other Federal Governmental Agency, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 30—By TIMMONS, BRIGGS, ALBRIGHT, KING, BUSHYHEAD, WALDREP, NANCE, SPENCER, BURNS and CARMACK—A Resolution authorizing the establishment of the Oklahoma Commission on interstate co-operation to perfect the participation of this State in the council of State Governments.

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 Education, to whom was referred Senate Bill and Substitute for Senate Bill No. 104 by Timmons and Logan of the Senate, and Chambers of the House, entitled:

An Act to establish a legal procedure for the proper selection in the employment of teachers in the Public Schools of Oklahoma, and fixing the conditions under which they may be discharged or demoted, 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 be printed and placed on the Calendar.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Senate Bill No. 572 by Sowards, entitled:

An Act amending Section 4581, Oklahoma Statutes 1931 to provide for the licensing of itinerants or traveling vendors or hawkers offering for sale any drug or medicine, pharmaceutical preparation, chemical or any composition or combination thereof or any implement or applicator or other agency for the treatment of disease, injury or deformity; providing for the issuance of county licenses by the Secretary of the State Board of Pharmacy; providing for the distribution of said 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.

CARLILE, Chairman.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.

## SIXTY-SECOND LEGISLATIVE DAY

THURSDAY, APRIL 4, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Fugh,	Waldrep,
Briggs,	Duffy,	Johnston,	Ray,	Whitaker,
Broadbudd,	Fidler,	Jones,	Ritzhaupt,	Wilbanks,
Burns,	Fischi,	King,	Rorschach,	Willis,
Bushyhead,	Garvin,	Logan,	Sowards,	Wright.
Carlile,	George,	Lowrance,	Stewart,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas,	
Commons,	Hutchinson,	Paul,	Timmons,	Total, 41.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald, Spencer. Total, 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Upon motion of Senator Chamberlin, Raymond Jones, of Stillwater, son of Senator Ray Jones, was made an honorary page for this legislative day.

The following Resolution was introduced:

## RESOLUTION

SENATE CONCURRENT RESOLUTION NO. 16, by Ritzhaupt, of the Senate, and Allen of the House—A Concurrent Resolution ordering a Semi-Centennial Celebration of the opening of Oklahoma for settlement; and making Guthrie as the official city for such celebration.

Senator Ritzhaupt asked unanimous consent, which was granted,

to take up for immediate consideration Senate Concurrent Resolution No. 16, which was read at length as follows:

SENATE CONCURRENT RESOLUTION NO. 16—By RITZHAUPT of the Senate, and ALLEN of the House.

A CONCURRENT RESOLUTION ORDERING A SEMI-CENTENNIAL CELEBRATION OF THE OPENING OF OKLAHOMA FOR SETTLEMENT; AND NAMING GUTHRIE AS THE OFFICIAL CITY FOR SUCH CELEBRATION.

BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. For the proper celebration of the fiftieth (50th) anniversary of the opening of Oklahoma for settlement, the week of April 22, 1939, is hereby set as the official time for a Semi-Centennial Celebration of the opening of Oklahoma for settlement which is hereby ordered to be held; and the City of Guthrie is hereby declared to be the official city for said celebration.

SECTION 2. The Governors and the Legislatures of the State of Oklahoma, who are elected between the effective date of this Resolution and the date of said celebration, are hereby requested to make adequate provision for a proper celebration on behalf of the people of the State of said fiftieth (50th) anniversary.

Upon motion of Senator Ritzhaupt, Senate Concurrent Resolution No. 16 was adopted.

Senate Concurrent Resolution No. 16 was ordered referred for engrossment.

#### GENERAL ORDER

Senator Ivester asked unanimous consent, which was granted, to have HOUSE BILL NO. 60, by Davis and Bruce, advanced to engrossment and third reading.

Senator Timmons asked unanimous consent, which was granted, to have SENATE BILL NO. 375, by Timmons, advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Bill No. 375 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE 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:



AYE:

Albright,	Commons,	Ivester,	Paul,	Taylor,
Broadus,	Curnutt,	Johnston,	Pugh,	Thomas,
Burns,	Duffy,	Jones,	Ray,	Timmons,
Bushyhead,	George,	King,	Ritzhaupt,	Waldrep,
Carlile,	Hill,	Logan,	Rorschach,	Whitaker,
Carmack,	Howsley,	Nance,	Sowards,	Willis.
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Total, 34.

EXCUSED:

Rinehart. Total, 1.

ABSENT:

MacDonald, Spencer. Total, 2.

NOT VOTING:

Briggs,	Fischl,	Lowrance,	Wright.
Fidler,	Garvin,	Wilbanks,	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:

AYE:

Albright,	Commons,	Ivester,	Paul,	Taylor,
Broadus,	Curnutt,	Johnston,	Pugh,	Thomas,
Burns,	Duffy,	Jones,	Ray,	Timmons,
Bushyhead,	George,	King,	Ritzhaupt,	Waldrep,
Carlile,	Hill,	Logan,	Rorschach,	Whitaker,
Carmack,	Howsley,	Nance,	Sowards,	Willis.
Chamberlin,	Hutchinson,	Nichols,	Stewart,	Total, 34.

EXCUSED:

Rinehart. Total, 1.

ABSENT:

MacDonald, Spencer. Total, 2.

NOT VOTING:

Briggs,	Fischl,	Lowrance,	Wright.
Fidler,	Garvin,	Wilbanks,	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.

Senate Bill No. 375 was ordered referred for engrossment.

HOUSE BILL NO. 399 was read for the third time at length.

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

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Timmons,
Broadbudd,	Fischl,	Jones,	Ray,	Waldrep,
Burns,	Garvin,	King,	Ritzhaupt,	Wright.
Carlile,	George,	Logan,	Sowards,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	Total, 31.

## NAY:

Curnutt,	Whitaker,	Willis.	Total, 3.
----------	-----------	---------	-----------

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald,	Spencer.	Total, 2.
------------	----------	-----------

## NOT VOTING:

Briggs,	Fidler,	Lowrance,	Wilbanks.
Bushyhead,	Howsley,	Rorschach,	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:

## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Timmons,
Broadbudd,	Fischl,	Jones,	Ray,	Waldrep,
Burns,	Garvin,	King,	Ritzhaupt,	Wright.
Carlile,	George,	Logan,	Sowards,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	Total, 31.

## NAY:

Whitaker,	Curnutt,	Willis.	Total, 3.
-----------	----------	---------	-----------

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald,	Spencer.	Total, 2.
------------	----------	-----------

## NOT VOTING:

Briggs,	Fidler,	Lowrance,	Wilbanks.
Bushyhead,	Howsley,	Rorschach,	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 House Bill No. 399, and ordered the same returned to the Honorable House.

### GENERAL ORDER

Senator Commons moved that HOUSE BILL NO. 188, by Kerr, et al., be referred to the Committee on Oil and Gas, retaining its place upon the Calendar, which motion prevailed.

Senator Nance raised a point of order against further consideration of bills, requesting that the regular order of business be proceeded with, which point was sustained.

### SECOND READING

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

SENATE BILL NO. 384—By BRIGGS, WHITAKER, HILL and STEWART—Referred to Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 30—By TIMMONS, BRIGGS, ALBRIGHT, KING, BUSHYHEAD, WALDREP, NANCE, SPENCER, BURNS and CARMACK—Senator Timmons asked unanimous consent, which was granted, to have Senate Joint Resolution No. 30 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 338—By FREEMAN and GOODWIN—By unanimous consent, House Bill No. 338 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 488—By COE—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 556—By ELLIS, ALLEN, ARMSTRONG, BAILEY, BARNETT, BEAMAN, BECK, BILLINGS, BOGGS, BRANAN, BREWER, BRUCE, BYROM, CAMPBELL, CANTRELL, CAREY, CARLETON, CARMICHAEL, CHAMBERS, COE, COLEMAN, CORSON, COUCH, COX, DAVIS, DEATON, DOGETT, DOTY, DUNN, EASON, EBY, BREWSTER, FRAYER, FRAZIER, FREEMAN, GIBBONS, GREGORY, HANKLA, HOGG, HOLLIMAN, HOWELL, HOYT, HUEY, HUNT of Osage, HUNT of Pittsburg, HUSER, JOHNSTON of Osage, JOHNSTON, JONES, KERR, KEYES, KIKER, KING, LARASON, LONG, McALESTER, MOFFETT, MOONEY, MORROW, MORTON, MUNGER, MUNSON, MYERS, O'BRIEN, O'DELL, PAULS, PETERSON, PHILLIPS of Okfuskee, PHILLIPS of Pawnee, POTEET, PUGH, RAASCH, REED, RONE, SCHWOERKE, SHOEMAKE, SINGLETON, SKINNER, SPEAR, SPENCER, STANDRIDGE, STOKES, TAYLOR, THORNTON, TWIDWELL, ULMARK, WELCH, WHIT-



AKER, WILDER, WILLIAMS, WINGO, WOOTEN, WORTHINGTON, WRIGHT of Beaver, WRIGHT of Washita, and WYLY—Referred to Committee on Judiciary No. 2.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 427, Senate Joint Resolution No. 23, Senate Bills Nos. 173, 179, 205, 206, 248, 259, 329, 334, 358 and 364, correctly engrossed.

WILLIS, Chairman.

Senator Waldrep presiding.

### THIRD READING

SENATE BILL NO. 259 was read at length for the third time.

Senator Fischl asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 259, line 8, page 2, by changing the period after the word, "appeal," to a comma and adding, "and shall only be necessary to include in the case-made or transcript that part of the record, proceedings, pleadings, orders and evidence affecting the school district appealing."

FISCHL.

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

#### AYE:

Albright,	Commons,	Hill,	Nichols,	Thomas,
Broadus,	Curnutt,	Howsley,	Paul,	Timmons,
Burns,	Duffy,	Hutchinson,	Pugh,	Waldrep,
Bushyhead,	Fidler,	Johnston,	Ritzhaupt,	Whitaker,
Carlile,	Fischl,	Jones,	Rorschach,	Willis,
Carmack,	Garvin,	Logan,	Sowards,	Wright.
Chamberlin,	George,	Nance,	Taylor,	Total, 34.

#### EXCUSED:

Rinehart. Total, 1.

#### ABSENT:

MacDonald, Spencer. Total, 2.

#### NOT VOTING:

Briggs,	King,	Ray,	Wilbanks.
Ivester,	Lowrance,	Stewart,	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:

**AYE:**

Albright,	Commons,	Hill,	Nichols,	Thomas,
Broadbush,	Curnutt,	Howsley,	Paul,	Timmons,
Burns,	Duffy,	Hutchinson,	Pugh,	Waldrep,
Bushyhead,	Fidler,	Johnston,	Ritzhaupt,	Whitaker,
Carlile,	Fischl,	Jones,	Rorschach,	Willis,
Carmack,	Garvin,	Logan,	Sowards,	Wright.
Chamberlin,	George,	Nance,	Taylor,	Total, 34.

**EXCUSED:**

Rinehart. Total, 1.

**ABSENT:**

MacDonald, Spencer. Total, 2.

**NOT VOTING:**

Briggs,	King,	Ray,	Wilbanks.
Ivester,	Lowrance,	Stewart,	Total, 7.

The emergency having received the constitutional two-third majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 259 was ordered referred for engrossment.

**RESOLUTION**

Senator Paul asked unanimous consent, which was granted, to submit the following Resolution, which, upon his motion, was read at length:

**SENATE RESOLUTION NO. 17—By PAUL, JOHNSTON, NANCE, COMMONS and GEORGE.**

**SCOTT A. FERRIS**

**AN OFFERING, A TRIBUTE, AND A MEMORIAL**

Scott A. Ferris, who died in Oklahoma City April 3, 1935, was just entering into the real prime of manhood's best.

He was born at Neosho, Missouri, in 1899, but in infancy came with his parents, Mr. and Mrs. Thomas Ferris, to Lawton at the opening of the Kiowa and Comanche country.

He was named for his uncle, Scott Ferris, now Chairman of the Oklahoma State Highway Commission, and for many years Oklahoma's National Democratic Committeeman.

He is survived by his mother, Mrs. Thomas Ferris, of 846 N. E. 27th Street, Oklahoma City, and by his brother, W. T. Ferris.

His life, though short, was filled with eventful change. His father had been in the Indian Service, through which activity his son and family gained much in travel and worldly knowledge. His uncle, Scott Ferris, for several years a Congressman, and always in public life, secured for him four years of service in Washington, D. C., as a page in the United States Congress.

He had a natural aptitude for the law and grew up in a political environment. While pursuing studies in the law, he stepped aside and enlisted and rendered highly creditable service in the United States Army during the World War. Hostilities over, he returned immediately to his legal pursuits, graduated with high honors, and entered actively into the practice.

His practice was usually of a high standard and always above question. He served as City Attorney of Sulphur, and County Attorney of Murray County, and as Attorney for the Oklahoma State Banking Department. In 1934, he made an active and highly meritorious race for Attorney-General.

Professionally he had the refined art of being generous and considerate of his opponent, while true and faithful to his client. In bearing, he was always dignified and manly.

Death is no respecter of persons. It comes to the patriarch well filled with honors and with years; it snatches the babe from its mothers arms; it beckons to buoyant youth to enter its somber portals; it lays its bony fingers on the stalwart man of affairs.

To be called when life is young and when the sun has scarcely reached the meridian, when ambition vaults, and the heart yearns for service and for progress was the enigma closing the earthly destiny of Scott A. Ferris. He was a manly man at his best, his prime. His mental endowments were of the highest order. He was grasping the opportunities of life with avid clutch, with mind alert and with hand extended, a broken heart string closed the earthly chapter.

The spirit released from ties of earth has answered the summons to the great and final assize and stands an honest man in the presence of the only just and perfect Judge.

Scott—To your family and friends we extend the hand clasp of fellow understanding and offer a heart tribute of consolation and affection from those who shared in your love for Him. The God of nature is not only infinitely wise and infinitely just, but infinitely merciful and His essence is infinite love.

Scott—You had your weaknesses, your frailties, your faults, perhaps even your failures, but you were a clean lawyer, a noble friend, a good citizen, a true soldier, a genuine American patriot, and your trust was in God, and these elements of excellence, these lofty virtues, will fix your rank and station, and your guerdon and reward.



Time is but a segment of eternity—earth a school of experience, and in the fullness of our Heavenly Father's gifts and graces we bid you adieu on earth and God-speed in your entrance into the "Infinite Cycle of Successions."

Upon motion of Senator Paul, Senate Resolution No. 17 was adopted and ordered referred for engrossment.

Upon motion of Senator Paul, Senate Resolution No. 17 was ordered printed in a suitable folder, to be forwarded by the Secretary to Honorable Scott Ferris, Chairman of the State Highway Commission, and to Mrs. Thomas Ferris, mother of Scott A. Ferris, deceased.

Senator Albright asked unanimous consent, which was granted, to take up for consideration SENATE CONCURRENT RESOLUTION NO. 14, which was read at length as follows:

SENATE CONCURRENT RESOLUTION NO. 14—By ALBRIGHT and FIDLER.

A CONCURRENT RESOLUTION DESIGNATING AND NAMING A CERTAIN PUBLIC BUILDING IN THE STATE OF OKLAHOMA.

WHEREAS, the Fifteenth Legislature has provided for the erection of a main building on the campus of the Northwestern State Teachers College at Alva, Oklahoma, to replace the original structure recently destroyed by fire; and

WHEREAS, it is deemed expedient and proper to honor and perpetuate the memory of one of Western Oklahoma's most distinguished State builders; and

THEREFORE, BE IT RESOLVED by the Senate of the State of Oklahoma, the House of Representatives concurring therein, that the Administration Building of the Northwestern State Teachers College shall be designated as the JESSE J. DUNN HALL.

Upon motion of Senator Albright Senate Concurrent Resolution No. 14 was adopted and ordered referred for engrossment.

### THIRD READING

SENATE BILL NO. 334 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Hutchinson,	Nichols,	Thomas,
Briggs,	Curnutt,	Ivester,	Paul,	Timmons,
Broadus,	Fidler,	Johnston,	Pugh,	Waldrep,
Burns,	Fischl,	Jones,	Ray,	Whitaker.
Bushyhead,	Garvin,	King,	Ritzhaupt,	
Carlile,	George,	Logan,	Sowards,	
Carmack,	Hill,	Lowrance,	Stewart,	
Chamberlin,	Howsley,	Nance,	Taylor,	Total, 36.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald, Spencer. Total, 2.

## NOT VOTING:

Duffy,	Wilbanks,	Wright.
Rorschach,	Willis,	Total, 5.

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:

## AYE:

Albright,	Commons,	Hutchinson,	Nichols,	Thomas,
Briggs,	Curnutt,	Ivester,	Paul,	Timmons,
Broaddus,	Fidler,	Johnston,	Pugh,	Waldrep,
Burns,	Fischl,	Jones,	Ray,	Whitaker.
Bushyhead,	Garvin,	King,	Ritzhaupt,	
Carlile,	George,	Logan,	Sowards,	
Carmack,	Hill,	Lowrance,	Stewart,	
Chamberlin,	Howsley,	Nance,	Taylor,	Total, 36.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald, Spencer. Total, 2.

## NOT VOTING:

Duffy,	Wilbanks,	Wright.
Rorschach,	Willis,	Total, 5.

The emergency having received the constitutional two-third 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. 334, and ordered the same transmitted to the Honorable House.

Upon request of Senator Nance, third readings of ENGROSSED SENATE BILLS NOS. 358 and 173 were deferred until the author is present.

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:

## AYE:

Briggs,	Commons,	Hill,	Nance,	Thomas,
Broadus,	Curnutt,	Howsley,	Nichols,	Timmons,
Burns,	Duffy,	Hutchinson,	Paul,	Waldrep,
Bushyhead,	Fidler,	Johnston,	Ray,	Willis,
Carlile,	Fischl,	Jones,	Ritzhaupt,	Wright.
Carmack,	Garvin,	Logan,	Sowards,	
Chamberlin,	George,	Lowrance,	Stewart,	Total, 33.

## NAY:

Ivester,	Pugh,	Taylor,	Whitaker.	Total, 4.
----------	-------	---------	-----------	-----------

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald,	Spencer.	Total, 2.
------------	----------	-----------

## NOT VOTING:

Albright,	King,	Rorschach,	Wilbanks.	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:

## AYE:

Briggs,	Commons,	Hill,	Nance,	Thomas,
Broadus,	Curnutt,	Howsley,	Nichols,	Timmons,
Burns,	Duffy,	Hutchinson,	Paul,	Waldrep,
Bushyhead,	Fidler,	Johnston,	Ray,	Willis,
Carlile,	Fischl,	Jones,	Ritzhaupt,	Wright.
Carmack,	Garvin,	Logan,	Sowards,	
Chamberlin,	George,	Lowrance,	Stewart,	Total, 33.

## NAY:

Ivester,	Pugh,	Taylor,	Whitaker.	Total, 4.
----------	-------	---------	-----------	-----------

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald,	Spencer.	Total, 2.
------------	----------	-----------

## NOT VOTING:

Albright,	King,	Rorschach,	Wilbanks.	Total, 4.
-----------	-------	------------	-----------	-----------

The emergency having received the constitutional two-third 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. 248, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 205 was read for the third time at length.

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

**AYE:**

Briggs,	Duffy,	Hutchinson,	Paul,	Thomas,
Bushyhead,	Fidler,	Ivester,	Pugh,	Timmons,
Carlile,	Fischl,	Johnston,	Ray,	Waldrep,
Carmack,	Garvin,	Jones,	Ritzhaupt,	Whitaker,
Chamberlin,	George,	King,	Sowards,	Willis,
Commons,	Hill,	Nance,	Stewart,	Wright.
Curnutt,	Howsley,	Nichols,	Taylor,	Total, 34.

**EXCUSED:**

Rinehart. Total, 1.

**ABSENT:**

MacDonald, Spencer. Total, 2.

**NOT VOTING:**

Albright,	Burns,	Lowrance,	Wilbanks.
Broadus,	Logan,	Rorschach,	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:

**AYE:**

Briggs,	Duffy,	Hutchinson,	Paul,	Thomas,
Bushyhead,	Fidler,	Ivester,	Pugh,	Timmons,
Carlile,	Fischl,	Johnston,	Ray,	Waldrep,
Carmack,	Garvin,	Jones,	Ritzhaupt,	Whitaker,
Chamberlin,	George,	King,	Sowards,	Willis,
Commons,	Hill,	Nance,	Stewart,	Wright.
Curnutt,	Howsley,	Nichols,	Taylor,	Total, 34.

**EXCUSED:**

Rinehart. Total, 1.

**ABSENT:**

MacDonald, Spencer. Total, 2.

**NOT VOTING:**

Albright,	Burns,	Lowrance,	Wilbanks.
Broadus,	Logan,	Rorschach,	Total, 7.

The emergency having received the constitutional two-third ma-

jority 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. 205, and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 23 was read for the third time at length.

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

AYE:

Briggs,	Commons,	Ivester,	Pugh,	Thomas,
Broadbus,	Fidler,	Johnston,	Ray,	Timmons,
Eurns,	Fischl,	Jones,	Ritzhaupt,	Willis.
Bushyhead,	Garvin,	King,	Rorschach,	
Carlile,	George,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	Total, 31.

NAY:

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

ABSENT:

MacDonald,	Spencer.	Total, 2.
------------	----------	-----------

NOT VOTING:

Albright,	Hill,	Lowrance,	Wilbanks,	
Duffy,	Logan,	Waldrep,	Wright.	Total, 8.

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:

AYE:

Eriggs,	Commons,	Ivester,	Pugh,	Thomas,
Broadbus,	Fidler,	Johnston,	Ray,	Timmons,
Eurns,	Fischl,	Jones,	Ritzhaupt,	Willis.
Bushyhead,	Garvin,	King,	Rorschach,	
Carlile,	George,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	Total, 31.

NAY:

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

## EXCUSED:

Rinehart. Total. 1.

## ABSENT:

MacDonald, Spencer. Total, 2.

## NOT VOTING:

Albright,	Hill,	Lowrance,	Wilbanks,	
Duffy,	Logan,	Waldrep,	Wright.	Total, 8.

The emergency having received the constitutional two-third 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. 23, and ordered the same transmitted to the Honorable House.

SENATE 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:

## AYE:

Broadbudds,	Fidler,	Jones,	Ritzhaupt,	Willis,
Burns,	Fischl,	King,	Rorschach,	Wright.
Carlile,	George,	Lowrance,	Taylor,	
Carmack,	Howsley,	Nance,	Thomas,	
Chamberlin,	Hutchinson,	Nichols,	Timmons,	
Commons,	Ivester,	Paul,	Waldrep,	
Curnutt,	Johnston,	Pugh,	Whitaker,	Total, 30.

## NAY:

Briggs. Total, 1.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald, Spencer. Total, 2.

## NOT VOTING:

Albright,	Garvin,	Ray,	Wilbanks,
Bushyhead,	Hill,	Sowards,	
Duffy,	Logan,	Stewart,	Total, 10.

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:



## AYE:

Broaddus,	Fidler,	Jones,	Ritzhaupt,	Willis,
Burns,	Fischl,	King,	Rorschach,	Wright.
Carlile,	George,	Lowrance,	Taylor,	
Carmack,	Howsley,	Nance,	Thomas,	
Chamberlin,	Hutchinson,	Nichols,	Timmons,	
Commons,	Ivester,	Paul,	Waldrep,	
Curnutt,	Johnston,	Pugh,	Whitaker,	Total, 30.

## NAY:

Briggs.	Total, 1.
---------	-----------

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald,	Spencer.	Total, 2.
------------	----------	-----------

## NOT VOTING:

Albright,	Garvin,	Ray,	Wilbanks.
Bushyhead,	Hill,	Sowards,	
Duffy,	Logan,	Stewart,	Total, 10.

The emergency having received the constitutional two-third 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. 329, and ordered the same transmitted to the Honorable House.

Senator Spencer asked to be recorded "present," which was the order.

SENATE BILL NO. 179 was read at length for the third time.

Senator Hill raised a point of order against prolonged discussions on bills, citing the Senate rule, which provides that five minutes shall be allotted each Senator, which point was sustained.

Upon motion of Senator Nance, the previous question was ordered.

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

## AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	
Briggs,	Fidler,	King,	Rorschach,	
Bushyhead,	George,	Logan,	Stewart,	
Carlile,	Hill,	Nance,	Taylor,	
Commons,	Johnston,	Nichols,	Waldrep.	Total, 20.

## NAY:

Broadbuss,	Fischl,	Paul,	Wilbanks,
Burns,	Garvin,	Pugh,	Willis,
Carmack,	Howsley,	Ray,	Wright.
Chamberlin,	Ivester,	Spencer,	
Curnutt,	Lowrance,	Whitaker,	Total, 18.

## EXCUSED:

Rinehart,	Total, 1.
-----------	-----------

## ABSENT:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Hutchinson,	Sowards,	Thomas,	Timmons.	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 Nichols moved that the vote be reconsidered by which Senate Bill No. 179 failed of passage.

The Chair stated consideration of the Nichols motion would be deferred for this legislative day.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 14 and Senate Bill No. 260, correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 14 and Engrossed Senate Bill No. 260, and ordered each transmitted to the Honorable House, for consideration.

## THIRD READING

SENATE BILL NO. 358 was read at length for the third time.

Senator Wilbanks asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 358, line 17, page 2, by inserting after the word "sustain," and before the word, "summons," a new sentence as follows: "Provided, however, that no person will be authorized to bring suit against the State under the provisions of this Act without first having obtained, by appropriate act of the Legislature, permission and authority to sue the State of Oklahoma."

WILBANKS.

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

## AYE:

Albright,	Carmack,	Johnston,	Ray,	
Briggs,	Chamberlin,	Jones,	Rorschach,	
Broadus,	George,	King,	Stewart,	
Burns,	Hill,	Logan,	Waldrep,	
Carlile,	Hutchinson,	Paul,	Wilbanks.	Total, 20.

## NAY:

Bushyhead,	Howsley,	Pugh,	Whitaker,
Curnutt,	Ivester,	Ritzhaupt,	Willis,
Duffy,	Nance,	Spencer,	Wright.
Garvin,	Nichols,	Taylor,	Total, 15.

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Commons,	Fischl,	Sowards,	Timmons.
Fidler,	Lowrance,	Thomas,	Total, 7.

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.

SENATE BILL NO. 173 was read at length for the third time.

Senator Wilbanks asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 173, lines 10 and 11, page 2, by striking the words and figures, "ten thousand dollars (\$10,000.00)," and inserting the words and figures, "five thousand dollars (\$5,000.00)."

WILBANKS.

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

## AYE:

Albright,	Carlile,	George,	Paul,	Thomas,
Briggs,	Chamberlin,	Hill,	Ray,	Wilbanks,
Broadus,	Commons,	Ivester,	Rorschach,	Wright.
Burns,	Duffy,	Johnston,	Spencer,	
Bushyhead,	Fidler,	Jones,	Taylor,	Total, 23.



## NAY:

Carmack,	Howesley,	Nichols,	Waldrep,	Willis.
Curnutt,	Nance,	Pugh,	Whitaker,	Total, 9.

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Fischl,	King,	Ritzhaupt,	Timmons.
Garvin,	Logan,	Sowards,	
Hutchinson,	Lowrance,	Stewart,	Total, 10.

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 Wilbanks, the emergency section to Senate Bill No. 173 was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 173 was ordered referred for engrossment.

SENATE BILL NO. 206 was read at length for the third time.

Senator Commons asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 206, line 4, page 1, by striking the word and figure, "Section 2," and by striking line 17, page 3.

## COMMONS.

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

## AYE:

Albright,	Commons,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	King,	Rorschach,	Willis,
Broaddus,	Fidler,	Nance,	Spencer,	Wright.
Bushyhead,	George,	Nichols,	Thomas,	
Carlile,	Hill,	Paul,	Timmons,	
Carmack,	Ivester,	Pugh,	Waldrep,	
Chamberlin,	Johnston,	Ray,	Whitaker,	Total, 31.

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Burns,	Garvin,	Logan,	Stewart,
Curnutt,	Howsley,	Lowrance,	Taylor.
Fischl,	Hutchinson,	Sowards,	Total, 11.

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. 206 was referred for engrossment.

Upon request of Senator Jones, third reading of SENATE BILL NO. 263 was deferred for this legislative day, the bill to retain its place upon the Calendar.

SENATE 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:

## AYE:

Albright,	Commons,	Ivester,	Pugh,	Timmons,
Briggs,	Curnutt,	Johnston,	Ray,	Waldrep,
Broadus,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Bushyhead,	Fidler,	King,	Rorschach,	Wilbanks,
Carlile,	Garvin,	Nance,	Spencer,	Willis,
Carmack,	George,	Nichols,	Stewart,	Wright.
Chamberlin,	Hill,	Paul,	Thomas,	Total, 34.

## EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

## ABSENT:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Burns,	Howsley,	Logan,	Sowards,	
Fischl,	Hutchinson,	Lowrance,	Taylor.	Total, 8.

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:

## AYE:

Albright,	Commons,	Ivester,	Pugh,	Timmons,
Briggs,	Curnutt,	Johnston,	Ray,	Waldrep,
Broadus,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Bushyhead,	Fidler,	King,	Rorschach,	Wilbanks,
Carlile,	Garvin,	Nance,	Spencer,	Willis,
Carmack,	George,	Nichols,	Stewart,	Wright.
Chamberlin,	Hill,	Paul,	Thomas,	Total, 34.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Burns,	Howsley,	Logan,	Sowards,	
Fischl,	Hutchinson,	Lowrance,	Taylor.	Total, 8.

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. 364, and ordered the same transmitted to the Honorable House.

## COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 192 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 192, as amended, and ordered the bill returned to the Honorable House.

By unanimous consent, 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 Engrossed House Bill No. 473, by Shoemake, Branan and Thornton of the House, and Broaddus and Whitaker of the Senate, entitled:

An Act empowering and authorizing the County of Muskogee, Oklahoma, and the Excise Board thereof, to levy and collect an annual tax for the use and benefit of the Free Oklahoma State Fair at Muskogee, which is also known as the Oklahoma Free State Fair, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Senator Chamberlin presiding.

Senator Waldrep presiding.



## THIRD READING

HOUSE BILL NO. 427 was read at length for the third time.

Senator Pugh asked unanimous consent, which was granted, to withdraw an amendment submitted by him to line 7, page 1, and adopted by the Senate on a previous legislative day, said amendment being as follows: "Line 7, page 1, by adding after the word, "Act," and before the word, "were," the following: "and in counties which have a bonded indebtedness where penalties, costs and interest have been paid and same have been transferred to the sinking fund but which have not been taken into consideration for making estimates for sinking purposes."

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

## AYE:

Albright,	Curnutt,	King,	Sowards,	Wilbanks,
Briggs,	Garvin,	Nance,	Spencer,	Willis,
Broadus,	George,	Nichols,	Stewart,	Wright.
Burns,	Hill,	Paul,	Taylor,	
Bushyhead,	Howsley,	Pugh,	Thomas,	
Carlile,	Ivester,	Ray,	Timmons,	
Carmack,	Johnston,	Ritzhaupt,	Waldrep,	
Chamberlin,	Jones,	Rorschach,	Whitaker,	Total, 35.

## NAY:

Duffy. Total, 1.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Commons,	Fischl,	Logan,	
Fidler,	Hutchinson,	Lowrance.	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:

## AYE:

Albright,	Curnutt,	King,	Sowards,	Wilbanks,
Briggs,	Garvin,	Nance,	Spencer,	Willis,
Broadus,	George,	Nichols,	Stewart,	Wright.
Burns,	Hill,	Paul,	Taylor,	
Bushyhead,	Howsley,	Pugh,	Thomas,	
Carlile,	Ivester,	Ray,	Timmons,	
Carmack,	Johnston,	Ritzhaupt,	Waldrep,	
Chamberlin,	Jones,	Rorschach,	Whitaker,	Total, 35.

## NAY:

Duffy. Total, 1.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Commons,	Fischl,	Logan,	
Fidler,	Hutchinson,	Lowrance.	Total, 6.

The emergency having received the constitutional two-third majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 427 was ordered referred for re-engrossment.

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:

## AYE:

Albright,	Garvin,	King,	Rorschach,	Wilbanks.
Briggs,	George,	Nance,	Sowards,	
Burns,	Hill,	Nichols,	Stewart,	
Bushyhead,	Howsley,	Paul,	Thomas,	
Carlile,	Johnston,	Ray,	Timmons,	
Duffy,	Jones,	Ritzhaupt,	Waldrep,	Total, 25.

## NAY:

Carmack,	Curnutt,	Logan,	Spencer,	Willis.
Chamberlin,	Ivester,	Pugh,	Whitaker,	Total, 9.

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Broadus,	Fidler,	Hutchinson,	Taylor,	
Commons,	Fischl,	Lowrance,	Wright.	Total, 8.

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. 286, and ordered the same returned to the Honorable House.

HOUSE 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:

**AYE:**

Albright,	Curnutt,	Jones,	Ritzhaupt,	Waldrep,
Briggs,	George,	King,	Sowards,	Wilbanks,
Burns,	Hill,	Nance,	Spencer,	Wright.
Carlile,	Howsley,	Nichols,	Stewart,	
Carmack,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Ray,	Timmons,	Total, 27.

**NAY:**

Duffy,	Pugh,	Whitaker,	Willis.	Total, 4.
--------	-------	-----------	---------	-----------

**EXCUSED:**

Rinehart.	Total, 1.
-----------	-----------

**ABSENT:**

MacDonald,	Total, 1.
------------	-----------

**NOT VOTING:**

Broadus,	Fidler,	Hutchinson,	Rorschach,
Bushyhead,	Fischl,	Logan,	Thomas.
Commons,	Garvin,	Lowrance,	Total, 11.

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:

**AYE:**

Albright,	George,	King,	Ritzhaupt,	Wilbanks,
Briggs,	Hill,	Lowrance,	Sowards,	Wright.
Burns,	Howsley,	Nance,	Spencer,	
Carlile,	Hutchinson,	Nichols,	Stewart,	
Carmack,	Ivester,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Timmons,	
Curnutt,	Jones,	Ray,	Waldrep,	Total, 30.

**NAY:**

Duffy.	Whitaker,	Willis.	Total, 3.
--------	-----------	---------	-----------

**EXCUSED:**

Rinehart.	Total, 1.
-----------	-----------



## ABSENT:

MacDonald, Total, 1.

## NOT VOTING:

Broadbuss,	Commons,	Fischl,	Logan,	Thomas.
Bushyhead,	Fidler,	Garvin,	Rorschach,	Total, 9.

The emergency having received the constitutional two-third 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. 293, and ordered the same returned to the Honorable House.

Senator Ivester asked unanimous consent, to which an objection was voiced, to take up for third reading HOUSE BILL NO. 60, by Davis, et al.

Upon motion of Senator Ivester, House Bill No. 60 was considered under Third Reading.

HOUSE BILL NO. 60 was read at length for the third time.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 60, line 7, page 1, by striking the words, "deposited sums," and inserting the words, "sums deposited."

CURNUTT.

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

## AYE:

Albright,	Commons,	Johnston,	Ritzhaupt,	Waldrep,
Briggs,	Curnutt,	Jones,	Rorschach,	Whitaker,
Broadbuss,	Fischl,	King,	Sowards,	Willis,
Burns,	George,	Nance,	Spencer,	Wright.
Bushyhead,	Hill,	Nichols,	Stewart,	
Carlile,	Howsley,	Pugh,	Thomas,	
Carmack,	Hutchinson,	Ray,	Timmons,	Total, 32.

## NAY:

Chamberlin,	Duffy,	Paul,	Wilbanks,	Total, 4.
-------------	--------	-------	-----------	-----------

## EXCUSED:

Rinehart. Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Fidler,	Ivester,	Lowrance,	
Garvin,	Logan,	Taylor.	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:

## AYE:

Albright,	Commons,	Johnston,	Ritzhaupt,	Waldrep,
Briggs,	Curnutt,	Jones,	Rorschach,	Whitaker,
Broadus,	Fischl,	King,	Sowards,	Willis,
Burns,	George,	Nance,	Spencer,	Wright.
Bushyhead,	Hill,	Nichols,	Stewart,	
Carlile,	Howsley,	Pugh,	Thomas,	
Carmack,	Hutchinson,	Ray,	Timmons,	Total, 32.

## NAY:

Chamberlin,	Duffy,	Paul,	Wilbanks.	Total, 4.
-------------	--------	-------	-----------	-----------

## EXCUSED:

Rinehart,	Total, 1.
-----------	-----------

## ABSENT:

MacDonald,	Total, 1.
------------	-----------

## NOT VOTING:

Fidler,	Ivester,	Lowrance,	
Garvin,	Logan,	Taylor.	Total, 6.

The emergency having received the constitutional two-third majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 60, as amended, was ordered referred for engrossment.

Senator Commons served notice on the Senate that he would, on some future legislative day, move to reconsider the vote by which House Bill No. 60 was passed.

## GENERAL ORDER

SENATE BILL NO. 359, by Committee on Manufacturing and Industry, was taken up for consideration.

Senator Briggs asked unanimous consent, which was granted, to submit the following amendment to Senate Bill No. 359, which was adopted:

Mr. President: I move to amend Senate Bill No. 359, by substituting therefor the following:

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 359—By  
COMMITTEE ON MANUFACTURING AND INDUSTRY.

AN ACT DECLARING A DESIGNATED PUBLIC POLICY OF THE STATE OF OKLAHOMA TO CO-OPERATE WITH THE FEDERAL GOVERNMENT IN ITS EMPLOYMENT, RELIEF, RECOVERY AND REHABILITATION PROGRAM; CREATING A STATE PLANNING BOARD FOR GENERAL PLANNING OF ALL PUBLIC WORKS AND IMPROVEMENTS IN THE STATE AND AS AN AGENCY OF THE STATE TO CO-OPERATE WITH THE FEDERAL GOVERNMENT IN RECEIVING GRANTS AND EXPENDING MONEY APPROPRIATED BY THE FEDERAL GOVERNMENT AND ALLOCATED TO THE STATE OF OKLAHOMA IN ITS RELIEF PROGRAM; GIVING SAID PLANNING BOARD FULL POWER TO MAKE CONTRACTS, EXPEND MONEYS AND DO ALL THINGS NECESSARY TO CO-OPERATE WITH THE FEDERAL GOVERNMENT IN ALL PROJECTS UNDERTAKEN BY IT IN SUCH RELIEF PROGRAM, NOT DELEGATED TO SOME OTHER BOARD, COMMISSION OR AGENCY; PROVIDING FOR THE APPOINTMENT OF THE MEMBERS OF THE PLANNING BOARD; PRESCRIBING THEIR POWERS AND DUTIES; FIXING THEIR SALARIES AND EXPENSES; PROVIDING FOR THE APPOINTMENT OF EMPLOYEES; MAKING AN APPROPRIATION TO EFFECTUATE THE PURPOSES OF SAID BOARD, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. Because of the fact that the Congress of the United States Government has in the past enacted legislation, and is now in the process of enacting further legislation for relief, employment, recovery and rehabilitation of a distressed population, brought about by the present financial and economic depression, and for such purpose has appropriated, and is appropriating large sums of money to be expended in the various States of the Union, including the State of Oklahoma, as grants to the various States and for the purpose of being expended on various projects in such States, including Oklahoma, covering such projects as: "highways, roads, streets, and grade-crossing elimination, \* \* \*; rural rehabilitation and relief in stricken agricultural areas, and water conservation, trans-mountain water diversion and irrigation and reclamation \* \* \*; rural electrification \* \* \*; housing \* \* \*; projects for professional and clerical persons \* \* \*; Civilian Conservation Corps \* \* \*; loans or grants for public projects of States and Territories and the District of Columbia or political subdivisions or agencies thereof \* \* \*; sanitation, prevention of soil erosion, sea coast erosion, reforestation, forestation, flood control, rivers and harbors and miscellaneous projects \* \* \*"

Because of the further fact that under the policy of the Federal Government the State of Oklahoma and its agencies will be entitled to participate in the expenditure of said funds by receiving grants out of said funds and by being allowed to administer and supervise the expenditure of parts of said funds, it is hereby declared to be the policy of the State of Oklahoma to co-operate with the Federal Government in all of said expenditures that will be made in the State of Oklahoma and to create sufficient agencies of the State of Oklahoma with adequate powers to co-operate with the Federal Govern-



ment in the expenditures of said funds, for the purpose of furnishing relief, employment, recovery and rehabilitation of its distressed citizens.

SECTION 2. There is hereby created a State Planning Board which shall consist of the Governor, as ex-officio Chairman, and three members to be appointed by the Governor with the advice and consent of the Senate, and also the Chairman of the Highway Commission, Chairman of the Conservation Commission, the Chairman of the State Board of Affairs, as ex-officio members. All of said appointed members shall hold office coterminous with that of the Governor and until his successor is appointed and qualified, and shall be removable at the will of the Governor.

SECTION 3. Ex-officio members of the Board shall receive no salary hereunder but all members of the Board shall receive actual and necessary traveling expenses incident to their duties on the Board, not to exceed Four Dollars (\$4.00) per day, in addition to transportation. Each of said appointed members of the Board shall receive a salary of \$4,800.00 Dollars per year, payable in monthly installments.

SECTION 4. Said State Planning Board is hereby constituted an agency of the State of Oklahoma with full power and authority to co-operate with the Federal Government and its agencies, in the general employment, relief, recovery and rehabilitation program under any Act of Congress wherein grants or appropriations of public funds are available for expenditure in the State of Oklahoma, wherein any State Commission, Board or Agency has not full power and authority to co-operate with the Federal Government in the expenditure of said funds, it being the intent and purpose of this Act to provide an agency to co-operate with the Federal Government in said program, in all matters wherein sufficient powers and authorizations have not been delegated to any board, commission or agency. It is the further intent and purpose of this Act to give the Board herein created, power and authority supplemental to the power and authority of any existing board, commission or agency where such board, commission or agency does not have sufficient power and authority to co-operate with the Federal Government in its employment, relief, recovery and rehabilitation program.

For the purpose of effectuating the object of this Act, said Planning Board shall have the following powers:

(a) To accept grants from the Federal Government and its agencies in its employment, relief, recovery and rehabilitation program, and more particularly in projects set forth in Section One (1) of this Act.

(b) To have supervision of all projects for any of the purposes of the above mentioned grant wherein some other State board, commission or agency has not been vested with such supervision. In all cases where such supervision is consistent with the Acts of Congress relating thereto.

(c) To have full power to make contracts in promoting such projects consistent with the Acts of Congress and with the rules and regulations of Federal agencies thereunder.

(d) To purchase material and employ labor necessary for such projects.

(e) To appoint and employ technical and clerical help and laborers and such other employees as may be deemed necessary in such projects.

(f) To do all things necessary, whether herein specifically set out or not, to co-operate with the Federal Government in the expenditure of said Federal funds on Oklahoma projects in its employment, relief, recovery and rehabilitation program.

(g) To have such other powers as are incident to those specifically delegated herein.

SECTION 5. It shall be a further function of said Planning Board to prepare and adopt an official State Plan for the physical development of the State. Said State Plan shall be made with the general purpose of guiding and accomplishing a co-ordinated, adjusted, efficient and economical development of the State which will, in accordance with the present and future needs and resources, best promote the health, safety, comfort, convenience, prosperity and welfare of the people of the State of Oklahoma, and for the conservation of the natural resources, distribution of population and general economical security. Said official Plan shall be made for the purpose of reducing the wastes of physical, financial or human resources which result from an uneconomical distribution of population, haphazard development and a lack of long-term, co-ordinated physical and financial planning. Said State Plan may be adopted as a whole, as the work of preparing said plan progresses, or may from time to time be adopted in part. Said Board may, from time to time, amend, extend or add to the Plan or carry any part of the Plan into greater detail. The adoption of the Plan or any part, amendment, extension or addition shall be by resolution of the Board, carried by an affirmative vote of not less than a majority of the entire membership thereof.

SECTION 6. Said Board shall have the power to employ such technical and clerical assistants as is necessary to effectuate the purposes of this Act.

SECTION 7. Said Board may publish and distribute copies of plans, pamphlets, maps, plats and other explanatory matter that will serve to clarify the plan or plans so adopted.

SECTION 8. It shall be the further duty of said Board to make a survey of the natural resources of the State and to investigate the cost and practicability of their development; to make a survey of the industrial needs of the State and to study ways and means by which the same may be developed.

SECTION 9. It shall be the further duty of said Board to make an exhaustive study and analysis of the needs of the inmates of penal and eleemosynary institutions and of those dependent upon the State for aid as to clothing, food and other supplies and of the materials and supplies necessary for the construction and upkeep of State institutions, highways and other public works and to make a thorough analysis of the cost of all such items. Said Board shall investigate the practicability of co-ordinating the labor of the inmates of penal and



eleemosynary institutions and of those who are dependent upon State aid, in order to produce and manufacture food, clothing and supplies for said State charges, and if found practicable, said Board shall have the authority to provide for the manufacture and production of said food, clothing and supplies for said State charges. Provided that no article produced or manufactured by any of such State charges shall be placed on the market in competition with Oklahoma trade or labor.

SECTION 10. There is hereby appropriated out of the funds of the State Treasury, not otherwise appropriated, for the purpose of carrying out this Act, the sum of \$500,000.00 Dollars, to cover salaries, expenses and other disbursements, from the date this Act becomes effective to the end of the fiscal year ending Jun 30th, 1936.

SECTION 11. If any part or provision of this Act shall be held invalid, the decision of the Court shall not affect or impair any of the remaining parts or provisions of the Act.

SECTION 12. 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.

BRIGGS.

Upon motion of Senator Briggs, further consideration of Senate Bill No. 359 was set for Special Order at 2:00 p. m., on the next legislative day.

SENATE BILL NO. 370, by Nance, Stewart, Commons, Nichols and Rinehart, was taken up for consideration and read at length.

Senator Nance submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 370, line 13, page 4, by striking lines 13 and 14, and all of line 15, down to the semicolon and inserting the following: "Such regular employees of the House and Senate as may be necessary to complete such work. Provided, however, that no member of either House shall be used or employed in such work nor shall any wife or relative of any member be employed."

NANCE.

Senator Nichols submitted the following amendment:

Mr. President: I move to amend the Nance amendment, by inserting after the words, "that no member," the words, "or ex-member."

NICHOLS.

Senator Stewart asked unanimous consent, which was granted, to submit the following amendment, which was tabled, upon motion of Senator Hill:

Mr. President: I move to amend the Nance amendment by



adding after the words, "Provided, however," the words, "not more than five members of each branch of the legislature shall be employed."

STEWART.

The vote occurring on the Nichols amendment to the Nance amendment, it was declared adopted.

The vote occurring on the Nance amendment, as amended, it was declared adopted.

Upon motion of Senator Nance, Senate Bill No. 370, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 370, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 370 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Willis,
Briggs,	Duffy,	King,	Rorschach,	Wright.
Burns,	Fischl,	Logan,	Spencer,	
Bushyhead,	George,	Nance,	Thomas,	
Carlile,	Hill,	Nichols,	Waldrep,	
Carmack,	Howsley,	Paul,	Whitaker,	
Chamberlin,	Johnston,	Pugh,	Timmons,	Total, 30.

#### NAY:

Garvin,	Ray,	Stewart,	
Lowrance,	Sowards,	Wilbanks.	Total, 6.

#### EXCUSED:

Rinehart.	Total, 1.
-----------	-----------

#### ABSENT:

MacDonald.	Total, 1.
------------	-----------

#### NOT VOTING:

Broadbuss,	Fidler,	Ivester,	
Commons,	Hutchinson,	Taylor.	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:

**AYE:**

Albright,	Curnutt,	Jones,	Ritzhaupt,	Willis,
Briggs,	Duffy,	King,	Rorschach,	Wright.
Burns,	Fischl,	Logan,	Spencer,	
Bushyhead,	George,	Nance,	Thomas,	
Carlile,	Hill,	Nichols,	Timmmons,	
Carmack,	Howsley,	Paul,	Waldrep,	
Chamberlin,	Johnston,	Pugh,	Whitaker,	Total, 30.

**NAY:**

Garvin,	Ray,	Stewart,	
Lowrance,	Sowards,	Wilbanks.	Total, 6.

**EXCUSED:**

Rinehart.	Total, 1.
-----------	-----------

**ABSENT:**

MacDonald.	Total, 1.
------------	-----------

**NOT VOTING:**

Broaddus,	Fidler,	Ivester,	
Commons,	Hutchinson,	Taylor.	Total, 6.

The emergency having received the constitutional two-third majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 370, as amended, was ordered referred for engrossment.

Senator Willis submitted the following Committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 16 and Senate Bill No. 293 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 16 and Engrossed Senate Bill No. 293 and ordered each transmitted to the Honorable House, for consideration.

President Berry presiding.

**MESSAGES**

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 540—By TAYLOR, BREWER, MUNGER and LARASON,

An Act making appropriation for the salaries and expenses of the members and employees of the State Conservation Commission and all the necessary expenditures authorized by law to be made by this Commission; regulating the expenditure for certain items and declaring an emergency.

ENGROSSED HOUSE BILL NO. 409—By DAVIS of the House, and RORSCHACH of the Senate,

An Act amending Section 4930, Oklahoma Statutes, 1931, 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; excepting sales to the United States Government, or any agency thereof, from the operation thereof, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 395—By BECK,

An Act amending Section 6798, Oklahoma Statutes, 1931, relating to the election of district school board members; providing method of selection in case of tie, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 395, 409 and 540.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 79—By CHAMBERLIN, GARVIN and NANCE of the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House,

An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma orphan or destitute minor children who are not in State Institutions; providing the means and manner of expending



thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill, the following named Representatives:

CHAMBERS,  
WORTHINGTON,  
SPECK,  
WILLIAMS,  
SINGLETON,  
MOONEY,  
MUNSON, and  
WHITAKER.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 13—By HUTCHINSON, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHY-HEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, FISCHL, GARVIN, GEORGE, HILL, HOWSLEY, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS and WRIGHT of the Senate, and PUGH, TAYLOR, PHILLIPS of Okfuskee, DOTY, MORTON, O'NEILL, PHILLIPS of Pawnee, ULMARK, WILDER and WRIGHT of the House,

A Resolution expressing regret at the death of former Senator Dave Powers, admiration and respect for his life and works as a citizen and public official, and sympathy for his bereaved family,

and to advise you, and through you the Honorable Senate, that the same has been signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 13 was ordered referred to the Secretary of State.

## COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Public Service Corporations, to whom was referred Engrossed House Bill No. 346, by O'Dell, Long, Allen, Peterson, Wooten, Ellis, Carey, Kiker, Hunt of Osage, Barnett, Doggett, and Brewster, entitled:

An Act requiring all persons, firms, associations or corporations owning, operating or leasing any gas, water or oil pipe lines in any county, to file a map or plat thereof with the county assessor; prescribing the contents of said map or plat; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHITAKER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Engrossed House Bill No. 459 by Frayer and Hoyt of the House, and Sowards of the Senate, entitled:

An Act authorizing Lewis Adams, of Lincoln County, Oklahoma, to bring suit against the State of Oklahoma to determine the amount of damages sustained by him on account of the construction of State Highway No. 66, adjoining the west half of the northeast quarter of Section 14, Township, 14 North, Range 3 East, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DUFFY, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 380 by Wright, entitled:

A Bill to be entitled an Act making supplemental appropriation for the West Oklahoma Home at Helena, 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.

NICHOLS, Chairman.

## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 385—By RITZHAUPT, RAY, IVESTER, TAYLOR, BURNS, DUFFY, WHITAKER and STEWART—An

Act providing for the incorporation of improvement authorities; prescribing the powers and duties of such authorities; and authorizing such authorities to engage in the enterprise of furnishing water, sewage, gas or electric heat, light or power services, and to issue bonds, and providing for the payment of such bonds, and declaring an emergency.

SENATE BILL NO. 386—By RORSCHACH of the Senate, and MARTIN of the House—An Act making supplemental appropriation for the Whitaker State Orphans Home at Pryor, Oklahoma, for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

Upon motion of Senator Nance, the Senate adjourned, to meet at 11:00 o'clock, a. m., Friday, April 5, 1935.



# SIXTY-THIRD LEGISLATIVE DAY

FRIDAY, APRIL 5, 1935

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by the President, and upon motion of Senator Nance, the Senate recessed to meet at 12:30 p. m.

At 12:30 p. m., the Senate reassembled, with the President presiding, and upon motion of Senator Nance, the Senate recessed to meet at 1:30 p. m.

## AFTERNOON SESSION

At 1:30 p. m., the Senate reassembled and was called to order by the President.

Upon roll call, the following members were present:

### PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broaddus,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	George,	Lowrance,	Sowards,	Willis,
Carlile,	Hill,	MacDonald,	Spencer,	Wright.
Carmack,	Howsley,	Nance,	Stewart,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	Total, 42.

### EXCUSED:

Fischl,	Ray.	Total, 2.
---------	------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

## GENERAL ORDER

Upon motion of Senator Broaddus, HOUSE BILL NO. 473, by Shoemaker et al., of the House, and Whitaker of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Howsley, HOUSE BILL NO. 536, by Howell, was advanced to engrossment and third reading.

Upon motion of Senator Briggs, HOUSE BILL NO. 454, by Boggs, et al., of the House, and Briggs, et al., of the Senate, was advanced to engrossment and third reading.

Senator Briggs asked unanimous consent, which was granted, to add the name of Senator Chamberlin as a joint author of House Bill No. 454.

Upon motion of Senator Fidler, SENATE BILL NO. 368, by Fidler and Rinehart, of the Senate, and Coe, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Albright, SENATE BILL NO. 366, by Albright, was advanced to engrossment and third reading.

### RESOLUTIONS

The following Resolution was introduced:

SENATE RESOLUTION NO. 18, by Nichols, Johnston, King, Albright, Whitaker, Logan, Commons and Waldrep—A Resolution requesting the Oklahoma delegation in Congress to oppose the enactment of Senate Bill No. 2047, now pending in the Congress of the United States, in its present form.

Senator Nichols asked unanimous consent, which was granted, to immediately consider Senate Resolution No. 18, which was read at length as follows:

SENATE RESOLUTION NO. 18—By NICHOLS, JOHNSTON, KING, ALBRIGHT, WHITAKER, LOGAN, COMMONS and WALDREP.

A RESOLUTION REQUESTING THE OKLAHOMA DELEGATION IN CONGRESS TO OPPOSE THE ENACTMENT OF SENATE BILL NO. 2047 NOW PENDING IN THE CONGRESS OF THE UNITED STATES, IN ITS PRESENT FORM.

WHEREAS, there is now pending in the Congress of the United States a bill entitled, "A Bill to promote the general welfare of the Indians of the State of Oklahoma, and for other purposes," being Senate Bill No. 2047, and an identical bill in the House of Representatives, relating to the affairs of the members of the Osage and Five Civilized Tribes; and

WHEREAS, the terms and provisions of said bill are objectionable in the following particulars, to-wit:

(1) The President of the United States is given power and authority, in his discretion, to extend restricted periods and trusts relating to said Indians;

(2) The provision of said bill authorizing an Indian to apply to the Secretary of the Interior for the removal of restrictions is ambiguous and capable of a construction adverse to a class which should have special consideration at his hands;

(3) By the provisions of said bill it is proposed to make lands non-taxable which are now subject to taxation under the laws of the State;

(4) By the terms of said bill it is proposed to give to the Secretary of the Interior exclusive jurisdictional powers to administer upon the estate of a deceased Indian, including the power to determine his heirs, approve or disapprove his will, partition his lands, funds or other property among his heirs, settle any claims against his estate and to prescribe rules and regulations for descent and distribution, without giving to any aggrieved person the right of appeal from the decision of said Secretary.

(5) It is generally proposed by the terms of said bill to establish over the Indians of the Osage and Five Civilized Tribes of Oklahoma a long-range government, operated, directed and maintained by the bureaucrats at Washington, and thereby reverse the policy which has heretofore been pursued by the Federal Government in assisting and aiding the members of said Tribes to become, in reality, citizens of the State of Oklahoma with all the rights, privileges and prerogatives of citizenship therein and the duty and obligation to bear and maintain their part of the government of said State; and

WHEREAS, in the administration of the affairs of the Five Civilized Tribes of Oklahoma, many worthy, competent and qualified members of said Tribes have been ignored and disregarded by the appointive authority in designating and appointing officials and employees of the Indian Department operating in the State of Oklahoma among said Tribes; and

WHEREAS, Section 1 of the Act of January 27, 1933, being Section 1 of House Bill No. 8750 of the 72nd Congress, should be repealed for the reason that it is unintelligible and incapable of application, as demonstrated by the various interpretations thereof placed thereon by the officers of the Indian Department.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the provisions of the said bill above referred to are objectionable to the people of the State of Oklahoma, including the members of the said Tribes of Indians, and are inimical to the welfare and progress of said Indians, and such terms and conditions contained in said bill should be eliminated, or else the bill defeated in its entirety, and that we therefore recommend to the Oklahoma delegation in Congress that they oppose the enactment of said bill containing said objectionable features.

That the said delegation is requested to secure the repeal of Section 1 of the Act of January 27, 1933, being Section 1 of House Bill No. 8750 of the 72nd Congress; and that they use their good offices in furtherance of the recognition of worthy, intelligent and competent Indians of said Tribe to serve in official capacities in the administration of the affairs of said Indians.



Senator Nichols moved the adoption of Senate Resolution No. 18.

Upon motion of Senator Hill, the previous question was ordered.

The vote occurring on the Nichols motion, it was declared adopted.

Senate Resolution No. 18 was ordered referred for engrossment.

Senator Spencer submitted the following Resolution, which, upon his motion, was taken up for immediate consideration and read at length as follows:

SENATE RESOLUTION NO. 19—By SPENCER, PUGH, GARVIN, NANCE, NICHOLS, PAUL, COMMONS and HUTCHINSON.

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF FORMER SENATOR W. M. STACEY, ADMIRATION AND RESPECT FOR HIS LIFE AND WORKS AS A CITIZEN AND PUBLIC OFFICIAL, AND SYMPATHY FOR HIS BEREAVED FAMILY.

WHEREAS, former Senator W. M. Stacy died on the 5th day of April, 1935; and

WHEREAS, as a private citizen, a county official, and as State Senator from the 15th Senatorial District of the State of Oklahoma, the said W. M. Stacey gave unselfishly of his time, energy, and ability in the interest of his fellow citizens of the State of Oklahoma; and,

WHEREAS, Senator Stacey, during his service in the Senate, earned the respect and admiration of his colleagues and fellow citizens by reason of his honesty, fair dealings, and devotion to policies which he believed to be in the interest of the State of Oklahoma;

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

The Senate of the State of Oklahoma express its sincere respect and admiration for the life and works of W. M. Stacey; its deep regret at his passing; and its sincere sympathy for the members of his bereaved family; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the family of the deceased.

By unanimous consent, Senator Curnutt was added as a joint author of Senate Resolution No. 19.

Upon motion of Senator Spencer, Senate Resolution No. 19, as amended, was adopted and ordered referred for engrossment.

Upon motion of Senator Curnutt, the Secretary was instructed to send a suitable floral offering for the funeral of Senator Stacey.

#### GENERAL ORDER

Upon motion of Senator Broadus, SENATE BILL NO. 373, by Broadus, was advanced to engrossment and third reading.

HOUSE BILL NO. 476, by Morrow, of the House, and Ritzhaupt of the Senate, was considered.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment, which was adopted.

Mr. President: I move to amend House Bill No. 476, line 18, page 2, by inserting after the word, "or," and before the word, "county," the word, "any."

RITZHAUPT.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 476, line 11, page 6, by striking after the word, "Commissioners," and before the word, "upon," the word, "may," and substituting the word, "shall."

RITZHAUPT.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 476, line 7, page 11, by adding a new section as Section 12, to read as follows: "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 be in force and effect from and after its passage and approval".

RITZHAUPT.

Upon motion of Senator Ritzhaupt, House Bill No. 476, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wright, SENATE JOINT RESOLUTION NO. 22, by Wright, Briggs and Hutchinson, was advanced to engrossment and third reading.

Upon motion of Senator Logan, HOUSE BILL NO. 234, by Peterson, was advanced to engrossment and third reading.

Senator Timmons asked unanimous consent, which was granted, to have SENATE JOINT RESOLUTION NO. 30, by Timmons, Briggs et al., advanced to engrossment and third reading.

Senator Fidler asked unanimous consent, which was granted, to have SENATE BILL NO. 287, by Waldrep, advanced to engrossment and third reading.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet under the rules on Monday, April 8, 1935, which motion prevailed.

Senator Hutchinson asked unanimous consent, which was granted,

to have HOUSE BILL NO. 118, by Eason, advanced to engrossment and third reading.

Senator Spencer asked unanimous consent, to which objection was voiced, to have HOUSE BILL NO. 275, by Roberts, advanced to engrossment and third reading.

### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 427, Senate Resolution No. 17, Senate Bills Nos. 173 and 259, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 427, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Resolution No. 17, and ordered the same referred for enrollment.

The President, in open session, signed Engrossed Senate Bills Nos. 173 and 259 and ordered each transmitted to the Honorable House, for consideration.

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Oil and Gas, to whom was referred Engrossed House Bill No. 187, by Kerr and Kiker, entitled:

An Act amending Sections 2, 3, 4 and 6 of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the correlative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be printed as amended and placed on the Calendar.

GARVIN, Chairman.

Mr. President: We, your Committee on Education, to whom was referred House Bill No. 212, by Branam, Twidwell, Williams, Poteet and Traw, entitled:

An Act establishing the "General school fund of the State," 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.

RITZHAUPT, Chairman.



Mr. President: We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 423, by Reed, entitled:

An Act amending Section 2, Article 6, Chapter 219, of Session Laws of 1913, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Engrossed House Bill No. 556, by Ellis, Allen, Armstrong, Bailey, Barnett, Beaman, Beck, Billings, Boggs, Branan, Brewer, Bruce, et al., entitled:

An Act amending Section 2388, Oklahoma Statutes, 1931, relating to indecent exposures, obscene writings or pictures, 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 9, by Nichols, Commons, Sowards, Chamberlin, Whitaker and MacDonald, entitled:

An Act creating the Greater University of Oklahoma (an association of coordinated colleges); granting thereto a public charter; providing for the appointment and naming of its trustees and officials; defining their powers and duties, 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.

RITZHAUPT, Chairman.

By unanimous consent, further consideration of the adverse Committee Report on Senate Bill No. 9 was deferred for this legislative day.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 350, by Rorschach of the Senate, and Bailey of the House, entitled:

An Act making appropriation for the purpose of building a central dining hall and kitchen, a ward building in the fiscal year of 1935-36, a ward building in the fiscal year of 1936-37, and repairs to ward buildings in the fiscal year of 1936-37, at the Eastern Oklahoma Hospital for the Insane at Vinita, Oklahoma, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 356, by Commons, entitled:

An Act amending Section 12518 of the Oklahoma Statutes, 1931, relating to revisions and adjustments of over payments as to claims for refunds that have been filed or may be filed; 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.

COMMONS, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 192—By LARASON, COOK, STANDRIDGE, TAYLOR, SPECK and CARLETON,

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on National Banking Associations, State banks and trust companies, according to or measured by their net incomes authorized by Method Four (4) of Section 5219, U. S. Revised Statutes as amended, relating to National Banking Associations, and complying therewith, to provide revenues for general governmental functions of the State; providing for the disposition of revenues arising thereunder; prescribing the rates of such taxes; providing for specific deductions and exemptions from said tax; providing for the computation and collection of such taxes by the Oklahoma Tax Commission and empowering same to enforce said Act and to prescribe and enforce rules and regulations in relation thereto; defining the powers of said Commission in the collection of additional and delinquent taxes; making certain violations of Acts unlawful and prescribing penalties therefor; requiring income tax returns to be made by taxpayers and prescribing how same shall be prepared and filed; making said taxes and penalties a lien on taxpayers' property and providing for the enforcement thereof; requiring persons paying income to individuals to report same to said Commission; providing in certain cases for withholding income taxes at the source and the method of payment thereof; providing a legal remedy for aggrieved taxpayers; repealing Chapter 195, Oklahoma Session Laws, 1933, and all Acts or parts of Acts in conflict with this Act, except as same apply to accrued income taxes and penalties thereon and to the collection thereof; providing that if a portion of Act is held

invalid same will not affect other portions thereof, and declaring an emergency,

and respectfully asks for an Open Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Holliman, Carmichael, Branan, Cook, Kirkpatrick, Abernathy of Pottawatomie, Abernethy of Harmon, Welch, Gibbons, Kerr, Shoemaker and Chase.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House for a conference on Engrossed House Bill No. 192 was ordered granted, the President appointing as Senate Conferees thereunder, Senators Commons, Nichols, Nance, Paul, Broadbudd, Ivester, Garvin, Taylor, Rorschach, Duffy, Carlile and Stewart.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 398—By GIBBONS and ELLIS,

An Act amending Section 3711, Oklahoma Statutes, 1931, as amended by Oklahoma Session Laws, 1933, Chapter 156, providing a penalty for the violation of the Motor Vehicle Act; prescribing the procedure to be had thereunder, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 511—By BRANAN,

An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, requests, successions and transfers; defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for nonpayment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisements and assessments of the tax and the enforcement of this statute; authorizing appeals from the County Court; authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the inheritance tax law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the inheritance tax statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfers; providing for the cooperation of all State and



County officers in the enforcement of this Act and providing penalties for failure thereof; declaring that if any section or part of this law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes, 1931, amendments thereto, and all laws in conflict herewith, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 398 and 511.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 270—By KIRKPATRICK,

Authorizing banks and trust companies organized under the laws of this State under certain conditions and in a manner specified to issue and sell preferred stock of one or more classes from time to time, to provide for the method and manner of retirement thereof, providing that the holders thereof shall not be subject to double liability, providing that neither said stock nor the holder thereof shall be subject to assessments thereon, providing for amendments to the Articles of Incorporation necessary to accomplish the purposes of this Act, authorizing the sale of said preferred stock to the Reconstruction Finance Corporation and others, providing that such stock in the hands of agencies of the Federal or State Government shall not be subject to ad valorem tax limiting preemptive rights of stockholders to subscribe and purchase said newly issued preferred stock, defining the words "Capital" and "Capital Stock" to include such preferred stock, authorizing and prescribing a method for the reduction of common stock outstanding, providing a method and manner of retirement of preferred stock and declaration and payment of a common stock dividend equal in aggregate par value to the aggregate par value of the preferred stock retired, providing that the validity of a portion of this Act shall not affect the balance hereof and repealing all laws and parts of laws in conflict herewith, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 270 was read at length 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,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 357—By FIDLER, NICHOLS, BRIGGS, CARLILE, CARMACK, CURNUTT, FISCHL, HILL, HOWSLEY, JOHNSTON, JONES, KING, LOWRANCE, NANCE, RINEHART, TAYLOR, WILBANKS and WRIGHT,

An Act appropriating \$15,000.00 to pay the costs for supervisonal engineering and general planning necessary for the proper landscaping and beautification of the grounds of the State surrounding the State Capitol building and the Governor's mansion, providing for the manner of payment thereof, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 357 was ordered referred for enrollment.

#### SECOND READING

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

SENATE BILL NO. 385—By RITZHAUPT, RAY, IVESTER, TAYLOR, BURNS, DUFFY, WHITAKER and STEWART—Referred to Committee on Public Service Corporations.

SENATE BILL NO. 386—By RORSCHACH of the Senate, and MARTIN of the House—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 540—By TAYLOR, BREWER, MUNGER and LARASON—Senator Nance asked unanimous consent, which was granted, to have House Bill No. 540 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 409—By DAVIS of the House, and RORSCHACH of the Senate—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 395—By BECK—Referred to Committee on Privileges and Elections.

Senator Hill presiding.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 357 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 357 was read at length 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.

Referring to the Nichols motion lodged on the previous legislative day to reconsider the vote by which SENATE BILL NO. 179 failed of passage:

The vote occurring on the Nichols motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Commons,	Jones,	Nichols,	Thomas,
Briggs,	Duffy,	King,	Rinehart,	Timmons,
Burns,	Fidler,	Logan,	Ritzhaupt,	Waldrep.
Bushyhead,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	MacDonald,	Stewart,	
Carmack,	Johnston,	Nance,	Taylor,	Total, 27.

NAY:

Chamberlin,	Howsley,	Pugh,	Whitaker,	
Curnutt,	Ivester,	Sowards,	Wilbanks,	
Garvin,	Paul,	Spencer,	Willis.	Total, 12.

EXCUSED:

Fischl,	Ray.	Total, 2.
---------	------	-----------

NOT VOTING:

Broadus,	Hutchinson,	Wright.	Total, 3.
----------	-------------	---------	-----------

Senator Briggs moved that further consideration of Senate Bill No. 179 be deferred until the next legislative day, which motion failed of adoption.

Senators Paul and Carmack asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: We move to amend Senate Bill No. 179 by adding a new section as follows: "Provided further that no person shall be employed in the construction of the projects, under the provisions of this Act, where they are not bona fide residents of Oklahoma. All materials used in the projects must be purchased from Oklahoma concerns, if such materials are available."

PAUL and CARMACK.



Senator Logan moved to amend the Paul-Carmack amendment by striking therefrom the last sentence, which motion was tabled, upon motion of Senator Briggs.

The vote occurring on the Paul-Carmack amendment, it was declared adopted.

Senator Paul submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 179 by adding, "Provided that no bond shall be issued under the provisions of this Act unless and until the Federal Government grants to the State of Oklahoma at least 30 per cent of no bond issue."

PAUL.

Senators Briggs and Paul, as a substitute, submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 179 by substituting for the Paul amendment the following: "Provided proceeds of any bond sold shall not be expended unless and until the Federal Government agrees to provide funds equal to at least 30 per cent of the cost of said building."

BRIGGS and PAUL.

Senate Bill No. 179, as amended, was read at length.

Senator Ivester submitted the following amendment, which was ruled out of order:

Mr. President: I move to amend Senate Bill No. 179, line 3, page 12, by striking after the word, "Act," and before the word, "The," the rest of line 8, and lines 9, 10, 11 and 12.

IVESTER.

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

AYE:

Albright,	Commons,	Jones,	Nichols,	Taylor,
Briggs,	Duffy,	King,	Paul,	Thomas,
Burns,	Fidler,	Logan,	Rinehart,	Waldrep.
Bushyhead,	George,	Lowrance,	Ritzhaupt,	
Carlile,	Hill,	MacDonald,	Rorschach,	
Carmack,	Johnston,	Nance,	Stewart,	Total, 27.

NAY:

Chamberlin,	Howsley,	Sowards,	Wilbanks,
Curnutt,	Ivester,	Spencer,	Willis.
Garvin,	Pugh,	Whitaker,	Total, 11.

EXCUSED:

Fischl,	Ray.	Total, 2.
---------	------	-----------

NOT VOTING:

Broadbuss, Hutchinson, Timmons, Wright. Total, 4.

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

Senator Ivester moved that the emergency be stricken, which motion was adopted, and the title of the bill was ordered amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 179 was ordered referred for engrossment.

MESSAGE

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

To the President of the Senate,

Building.

SIR:

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

ENROLLED SENATE BILL NO. 357—By FIDLER, NICHOLS, BRIGGS, CARLILE, CARMACK, CURNUTT, FISCHL, HILL, HOWSLEY, JOHNSTON, JONES, KING, LOWRANCE, NANCE, RINEHART, TAYLOR, WILBANKS and WRIGHT,

An Act appropriating \$15,000.00 to pay the costs for supervisonal engineering and general planning necessary for the proper landscaping and beautification of the grounds of the State surrounding the State Capitol building and the Governor's mansion; providing for the manner of payment thereof, 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 signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 357 was ordered referred to the Governor, for consideration.

SPECIAL ORDER

SENATE BILL NO. 359, by Committee on Manufacturing and Industries, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Briggs.

Section 3 was read.

Senator Briggs submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 359, line 1, page 5, by striking the word, "each," on line 1, all of lines 2, 3 and 4, and inserting the following:

"One of the appointed members of said Board shall be designated as and shall be the executive vice-chairman of the Board, and shall have charge and executive control of the office and all clerical, stenographic and other employees performing services under direction of the Board. He shall devote his entire time to the performance of the duties of his office and shall receive and be paid a salary of four thousand, eight hundred dollars per year, in equal monthly installments, and in addition his necessary traveling expenses when away from the State Capitol in the performance of his duties. Other appointive members of the Board shall receive and be paid a sum of fifteen dollars (\$15.00) per day, for each day necessarily spent in the discharge of duties, as may be directed by the Board.

BRIGGS.

Senator Pugh, as a substitute, submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend Senate Bill No. 359, line 1, page 5, as follows:

By striking after the word "transportation," in line 1, balance of line 1, and all of lines 2, 3 and 4, and insert the following:

"The Executive Vice-Chairman shall devote his entire time to the duties of his office; shall have charge and control of the management of the office of said Board and he shall be paid an annual salary of four thousand dollars, payable in monthly installments. Other appointed members of the Board shall receive a per diem allowance of Twelve Dollars (\$12.00) per day, for such time as the Governor and/or Executive Vice-Chairman shall require their actual services on said Board. The per diem allowance of each member, as provided above, shall not exceed Eighteen Hundred Dollars (\$1,800.00) per year."

PUGH.

The vote occurring on the Briggs amendment, it was declared adopted.

Upon motion of Senator Briggs, Section 3, as amended, was adopted.

Section 4 was read.

Senator Briggs submitted the following amendment, which was adopted:



Mr. President: I move to amend Senate Bill No. 359, line 6, page 5, by inserting after the word, "Oklahoma," and before the word, "with," the following: "and is hereby vested."

BRIGGS.

Upon motion of Senator Briggs, Section 4, as amended, was adopted.

Section 5 was read and adopted, upon motion of Senator Briggs.

Section 6 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 359, line 7, page 9, by changing the period after the word, "Act," to a comma and adding, "and shall fix the salaries thereof to be paid monthly."

BRIGGS.

Upon motion of Senator Briggs, Section 6, as amended, was adopted.

Sections 7 and 8 were read and adopted, upon motions of Senator Briggs.

Section 9 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 359, line 15, page 10, by striking the period after the word, "charges," and inserting the following: "and for purchasing materials for use in construction of such public improvement project as may be necessary and/or advisable."

BRIGGS.

Upon motion of Senator Briggs, Section 9, as amended, was adopted.

Section 10 was read.

Senator Briggs submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 359, line 4, page 11, by striking the word, "five," and inserting the word "three."

BRIGGS.

Senator Pugh, as a substitute, submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend Senate Bill No. 359, line 4, page 11, by striking the words, "five hundred thousand," and inserting the words, "one hundred thousand."

PUGH.

The vote occurring on the Briggs amendment, it was declared adopted.

Upon motion of Senator Briggs, Section 10, as amended, was adopted.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 359, line 7½, page 11, by inserting a new section to read as follows: "Section 11. All monies or funds received as grants of public funds from the United States Government or other sources, as same are received and made available, are hereby appropriated to and shall be used and expended in the purchase of material, equipment and supplies required, and for salaries and wages of employees or laborers in the construction and prosecution of the work on projects undertaken." And by renumbering the succeeding sections.

BRIGGS.

Section 12 was read and adopted, upon motion of Senator Briggs.

Upon motion of Senator Briggs, Senate Bill No. 359 was advanced to engrossment and third reading.

Upon motion of Senator Briggs, the rules of the Senate were suspended and Senate Bill No. 359 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 359 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Johnston,	Nichols,	Taylor,
Briggs,	Duffy,	Jones,	Paul,	Thomas,
Bushyhead,	Garvin,	King,	Pugh,	Timmons,
Carlile,	George,	Logan,	Ritzhaupt,	Whitaker,
Carmack,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Chamberlin,	Howsley,	MacDonald,	Spencer,	Willis.
Commons,	Ivester,	Nance,	Stewart,	Total, 34.

#### EXCUSED:

Fischl,	Ray.	Total, 2.
---------	------	-----------

## NOT VOTING:

Broadbuss,	Fidler,	Rinehart,	Waldrep,	
Burns,	Hutchinson,	Sowards,	Wright.	Total, 8.

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:

## AYE:

Albright,	Curnutt,	Johnston,	Nichols,	Taylor,
Briggs,	Duffy,	Jones,	Paul,	Thomas,
Bushyhead,	Garvin,	King,	Pugh,	Timmons,
Carlile,	George,	Logan,	Ritzhaupt,	Whitaker,
Carmack,	Hill,	Lowrance,	Rorschach,	Wilbanks,
Chamberlin,	Howsley,	MacDonald,	Spencer,	Willis.
Commons,	Ivester,	Nance,	Stewart,	Total, 34.

## EXCUSED:

Fischl,	Ray.	Total, 2.
---------	------	-----------

## NOT VOTING:

Broadbuss,	Fidler,	Rinehart,	Waldrep,	
Burns,	Hutchinson,	Sowards,	Wright.	Total, 8.

The emergency having received the constitutional two-third majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 359 was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 323, by Reed, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Briggs.

Senator Paul asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 323, line 3, page 1, by striking the words, "wild turkey."

PAUL.

Upon motion of Senator Chamberlin, further consideration of House Bill No. 323 was deferred for this legislative day.

Senator Wilbanks moved that the vote be reconsidered by which SENATE BILL NO. 358, by Wilbanks, failed of passage.



The Presiding Officer announced the Wilbanks motion would be entered in the record.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 387—By JOHNSTON and WRIGHT—An Act authorizing John Horn, his heirs, executors and administrators, to institute and prosecute an action against the State of Oklahoma in the matter of damages suffered by him to his property by reason of the wrongful act of the Highway Department.

SENATE BILL NO. 388—By BROADDUS and WHITAKER of the Senate, and SHOEMAKE, THORNTON and BRANAN of the House—An Act making appropriation for salaries, maintenance and equipment for the State Hospital for Negro Insane, Taft, Oklahoma, and declaring an emergency.

SENATE BILL NO. 389—By WHITAKER and BROADDUS of the Senate, and SHOEMAKE, THORNTON and BRANAN of the House—An Act making an appropriation to construct, equip and furnish an Industrial Building at the Oklahoma School for the Blind, Muskogee, Oklahoma, and declaring an emergency.

SENATE BILL NO. 390—By ALBRIGHT and WALDREP—An Act authorizing and directing County Commissioners to build township roads; authorizing the Highway Department to build and improve township and county roads and to cooperate with the County Commissioners in the construction of the same, providing the Highway Department shall not be liable for maintenance of township or county roads; making an appropriation therefor, and declaring an emergency.

### 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 Appropriations, to whom was referred Engrossed House Bill No. 406, by Committee on Appropriations, entitled:

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State educational, eleemosynary and penal institutions, and from the revolving funds and hospital funds of certain institutions, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute, attached hereto, do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Engrossed House Bill No. 488, by Coe, entitled:

An Act prohibiting the drilling of any well for oil or gas within a one mile radius from the center of the State Capitol Building; providing penalty for violation of Act; providing for enjoining of violation of Act,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

GARVIN, Chairman.

Upon motion of Senator Garvin, the adverse Committee Report on Engrossed House Bill No. 488 was adopted.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 354, by Commons, Chamberlin, Paul, George and Nance, entitled:

An Act creating certain offices, positions and duties in the office of the Attorney General; prescribing the qualifications therefor; fixing the salary therefor and time of payment thereof; authorizing certain expenditures from appropriations made for said office for "Communications," etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 369, by Fidler and Rorschach, entitled:

An Act to promote public morals, by abolishing civil causes of action for breach of promise to marry, alienation of affections, criminal conversation, and certain causes of action for seduction; prohibiting the bringing, prosecution or settlement of any such actions, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be printed and placed on the Calendar.

CURNUTT, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 386, by Rorschach of the Senate, and Martin of the House, entitled:

An Act making supplemental appropriation for the Whitaker State Orphans Home at Pryor, Oklahoma, for the remainder of the fiscal year ending June 30, 1935, 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.

NICHOLS, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 19, Senate Bills Nos. 370, 375 correctly engrossed and Senate Resolution No. 17 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Senate Resolution No. 19 and ordered it referred for enrollment.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 370 and 375 and ordered each transmitted to the Honorable House, for consideration.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 17 and ordered it referred to the Secretary of State.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 321—By COE of the House, and NICHOLS of the Senate,

An Act making an appropriation of \$4,004.00 to pay each of the District Court reporters, a payment of whose salaries was not covered by the case of Telle vs. Carter, State Auditor, the sum of Twenty-Five (\$25.00) Dollars per month for each month served as a District Court reporter during the period beginning July 1, 1933, and ending January 14, 1935, providing procedure therefor, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 565—By MARTIN, BAILEY, CAMPBELL, SULLIVAN, JOHNSON of Comanche, ABERNETHY of Harmon, MUNSON and BYROM of the House, and RORSCHACH, NANCE and GARVIN of the Senate,

An Act making appropriations from any moneys in the public building fund, not otherwise appropriated, to pay the cost of purchase, constructing, equipping and installing certain permanent improvements at certain State institutions, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the



*Sixty-third Day, Friday, April 5, 1935*

1347

same have been passed by the House and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 321 and 565.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 350—By BRUCE,

An Act authorizing the purchase of Cigarette Tax Stamps from the Oklahoma Tax Commission by wholesalers and jobbers of cigarettes at a discount of 5% to compensate such wholesalers or jobbers for expenses necessarily incurred under the provisions of House Bill No. 361 of the Fifteenth Legislature, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 350.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED SENATE BILL NO. 261—By NICHOLS,

An Act making appropriation for the State Prison at McAlester, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 261 was ordered referred for enrollment.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules on Monday, April 8th, 1935.

## SIXTY-FOURTH LEGISLATIVE DAY

MONDAY, APRIL 8, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broaddus,	Fidler,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	Lowrance,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Taylor,	Total, 43.

## EXCUSED:

MacDonald. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## GENERAL ORDER

Upon motion of Senator Broaddus, SENATE BILL NO. 169, by Broaddus, was advanced to engrossment and third reading.

Senator Nance requested that certain administration measures be considered before other measures are called up.

Senator Hill moved that, after the consideration of the bills named by Senator Nance, the Senate proceed to the consideration of HOUSE BILL NO. 24, by Abernathy, which motion, by unanimous consent, he withdrew.

By unanimous consent, HOUSE BILL NO. 540, by Taylor and Brewer, et al., was taken up for consideration.

Section 1 was read.

Senator Johnston submitted the following amendment, which was adopted:



Mr. President: I move to amend House Bill No. 540, line 6, page 1, by striking the word, "Commission," and inserting after the word, "of," and before the word, "but," the words, "the Conservation Commission of the State of Oklahoma," and amend the title to conform thereto.

JOHNSTON.

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

Upon motion of Senator Nance, House Bill No. 540 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 540 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 540 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broadus,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Willis,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Thomas,	Total, 38.

#### EXCUSED:

MacDonald. Total, 1.

#### NOT VOTING:

Commons,	Hutchinson,	Taylor.
Hill,	Ray,	Total, 5.

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:

AYE:

Albright,	Curnutt,	Johnston,	Pugh,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Waldrep,
Broaddus,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Willis,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Thomas,	Total, 38.

EXCUSED:

MacDonald. Total, 1.

NOT VOTING:

Commons,	Hutchinson,	Taylor.
Hill,	Ray,	Total, 5.

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. 540 was ordered referred for engrossment.

GENERAL ORDER

Senator Waldrep asked unanimous consent, to which objection was voiced, to have SENATE BILL NO. 372, by Sowards, advanced to engrossment and third reading.

Senator Waldrep moved that Senate Bill No. 372 be advanced to engrossment and third reading, which motion was tabled, upon motion of Senator Logan.

Senator Nance called for the regular order of business, which was the order.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Banks and Banking, to whom was referred Engrossed House Bill No. 324, by Johnston, entitled:

An Act amending Section 9123, Oklahoma Statutes, 1931, relating to the bonding of officers and employees of State Banks, 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.

BROADDUS, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred House Bill No. 491, by Gibbons, entitled:

An Act authorizing the construction and equipment of dormitories on the campus of the Central State Teachers College of the State of Oklahoma located at Edmond, Oklahoma; providing for the issuance and payment of Central State Teachers College Dormitory Bonds, 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.

NICHOLS, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 18 and Senate Bills Nos. 179 and 359, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 18 and ordered it referred for enrollment.

The President, in open session, signed Engrossed Senate Bills Nos. 179 and 359 and ordered them transmitted to the House, for consideration.

#### FIRST READING

The following Bills and Resolution were introduced and read for the first time:

SENATE JOINT RESOLUTION NO. 31—By JOHNSTON—A Joint Resolution submitting to the people for their approval or rejection a proposed amendment to Section 21 of Article 10 of the Constitution of Oklahoma.

SENATE BILL NO. 391—By WRIGHT, HOWSLEY and ALBRIGHT—An Act creating a vocational training school at Helena, Oklahoma, for dependent children and giving the Superintendent of the West Oklahoma Home for white children control thereof, and declaring an emergency.

SENATE BILL NO. 392—By WALDREP—An Act amending Section 5970 and 5971, of the Oklahoma Statutes of 1931, being Sections 1 and 2, of Chapter 32, Session Laws of 1931, relating to the purchase of supplies, material and equipment and the letting of contracts for public work, and the keeping of an account thereof.

SENATE BILL NO. 393—By WALDREP—An Act making appropriation for the Department of State Examiner and Inspector, and declaring an emergency.

SENATE BILL NO. 394—By WALDREP—An Act repealing Article



3 of Chapter 24, O. S. 1931, and Chapter 60 of Oklahoma Session Laws, 1933, being Senate Bill No. 372 of the 14th Legislature.

## SECOND READING

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

SENATE BILL NO. 387—By JOHNSTON and WRIGHT—By unanimous consent, Senate Bill No. 387 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 388—By BROADDUS and WHITAKER of the Senate, and SHOEMAKE, THORNTON and BRANAN of the House—By unanimous consent, Senate Bill No. 388 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 389—By WHITAKER and BROADDUS of the Senate, and SHOEMAKE, THORNTON and BRANAN of the House—By unanimous consent, Senate Bill No. 389 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 390—By ALBRIGHT and WALDREP—By unanimous consent, Senate Bill No. 390 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 398—By GIBBONS and ELLIS—Referred to Committee on Roads and Highways.

ENGROSSED HOUSE BILL NO. 511—By BRANAN—Senator Commons asked unanimous consent, which was granted, to have House Bill No. 511 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 321—By COE of the House, and NICHOLS of the Senate—By unanimous consent, House Bill No. 321 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 565—By MARTIN, BAILEY, CAMPBELL, SULLIVAN, JOHNSON of Comanche, ABERNETHY of Harmon, MUNSON and BYROM of the House, and RORSCHACH, NANCE and GARVIN of the Senate—By unanimous consent, House Bill No. 565 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 350—By BRUCE—Referred to Committee on Revenue and Taxation.

President Pro Tempore Briggs presiding.

## GENERAL ORDER

Senator Nance called up for consideration HOUSE BILL NO. 188, by Kerr, et al., and, upon the request of the Chairman of the Com-

mittee on Oil and Gas, further consideration was deferred for this legislative day.

#### SPECIAL ORDER

HOUSE BILL NO. 53, by Bruce, et al., was considered.

Section 1 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, line 8, page 2, by adding after the word, "tracks," the following: "and excepting vehicles drawn by animal power."

#### COMMONS.

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

Senator Stewart presiding.

President Pro Tempore Briggs presiding.

Sections 2, 3 and 4 were read and adopted, upon motions of Senator Commons.

Section 5 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, line 1, page 7, after the word, "revoke," and before the word, "as," insert the words, "by such State or."

#### JOHNSTON.

Upon motion of Senator Commons, Section 5, as amended, was adopted.

Sections 6, 7, 8, 9 and 10 were read and adopted, upon motions of Senator Commons.

Section 11 was read.

Senator Ivester submitted the following amendment:

Mr. President: I move to amend House Bill No. 53, line 12, page 13, by striking after the word, "designate," and before the word, "such," the following: "such employees or agents," and by adding the following: "The County Clerks of the various counties of the State of Oklahoma and/or any other County elective official in the discretion of the Commission."

#### IVESTER.

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

Mr. President: I move to amend House Bill No. 53, lines 14 to 18, page 13, and lines 1 and 2, page 14, by striking after the word, "licenses," and before the word, "It," the remainder of the page, and lines 1 and 2, page 14.

COMMONS.

Senators Paul and Ivester submitted the following amendment:

Mr. President: We move to amend the Commons amendment by striking lines 3 to 9, both inclusive, page 14.

PAUL and IVESTER.

Senator Commons called for a division of the amendment.

The chair ruled two separate questions were presented and each would be considered separately.

The Commons amendment was placed before the Senate.

Upon motion of Senator Chamberlin, the previous question was ordered.

The vote occurring on the Commons amendment, it was declared adopted.

The vote occurring on the Paul-Ivester amendment, it was declared adopted.

Upon motion of Senator Commons, Section 11, as amended, was adopted.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, lines 1 and 2, page 12, by striking after the word, "agents," and before the words, "of the several," the words, "and County Clerks."

CURNUTT.

Senator Fischl asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, line 18, page 4, by adding after the word, "highway," the words, "or for vehicles drawn by animal power," and by changing the period to a comma.

FISCHL.

Senator Wilbanks asked unanimous consent to submit the following amendment, which was adopted:



Mr. President: I move to amend House Bill No. 53, line 13, page 3, by striking the last syllabus of the word, "nature," the remainder of the line, and first three letters in line 1, page 4, and substituting the following: "which is used as a matter of right by the public."

WILBANKS.

Sections 12 and 13 were read and adopted, upon motions of Senator Commons.

Section 14 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, line 13, page 16, by adding the following: "shall promptly report the same to the department and"

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, line 16, page 16, by inserting after the word, "law," the following: "The Oklahoma State Tax Commission shall immediately report the fact of such loss to the State Bureau of Identification and its successors, and also report the same to the Oklahoma Stolen Car Department."

JOHNSTON.

Upon motion of Senator Commons, Section 14, as amended, was adopted.

Senator Fischl asked unanimous consent, which was granted, to submit the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 53, line 9½, page 16, by adding another section to be known as Section 13½, as follows: "Section 13½. This Act shall not apply to any actual farmer in this State or any member of his family."

FISCHL.

Upon motion of Senator Commons, Section 14 was adopted.

Section 15 was read.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, lines 10 and

11, page 17, by striking after the word, "of," in line 10, and before the letter, "A," in line 10, the words, "Justice of the Peace."

IVESTER.

Upon motion of Senator Commons, Section 15, as amended, was adopted.

Sections 16 and 17 were read and adopted, upon motions of Senator Commons.

Section 18 was read.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Hill:

Mr. President: I move to amend House Bill No. 53, lines 15, 16, 17 and 18, page 18, and inserting, "The license of any person convicted of any of the following crimes shall be automatically revoked and cancelled."

CURNUTT.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, by striking lines 14 and 15, page 19.

COMMONS.

Upon motion of Senator Commons, Section 18, as amended, was adopted:

Section 19 was read.

Senator Pugh submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 53, line 16, page 21, by adding after the word, "year," and before the word, "and," the following: "unless the party has been convicted three times for driving while drunk, and in that event a license shall not be granted to the party so convicted until he can show by competent evidence that he has not been intoxicated for a period of two years."

PUGH.

Upon motion of Senator Commons, Section 19 was adopted.

Sections 20 and 21 were read and adopted, upon motions of Senator Commons.

Section 22 was read.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend House Bill No. 53, line 4, page 23, by striking all of Section 22.

IVESTER.

Senator Rinehart submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend House Bill No. 53, line 6, page 23, by adding after the word, "years," and before the word, "to," the following: "or any person regardless of age"; and in line 8 after the word, "minor," by adding the words "or other persons"; and in lines 9 and 10 after the word, "minor," by adding the words, "or other person."

RINEHART.

Upon motion of Senator Commons, Section 22 was adopted.

Sections 23 and 24 were read and adopted, upon motions of Senator Commons.

Section 25 was read.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 53, line 4, page 25, by striking all of Section 25.

IVESTER.

Upon motion of Senator Commons, Section 25 was adopted.

Sections 26, 27, 28 and 29 were read and adopted, upon motions of Senator Commons.

Section 30 was read.

Senator Commons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 53, line 18, page 26, by striking after the word, "County," and before the word "jail," the words, "or municipal jail."

COMMONS.

Upon motion of Senator Commons, Section 30, as amended, was adopted.

Section 31 was read.

Senators Fischl and Ivester submitted the following amendment:

Mr. President: We move to amend House Bill No. 53, line 5, page 27, by striking the figures, "\$1.00," and inserting, "50c."

FISCHL and IVESTER.



Senator Stewart, as a substitute, submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 53, line 5, page 27, by striking the figures, \$1.00," and inserting the figures, "10c."

STEWART.

Upon motion of Senator Commons, the Ivester-Fischl amendment was tabled.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 53, line 7½, page 28, by adding a new paragraph as follows: "And from fees as collected there is hereby created a Criminal Court Fund for the purpose of paying all costs of holding District and Superior Courts held in the several counties of the State of Oklahoma for the trial of criminal cases," and by striking on line 11, page 28, the words, "General Revenue Funds," and inserting the words, "Criminal Court Funds."

STEWART.

Senator Ivester and Pugh submitted the following amendment:

Mr. President: We move to amend House Bill No. 53, line 12, page 28, by striking after the word, "of," and before the word, "defraying," and substituting the following: "and shall be used for the following purposes, to-wit: For the purpose of maintaining township and county roads in the various counties of the State and shall be prorated back to the counties on a basis of the amount of miles necessary to be maintained by the county and township roads in each county."

IVESTER and PUGH.

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

Mr. President: I move to amend House Bill No. 53, line 10, page 28, by striking after the word, "Oklahoma," and before the word, "and," all the remainder of the Section and substituting therefor the following: "and five (5%) per cent of said fund shall be placed in a special fund, designated 'The Drivers' License Enforcement Fund,' the same to be expended by the Oklahoma Tax Commission in the enforcement of this Act, and ninety-five (95%) per cent of said fund shall be placed in a special fund, to be known as 'The Special County Highway Fund,' and shall be expended upon roads and highways of the various counties of the State not designated State highways under rules and regulations and under supervision of the State Highway Commission upon a per capita basis in ratio to the amount received from each county."

COMMONS.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend the Commons amendment to House Bill No. 53, line 12 page 28, by striking after the word, "purpose," and substituting, "of providing relief for the unemployables of the State, and it shall be disbursed by the Governor of the State for such purpose."

## FISCHL.

Senator Nance raised a point of order against the Fischl amendment, which was sustained, stating it not a proper amendment to the substitute amendment.

Senator Chamberlin moved to table the Commons amendment, which motion failed of adoption, the roll call thereon being as follows:

## AYE:

Briggs,	Duffy,	Lowrance,	Rorschach,	
Burns,	Hill,	Nance,	Taylor,	
Bushyhead,	Jones,	Nichols,	Waldrep,	
Chamberlin,	Logan,	Ritzhaupt,	Whitaker.	Total, 16.

## NAY:

Albright,	Fischl,	Johnston,	Rinehart,	Willis.
Broadus,	Garvin,	King,	Spencer,	
Carmack,	George,	Paul,	Stewart,	
Commons,	Hutchinson,	Pugh,	Thomas,	
Curnutt,	Ivester,	Ray,	Wilbanks,	Total, 21.

## EXCUSED:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Carlile,	Howsley,	Timmons,	
Fidler,	Sowards,	Wright.	Total, 6.

Upon motion of Senator Chamberlin, the previous question was ordered.

The vote occurring on the Commons amendment, it was declared failed of adoption.

Upon motion of Senator Nichols, the Ivester-Pugh amendment was tabled, the roll call thereon being as follows:

## AYE:

Albright,	Chamberlin,	Johnston,	Nichols,	Timmons,
Briggs,	Commons,	Jones,	Rorschach,	Waldrep.
Broadus,	George,	Logan,	Sowards,	
Bushyhead,	Hill,	Lowrance,	Spencer,	
Carlile,	Howsley,	Nance,	Taylor,	Total, 22.

## NAY:

Burns,	Garvin,	Paul,	Ritzhaupt,	Wilbanks,
Carmack,	Hutchinson,	Pugh,	Stewart,	Willis.
Duffy,	Ivester,	Ray,	Thomas,	
Fischl,	King,	Rinehart,	Whitaker,	Total, 18.

## EXCUSED:

MacDonald. Total, 1.

## NOT VOTING:

Curnutt, Fidler, Wright. Total, 3.

Upon motion of Senator Nichols, the Fischl amendment was tabled.

Senator Commons submitted the following amendment:

Mr. President: I move to amend House Bill No. 53, line 10, page 28, by adding after the word, "Oklahoma," and before the word, "and," the following: "Five (5%) per cent of the funds derived under the provisions of this Act shall be credited to a Special Fund, to be known as 'The Drivers' License Enforcement Fund,' to be expended by the Oklahoma Tax Commission to enforce the provisions of this Act."

## COMMONS.

Senator Chamberlin moved that House Bill No. 53 be advanced to engrossment and third reading.

Upon motion of Senator Hill, the previous question was ordered.

The vote occurring on the Chamberlin motion, it was declared adopted.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 53, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

## AYE:

Briggs,	Commons,	Jones,	Taylor,	
Broadus,	Duffy,	Lowrance,	Timmons,	
Bushyhead,	George,	Nance,	Waldrep,	
Carlile,	Hill,	Nichols,	Whitaker,	
Carmack,	Howsley,	Rorschach,	Wilbanks,	
Chamberlin,	Johnston,	Spencer,	Willis.	Total, 24.

## NAY:

Albright,	Hutchinson,	Paul,	Ritzhaupt,	Wright.
Burns,	Ivester,	Pugh,	Sowards,	
Curnutt,	King,	Ray,	Stewart,	
Fischl,	Logan,	Rinehart,	Thomas,	Total, 17.



## EXCUSED:

MacDonald. Total, 1.

## NOT VOTING:

Fidler, Garvin. 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:

## AYE:

Albright,	Duffy,	Lowrance,	Taylor,	Wright.
Briggs,	George,	Nance,	Timmons,	
Bushyhead,	Hill,	Nichols,	Waldrep,	
Carlile,	Howsley,	Rorschach,	Whitaker,	
Carmack,	Jones,	Sowards,	Wilbanks,	
Commons,	King,	Spencer,	Willis,	Total, 25.

## NAY:

Burns,	Hutchinson,	Paul,	Ritzhaupt,
Chamberlin,	Ivester,	Pugh,	Stewart,
Curnutt,	Johnston,	Ray,	Thomas.
Fischl,	Logan,	Rinehart,	Total, 15.

## EXCUSED:

MacDonald. Total, 1.

## NOT VOTING:

Broadus, Fidler, Garvin. 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.

House Bill No. 53, as amended, was ordered referred for engrossment.

President Berry presiding.

## GENERAL ORDER

Senator Wright asked unanimous consent, which was granted, to have SENATE BILLS NOS. 306, 313, 317 and 318 stricken from the Calendar.

Senator Ray asked unanimous consent, which was granted, to have SENATE RESOLUTION NO. 11, by Ray and Jones, stricken from the Calendar.

MESSAGES

The following Message from the Governor was received and read:

April 5, 1935.

To the President and Members  
Of the Honorable Senate.  
GENTLEMEN:

I desire to inform you that I have this day approved and signed  
Enrolled Senate Bill No. 357, entitled:

ENROLLED SENATE BILL NO. 357—By FIDLER, NICHOLS,  
BRIGGS, CARLILE, CARMACK, CURNUTT, FISCHL, HILL, HOWS-  
LEY, JOHNSTON, JONES, KING, LOWRANCE, NANCE, RINEHART,  
TAYLOR, WILBANKS and WRIGHT, entitled:

An Act appropriating \$15,000.00 to pay the costs for supervisonal  
engineering and general planning necessary for the proper landscaping  
and beautification of the grounds of the State surrounding the State  
Capitol building and the Governor's mansion; providing for the manner  
of payment thereof, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

The following Messages from the Honorable House were received  
and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit here-  
with for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 25—By  
KIKER, KERR, SULLIVAN, MUNGER, EASON, COX, ALLEN, PO-  
TEET, PHILLIPS of Okfuskee, GIBBONS, RAASCH and ROBERTS,

A Concurrent Resolution directing the State Highway Commission  
to proceed forthwith to make a survey of traffic on all designated  
State highways, to compile and correlate the data obtained and to file  
a copy thereof with the Governor and with each House of Legisla-  
ture at the next session thereof,

and to advise you, and through you the Honorable Senate, that the  
same has been adopted by the House and signed by the Speaker in  
open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk

Engrossed House Concurrent Resolution No. 25 was ordered printed and placed upon the Calendar.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 30—By BRANAN, SADLER and BILLINGS,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed Act authorizing the Legislature to call a Constitutional Convention to propose alterations, revisions or amendments to the Constitution of Oklahoma or to propose a new Constitution,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Joint Resolution No. 30.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has appointed as additional Conferees on:

ENGROSSED HOUSE BILL NO. 192—By LARASON, COOK, STANDRIDGE, TAYLOR, SPECK and CARLETON,

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on National Banking Associations, State banks and trust companies, according to or measured by their net incomes authorized by Method Four (4) of Section 5219, U. S. Revised Statutes as amended, relating to National Banking Associations, and complying therewith, to provide revenues for general governmental functions of the State; providing for the disposition of revenues arising thereunder; prescribing the rates of such taxes; providing for specific deductions and exemptions from said tax; providing for the computation and collection of such taxes by the Oklahoma Tax Commission and empowering same to enforce said Act and to prescribe and enforce rules and regulations in relation thereto; defining the powers of said Commission in the collection of additional and delinquent taxes; making certain



violations of Acts unlawful and prescribing penalties therefor; requiring income tax returns to be made by taxpayers and prescribing how same shall be prepared and filed; making said taxes and penalties a lien on taxpayers' property and providing for the enforcement thereof; requiring persons paying income to individuals to report same to said Commission; providing in certain cases for withholding income taxes at the source and the method of payment thereof, providing a legal remedy for aggrieved taxpayers; repealing Chapter 195, Oklahoma Session Laws, 1933, and all Acts or parts of Acts in conflict with this Act, except as same apply to accrued income taxes and penalties thereon and to the collection thereof; providing that if a portion of Act is held invalid same will not affect other portions thereof, and declaring an emergency,

the following: O'Dell and Raasch.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Commons moved that two additional Senate Conferees be appointed, under Engrossed House Bill No. 192, which motion prevailed, the President appointing as such additional conferees Senators Briggs and Timmons.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 210—By CHAMBERS,

An Act relating to the Board of Commissioners of the Blind; amending Section 4360, Oklahoma Statutes, 1931; fixing the compensation of members and the Executive Secretary of said Board; providing for the employment by the Board of certain employees, including a stenographer, a home teacher and a home teacher for Negroes; fixing their compensation; allowing the home teacher to employ a guide; creating a revolving fund of the Commissioners of the Blind and a market revolving fund of the Commissioners of the Blind to be administered by and under the direction of said Board; prescribing the purposes for which said funds may be used, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 210.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 414—By O'BRIEN, EASON and MOFFETT,

An Act to accept the provisions of the Act of Congress of the United States of America approved June 6, 1933, entitled, "An Act to provide for the establishment of a National Employment System and for cooperation with the States in the promotion of such system and for other purposes;" designating the Labor Commissioner of Oklahoma and the Department of Labor of Oklahoma as the agency of the State of Oklahoma to cooperate with the Employment System in the administration of said Act; designating the State Treasurer as custodian of the funds; making appropriation; provisions of this Act to be effective July 1, 1935.

ENGROSSED HOUSE BILL NO. 416—By SCHWOERKE (by request),

An Act authorizing Mrs. Fanny Beleele, wife of George Beleele, and their minor daughter, Loretta, by her father as next friend, to sue the State of Oklahoma to determine the amount of damages sustained by them by reason of an accident caused by alleged negligence of an employee of the State Highway Commission and the liability of the State therefor,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 414 and 416.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 427—By STOKES and WRIGHT of Beaver of the House, and HOWSLEY of the Senate,

An Act providing for the repayment of penalties, interest and costs

collected on ad valorem taxes in all counties of the State where the penalties are now held in the sinking fund of said counties and against which there is no bonded indebtedness now outstanding, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Stokes, Wright of Beaver, Standridge, Wilder, and Spear.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House, for a conference on Engrossed House Bill No. 427, was ordered granted, the President appointing as Senate Conferees thereunder Senators Howsley, Ivester, Curnutt, Bushyhead and Burns.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 286—By STANDRIDGE,

An Act authorizing S. B. Callahan to institute and prosecute an action against the State of Oklahoma for the use and benefit of himself and family for the alleged wrongful destruction of his automobile.

ENROLLED HOUSE BILL NO. 293—By FRAZIER,

An Act directing proper State officers to furnish to the County Attorney of Pushmataha County a set of the Oklahoma Reports and the Oklahoma Criminal Reports; and to certain other officers of said county sets of the Session Laws of Oklahoma to replace similar documents destroyed by fire, and declaring an emergency.

ENROLLED HOUSE BILL NO. 399—By CORSON of the House, and BURNS of the Senate,

An Act waiving immunity of the State of Oklahoma to be sued and authorizing J. F. Jack and his wife, Mrs. Iris Jack, and J. F. Jack and Mrs. Iris Jack as next of kin to Jeff Jack and Bernice Jack, deceased, or J. F. Jack as administrator of the estate of Jeff Jack and Bernice Jack, deceased, and J. T. Easum and Mrs. J. T. Easum and Clifford Easum and Mable Easum to commence and carry on a civil action or civil actions against the State of Oklahoma to recover damages claimed by said persons to have been occasioned and brought about by the negligence of the officers, agents, servants and employees



of the State Highway Department of the State of Oklahoma, in failing to maintain State Highway No. 14, at a point about one mile north of Snyder, Oklahoma, in a reasonably safe condition of repair and by permitting a large tree to remain in and obstruct a portion of said Highway No. 14 at said point, on the night of June 27, 1930, and that as a direct and proximate result of such negligence, J. F. Jack's automobile was destroyed, and Mrs. Iris Jack was seriously and permanently injured and Bernice and Jeff Jack were seriously and mortally injured from which injuries they thereafter died, and that J. T. Easum received serious and permanent injuries and Mrs. J. T. Easum received serious and permanent injuries and Mable Easum received serious and permanent injuries, Clifford Easum received serious and permanent injuries as a result of said accident, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 286, 293 and 399 were read at length for the fourth time, the enrolled copies signed, in open session, by the President and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has reconsidered the vote whereby:

ENROLLED HOUSE BILL NO. 379—By WYLY of the House, and CARLILE, LOGAN and CHAMBERLIN of the Senate, entitled:

An Act authorizing the construction and equipment of dormitories of the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose and declaring an emergency,

was passed as amended by the Conference Committee Report thereon; has reconsidered the vote whereby the Conference Committee Report was adopted, and requests that your Honorable Body take similar action.

It is further requested that your Honorable Body grant a further

conference thereon, and you are advised that the House has named as Conferees the following Representatives:

WYLY,  
HOWELL,  
KERR,  
WELCH,  
POTEET and  
SULLIVAN.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

By unanimous consent, further consideration of the request of the Honorable House, relative to Enrolled House Bill No. 379, was deferred for this legislative day.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 10—By FIDLER,

A Concurrent Resolution memorializing and requesting the Congress of the United States to pay to Zoe A. Tilghman, the widow of Wm. (Bill) Tilghman, on account of the killing of said Wm. (Bill) Tilghman by federal prohibition officer.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 14—By ALBRIGHT and FIDLER,

A Concurrent Resolution designating and naming a certain public building in the State of Oklahoma.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 16—By RITZHAUPT of the Senate, and ALLEN of the House,

A Concurrent Resolution ordering a Semi-Centennial Celebration of the opening of Oklahoma for settlement; and naming Guthrie as the official city for such celebration,

and to advise you, and through you the Honorable Senate, that the same have been adopted by the House of Representatives, and signed by the Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Concurrent Resolutions Nos. 10, 14 and 16 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 35—By PAUL, BURNS, BUSHY-HEAD, CARMACK, CURNUTT, FIDLER, FISCHL, GARVIN, JOHNSTON, JONES, LOWRANCE, MacDONALD, RAY, RINEHART, RITZHAUPT, RORSCHACH, SPENCER, TAYLOR, TIMMONS and WILLIS,

An Act providing for bounty on hawks, crows, and chaparrals, killed in the State of Oklahoma, providing for the issuance of certificates by county clerks; the filing of claims for bounty; prescribing the method of payments thereof; prescribing the penalty for the violation of the terms of this Act and making an appropriation therefor, and declaring an emergency,

together with the Engrossed House Amendments to same.

ENGROSSED SENATE BILL NO. 97—By DUFFY of the Senate, and DOGGETT, HAYNES and McCOLLOM of the House,

An Act amending Sections 1, 2 and 3, Chapter 137, Oklahoma Session Laws, 1933, relating to the county emergency investment fund to provide that the Excise Board of any county may, by order, cause one-half of all moneys apportioned to such county from certain sources to be placed in said fund; providing for the disposition of any funds on hand in any county whose Excise Board does not execute such order; providing for the disposition of all moneys received by virtue of the liquidation of investments already made from said fund in such counties, and declaring an emergency,

together with the Engrossed House Amendments to same, and to advise you and through you the Honorable Senate, that the same have been passed by the House as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 35 were read, as follows, and, by unanimous consent, consideration deferred for this legislative day:

Amendment No. 1. That Section 1 be stricken and the following inserted in lieu thereof:

Section 1. Section 8936, Oklahoma Statutes, 1931, shall be amended to read as follows:

*"Section 8936. There is hereby appropriated out of any money in the State General Revenue Fund not otherwise appropriated,*



and placed to the credit of the Fish and Game Department, the sum of Fifteen Thousand (\$15,000.00) Dollars, for the fiscal year, ending June 30, 1936, and Fifteen Thousand (\$15,000.00) Dollars, for the fiscal year, ending June 30, 1937, or so much thereof, as may be necessary, to be used by the Fish and Game Department, for the following purposes: The paying of bounties on crows, chicken hawks, otherwise known as Blue Darter and Banded Tail Hawks, chaparrals, gophers, jack rabbits, wolves, coyotes, and bobcats. There shall be set aside, by the State Fish and Game Commission the sum of Four Hundred (\$400.00) Dollars, or as much thereof as may be available for each and every county of the State, on request of the County Commissioners of the County for the purpose of paying a bounty of Five (5c) cents on all chicken hawks, otherwise known as Blue Darter and Banded Tail Hawks, chaparrals, gophers, jack rabbits, and crows, killed with fire arms, and not more than one (1c) cent on each crow, killed with dynamite or other explosives. The County Commissioners of the counties, that make request for the appropriations, to the Fish and Game Commission must stipulate in that request the particular bird or animal on which the bounty is to be paid and pay out of the funds accordingly, in addition thereto the State Fish and Game Commission shall set aside, out of any balance of the Fifteen Thousand (\$15,000.00) Dollars, an amount equal to the amount appropriated by any county, up to, and not exceeding Four Hundred (\$400.00) Dollars for any one county. The additional money, set aside above the first Four Hundred (\$400.00) Dollars, appropriated for each county shall not be used by said county until the appropriation made by such county for the purpose of paying bounties on crows, chicken hawks, otherwise known as Blue Darter and Banded Tail Hawks, gophers, jack rabbits and predatory animals has been exhausted. Any person desiring to collect bounty for crows or other predatory animals killed shall present his claim to the County Clerk of the County in which such crows or other predatory animals are killed within such time as may be prescribed by rules and regulations promulgated by the State Game and Fish Warden and make proof to the County Clerk in conformity with such rules and regulations promulgated by the State Game and Fish Warden in form prescribed and furnished by the State Game and Fish Warden and shall receive from the County Clerk forwarded to the Game and Fish Warden, who shall issue voucher in the usual form, and send the same to the person and address set forth in the certificates; excepting that bounties paid from the County Appropriation shall be paid by warrants approved by the County Commissioners and issued by the County Clerk."

Amendment No. 2. That Section 2 be stricken and the following substituted in lieu thereof:

Section 2. The County Commissioners of each County shall in the beginning of each fiscal year make and forward a notice to the State Game and Fish Commission declaring therein, and setting out in said notice, the amount of the appropriation said County is going to make, and the State Game and Fish Commission shall then set aside out of the State Game and Fish Fund, the necessary amount of funds

as above set forth to comply with the appropriations of such county. The funds thus set aside by the State Game and Fish Commission, except the first Four Hundred (\$400.00) Dollars, as set out in Section 1 of this Act, shall be held in reserve by the State Game and Fish Commission for such county until the counties appropriation has been exhausted.

Amendment No. 3. That Section 3 be stricken and the following substituted in lieu thereof:

Section 3. Section 8943, Oklahoma Statutes, 1391, shall be amended to read as follows:

"Section 8943. *The Board of County Commissioners of any county of this State may, in their discretion, include in their estimate for current expenses an amount for the purpose of offering a bounty of not to exceed Five (5c) cents for each crow, hawk, jack rabbit, and not to exceed Two Dollars and Fifty Cents (\$2.50) on each timber wolf and bob cat, or either, and not more than One (\$1.00) Dollar on each coyote killed within the limits of their respective counties, and the excise board of any county is authorized to make a levy for and to appropriate said sum. No claim shall be filed with the County Commissioner for less than One (\$1.00) Dollar.*"

Amendment No. 4. That Section 5 be stricken.

Amendment No. 5. That Senate Bill No. 35 be further amended to show Doty, Standridge, Roberts, Reed and Freeman, as co-authors of the House.

Amendment No. 6. That Senate Bill No. 35 be further amended by striking the title of said Senate Bill and substituting in lieu thereof the following: An Act amending Section 8936, and Section 8943, Oklahoma Statutes, 1931, relating to bounties on crows and other birds and predatory animals, authorizing the Board of County Commissioners to include in their annual estimate and the County Excise Board to levy for an appropriate the sum, to be used to pay bounties on crows and other birds and predatory animals; and providing for an appropriation out of the State General Revenue Fund to the credit of the Fish and Game Department, not otherwise appropriated, the sum of Fifteen Thousand (\$15,000.00) Dollars, for the fiscal year ending June 30, 1936, and Fifteen Thousand (\$15,000.00) for the fiscal year ending June 30, 1937; providing that the State Game and Fish Department shall appropriate out of said funds, to each County of the State, on request, a sum not to exceed Four Hundred (\$400.00) Dollars; prescribing the penalty for the violation of the terms of this Act, and declaring an emergency.

Engrossed House Amendments to Engrossed Senate Bill No. 97 were read, as follows, and, by unanimous consent, consideration deferred for this legislative day.

Amendment No. 1. Page 5, Section 2, Line 18. By striking all of Line 18 and Page 6 by striking all of lines 1 and 2.

Amendment No. 2. Page 7, Section 4, Line 3. By inserting after the word "county" the following "that has no outstanding non-payable warrants."

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Criminal Jurisprudence, to whom was referred Senate Bill No. 376, by George, entitled:

An Act providing that the State of Oklahoma may enter into a compact or compacts with any of the States of the United States for mutual helpfulness in relation to persons convicted of crime or offenses or who are or may be at large on probation or parole, 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 pass.

SPENCER, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 540 correctly engrossed and Senate Resolutions Nos. 18 and 19, Senate Concurrent Resolutions Nos. 14 and 16 and Senate Bill No. 261 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 540, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Enrolled Senate Resolution No. 18 and ordered the same referred to the Secretary of State.

Senator Pugh presiding.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 19 and ordered the same referred to the Secretary of State.

Senator Albright presiding.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 14 and ordered it transmitted to the Honorable House, for the signature of the Speaker.

Senator Ritzhaupt presiding.

The Presiding Officer, in open session, signed Enrolled Senate



Concurrent Resolution No. 16 and ordered it transmitted to the Honorable House, for the signature of the Speaker.

President Berry presiding.

Senate Bill No. 261 was read at length 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.

Upon motion of Senator Nance, the Senate adjourned, to meet as provided under the rules.

SIXTY-FIFTH LEGISLATIVE DAY

TUESDAY, APRIL 9, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 44.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

FIRST READING

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

SENATE JOINT RESOLUTION NO. 32—By FIDLER—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article V, of the Constitution of Oklahoma to be known as Section 41-a of said Article.

SENATE BILL NO. 395—By RORSCHACH—An Act providing for the formation of non-profit membership corporations, to be known as Electric Membership Corporations, for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent management of the business of such corporations; providing for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; providing for the payment of such bonds and the rights of the holders thereof, and declaring an emergency.

SENATE BILL NO. 396—By RORSCHACH of the Senate, and COX, BAILEY, HOGG, DOTY, JONES, HUEY, CORSON, POTEET and JOHNSON of Comanche of the House—An Act authorizing the Commissioners of the Land Office to cancel interest on delinquent school land loans and preventing said Commissioners from enforcing a penalty; repealing all laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 397—By CURNUTT of the Senate, and JOHNSON of Osage and HUNT of Osage of the House—An Act authorizing and empowering the Commissioners of the Land Office to transfer and convey land to the Game and Fish Commission for State Parks purposes, and declaring an emergency.

#### SECOND READING

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

SENATE JOINT RESOLUTION NO. 31—By JOHNSTON—By unanimous consent, Senate Joint Resolution No. 31 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 391—By WRIGHT, HOWSLEY and ALBRIGHT—By unanimous consent, Senate Bill No. 391 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 392—By WALDREP—By unanimous consent, Senate Bill No. 392 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 393—By WALDREP—By unanimous consent, Senate Bill No. 393 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 394—By WALDREP—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 414—By O'BRIEN, EASON and MOFFETT—Referred to Committee on Commerce and Labor.

ENGROSSED HOUSE BILL NO. 416—By SCHWOERKE (by request)—By unanimous consent, House Bill No. 416 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE JOINT RESOLUTION NO. 30—By BRANAN, SADLER and BILLINGS—Upon motion of Senator Nance, House Joint Resolution No. 30 was ordered stricken from the Calendar.

ENGROSSED HOUSE BILL NO. 210—By CHAMBERS—Senator Briggs asked unanimous consent, which was granted, to have House Bill No. 210 placed upon the Calendar, without reference to a Committee.



GENERAL ORDER

By unanimous consent, HOUSE BILLS NOS. 323, by Reed, and 452, by Committee on Game and Fish, were advanced to engrossment and third reading.

HOUSE BILL NO. 217, by Gibbons, et al., was considered.

Section 1 was read.

Senator Willis submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 217, line 4, page 3, by striking the words, "and the State."

WILLIS.

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

Sections 2, 3, 4 and 5 were read and adopted, upon motions of Senator Commons.

Section 6 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 217, line 7, page 11, by inserting after the period a proviso as follows: "Provided, no sale or contract for the sale or exchange of any such bonds shall be valid unless and/or until the said contract shall be approved, in writing, by the Governor of the State of Oklahoma."

BRIGGS.

Upon motion of Senator Commons, Section 6, as amended, was adopted.

Section 7 was read.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 217, line 11, page 13, by inserting after the word, "funded," the following: "Provided in the exchange, interest rate on any such bonds, so issued in exchange, shall only be such rate as is approved, in writing, by the Governor."

BRIGGS.

Upon motion of Senator Commons, Section 7 was adopted.

Section 8 was read.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Hill:

Mr. President: I move to amend House Bill No. 217, lines 4 and 5, page 14, by striking the figures, "1947-1948," and the words and figures, "one-twelfth (1/12th)," and inserting the figures, "1957-1958," and the words and figures, "one-twentieth (1/20th)."

CURNUTT.

Upon motion of Senator Commons, Section 8, was adopted.

Section 9 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 217, line 8, page 15, by striking after the word, "bonds," and before the word, "coupons," the word, "or," and inserting the word, "and."

CHAMBERLIN.

Upon motion of Senator Commons, Section 9, as amended, was adopted.

Sections 10, 11 and 12 were read and adopted, upon motions of Senator Commons.

By unanimous consent, the succeeding section was ordered numbered "13."

By unanimous consent, House Bill No. 217, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 217, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 217 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	Ivester,	Paul,	Spencer,
Briggs,	Fidler,	Johnston,	Pugh,	Taylor,
Broaddus,	Fischl,	Jones,	Ray,	Timmons,
Bushyhead,	Garvin,	King,	Rinehart,	Wilbanks,
Chamberlin,	George,	Logan,	Ritzhaupt,	Willis,
Commons,	Hill,	MacDonald,	Rorschach,	Wright.
Curnutt,	Howsley,	Nance,	Sowards,	Total, 34.

#### NAY:

Thomas,	Total, 1.
---------	-----------

## NOT VOTING:

Burns,	Carmack,	Lowrance,	Stewart,	Whitaker.
Carlile,	Hutchinson,	Nichols,	Waldrep,	Total, 9.

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:

## AYE:

Albright,	Duffy,	Ivester,	Paul,	Spencer,
Briggs,	Fidler,	Johnston,	Pugh,	Taylor,
Broaddus,	Fischl,	Jones,	Ray,	Timmons,
Bushyhead,	Garvin,	King,	Rinehart,	Wilbanks,
Chamberlin,	George,	Logan,	Ritzhaupt,	Willis,
Commons,	Hill,	MacDonald,	Forschach,	Wright.
Curnutt,	Howsley,	Nance,	Sowards,	Total, 34.

## NAY:

Thomas.	Total, 1.
---------	-----------

## NOT VOTING:

Burns,	Carmack,	Lowrance,	Stewart,	Whitaker.
Carlile,	Hutchinson,	Nichols,	Waldrep,	Total, 9.

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. 217 was ordered referred for engrossment.

Senator Paul moved that the vote be reconsidered by which HOUSE BILL NO. 379, by Wyly, was passed, which motion prevailed, the roll call thereon being as follows:

## AYE:

Albright,	George,	Logan,	Rinehart,	Willis,
Briggs,	Hill,	MacDonald,	Ritzhaupt,	Wright.
Broaddus,	Howsley,	Nance,	Forschach,	
Bushyhead,	Ivester,	Nichols,	Sowards,	
Duffy,	Johnston,	Paul,	Spencer,	
Fidler,	Jones,	Pugh,	Taylor,	
Fischl,	King,	Ray,	Wilbanks,	Total, 30.

## NOT VOTING:

Burns,	Chamberlin,	Garvin,	Stewart,	Waldrep,
Carlile,	Commons,	Hutchinson,	Thomas,	Whitaker.
Carmack,	Curnutt,	Lowrance,	Timmons,	Total, 14.

Upon motion of Senator Paul, the vote was reconsidered by which the Conference Committee Report on House Bill No. 379 was adopted.



Upon motion of Senator Paul, the request of the Honorable House for a further conference on House Bill No. 379 was ordered granted, the Presiding Officer appointing as the Senate Conferees thereunder, Senators Paul, Logan, Broaddus, King and Carlile.

## SECOND CONFERENCE COMMITTEE REPORT

Senator Paul submitted the following Conference Committee Report which, upon his motion, was adopted:

To the President of the Senate, and

The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 379, entitled:

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing for the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of municipal sinking funds and the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith report and recommend as follows, to-wit:

That the House concur in Senate Amendment No. 1.

That the following Conference Committee amendment be substituted in lieu of Senate Amendment No. 2, to-wit:

Page 1, line 10 of the Title, by striking after the word "of" and before the word "the" the following words: "municipal sinking funds and".

That the House concur in Senate Amendment No. 3.

That the following Second Conference Committee Amendments be adopted:

1. That in Section 3, page 2, line 14, after the word "Commissioner," strike the period and insert in lieu thereof a comma, and add the following: "provided, however, that such bonds so executed shall not be or become an obligation of the state of Oklahoma."

2. That in Section 8, page 3, the following language be stricken; beginning with the words "said bonds" in line 28, and ending with the words "trust funds" in line 30.

3. Page 1, lines 13 and 14 of the title by striking after the words "said bonds" in line 13, the remainder of line 13, and all of line 14.

Respectfully submitted,

WYLY,	LOGAN,
HOWELL,	CARLILE,
WELCH,	BROADDUS,
POTEET,	PAUL,
House Conferees.	KING,
	Senate Conferees.

House Bill No. 379, as amended in conference, was read at length.

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

AYE:

Briggs,	Fischl,	King,	Rinehart,	Whitaker,
Broaddus,	George,	Logan,	Ritzhaupt,	Wilbanks.
Burns,	Hill,	Lowrance,	Rorschach,	
Carlile,	Howsley,	MacDonald,	Spencer,	
Commons,	Hutchinson,	Nance,	Stewart,	
Duffy,	Johnston,	Nichols,	Taylor,	
Fidler,	Jones,	Paul,	Waldrep,	Total, 30.

NAY:

Curnutt,	Ivester,	Pugh,	Ray.	Total, 4.
----------	----------	-------	------	-----------

NOT VOTING:

Albright,	Chamberlin,	Thomas,	Wright.
Bushyhead,	Garvin,	Timmons,	
Carmack,	Sowards,	Willis,	Total, 10.

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:

AYE:

Briggs,	Fidler,	Jones,	Paul,	Waldrep,
Broaddus,	Fischl,	King,	Rinehart,	Whitaker,
Burns,	George,	Logan,	Ritzhaupt,	Wilbanks.
Carlile,	Hill,	Lowrance,	Rorschach,	
Carmack,	Howsley,	MacDonald,	Spencer,	
Commons,	Hutchinson,	Nance,	Stewart,	
Duffy,	Johnston,	Nichols,	Taylor,	Total, 31.

NAY:

Curnutt,	Ivester,	Pugh,	Ray,	Total, 4.
----------	----------	-------	------	-----------

## NOT VOTING:

Albright,	Chamberlin,	Sowards,	Timmons,	Wright.
Bushyhead,	Garvin,	Thomas,	Willis,	Total, 9.

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. 379, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 53 and Senate Bill No. 373, correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 53, as amended, and ordered the bill returned to the Honorable House.

Senator Hill moved that, when the Senate adjourns today, it adjourn to meet at 11:00 a. m. tomorrow, which motion prevailed.

Senator Commons asked unanimous consent, which was granted, to withdraw notice lodged to reconsider the vote by which HOUSE BILL No. 60 was passed.

Referring to SENATE BILL NO. 97, by Duffy, as amended, by the Honorable House:

Upon motion of Senator Duffy, the Senate concurred in House amendments to Senate Bill No. 97.

Senate Bill No. 97, as amended by the Honorable House was read at length.

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

## AYE:

Briggs,	Hill,	Logan,	Rinehart,	Willis,
Broadus,	Howsley,	Lowrance,	Ritzhaupt,	Wright.
Carmack,	Hutchinson,	Nance,	Spencer,	
Commons,	Ivester,	Nichols,	Thomas,	
Duffy,	Johnston,	Paul,	Waldrep,	
Fischl,	Jones,	Pugh,	Whitaker,	
George,	King,	Ray,	Wilbanks,	Total, 30.

## NOT VOTING:

Albright,	Carlile,	Fidler,	Rorschach,	Taylor,
Burns,	Chamberlin,	Garvin,	Sowards,	Timmons.
Bushyhead,	Curnutt,	MacDonald,	Stewart,	Total, 14.



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:

<b>AYE:</b>				
Briggs,	Hill,	Logan,	Rinehart,	Willis,
Broaddus,	Howsley,	Lowrance,	Ritzhaupt,	Wright.
Carmack,	Hutchinson,	Nance,	Spencer,	
Commons,	Ivester,	Nichols,	Thomas,	
Duffy,	Johnston,	Paul,	Waldrep,	
Fischl,	Jones,	Pugh,	Whitaker,	
George,	King,	Ray,	Wilbanks,	Total, 30.

<b>NOT VOTING:</b>				
Albright,	Carlile,	Fidler,	Rorschach,	Taylor.
Burns,	Chamberlin,	Garvin,	Sowards,	Timmons,
Bushyhead,	Curnutt,	MacDonald,	Stewart,	Total, 14.

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. 97, as amended, was ordered referred for enrollment.

### THIRD READING

HOUSE BILL NO. 536 was read for the third time at length.

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

<b>AYE:</b>				
Broaddus,	Fischl,	Jones,	Ray,	Taylor,
Burns,	George,	King,	Rinehart,	Thomas,
Carlile,	Hill,	Lowrance,	Ritzhaupt,	Waldrep,
Carmack,	Howsley,	MacDonald,	Sowards,	Whitaker,
Commons,	Hutchinson,	Nance,	Spencer,	Wilbanks.
Duffy,	Johnston,	Nichols,	Stewart,	Total, 29.

<b>NAY:</b>			
Ivester,	Pugh,	Willis.	Total, 3.

<b>NOT VOTING:</b>				
Albright,	Chamberlin,	Garvin,	Rorschach,	
Briggs,	Curnutt,	Logan,	Timmons,	
Bushyhead,	Fidler,	Paul,	Wright.	Total, 12.

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:

AYE:

Broadbudds,	Fischl,	Jones,	Pugh,	Taylor,
Burns,	George,	King,	Ray,	Thomas,
Carlile,	Hill,	Lowrance,	Rinehart,	Waldrep,
Carmack,	Howsley,	MacDonald,	Ritzhaupt,	Whitaker,
Commons,	Hutchinson,	Nance,	Sowards,	Wilbanks,
Duffy,	Ivester,	Nichols,	Spencer,	Willis,
Fidler,	Johnston,	Paul,	Stewart,	Total, 34.

NOT VOTING:

Albright,	Chamberlin,	Logan,	Wright.
Briggs,	Curnutt,	Rorschach,	
Bushyhead,	Garvin,	Timmons,	Total, 10.

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. 536, and ordered the same returned to the Honorable House.

### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 542 was taken up for consideration and read at length.

Senator Ritzhaupt submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend House Bill No. 542 by amending the title, making bonds non-taxable for any purpose, and adding my name as joint member.

RITZHAUPT.

By unanimous consent House Bill No. 542, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and House Bill No. 542, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 542 was read for the third time at length.

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

## AYE:

Broaddus,	Fidler,	Jones,	Paul,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Wilbanks,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carmack,	George,	Lowrance,	Sowards,	
Chamberlin,	Hill,	MacDonald,	Spencer,	
Commons,	Howsley,	Nance,	Stewart,	
Duffy,	Johnston,	Nichols,	Thomas,	Total, 31.

## NAY:

Curnutt,	Pugh,	Willis.	Total, 3.
----------	-------	---------	-----------

## NOT VOTING:

Albright,	Hutchinson,	Rorschach,	Waldrep.
Briggs,	Ivester,	Taylor,	
Bushyhead,	Ray,	Timmons,	Total, 10.

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:

## AYE:

Broaddus,	Fidler,	Jones,	Paul,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Wilbanks,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carmack,	George,	Lowrance,	Sowards,	
Chamberlin,	Hill,	MacDonald,	Spencer,	
Commons,	Howsley,	Nance,	Stewart,	
Duffy,	Johnston,	Nichols,	Thomas,	Total, 31.

## NAY:

Curnutt,	Pugh,	Willis.	Total, 3.
----------	-------	---------	-----------

## NOT VOTING:

Albright,	Hutchinson,	Rorschach,	Waldrep.
Briggs,	Ivester,	Taylor,	
Bushyhead,	Ray,	Timmons,	Total, 10.

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. 542 was ordered referred for engrossment.

By unanimous consent, the Presiding Officer appointed Senators Ritzhaupt, Chamberlin, Broaddus, Fischl, Hill and Ivester as a Special Committee, with instructions to redraft HOUSE BILL NO. 212, by Twidwell, and make its report for consideration on the next legislative day.

Upon motion of Senator Paul, HOUSE BILL NO. 108, by Whitt,



was ordered withdrawn from the Committee on Insurance and placed upon the Calendar.

### GENERAL ORDER

SENATE BILL NO. 380, by Wright, was considered and read at length.

Upon motion of Senator Wright, Senate Bill No. 380 was advanced to engrossment and third reading.

Upon motion of Senator Wright, the rules of the Senate were suspended and Senate Bill No. 380 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 380 was read for the third time at length.

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

#### AYE:

Briggs,	Curnutt,	Johnston,	Nichols,	Thomas,
Broadbudd,	Duffy,	Jones,	Paul,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Wilbanks,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Willis,
Carmack,	George,	Lowrance,	Sowards,	Wright.
Chamberlin,	Hill,	MacDonald,	Spencer,	
Commons,	Howsley,	Nance,	Stewart,	Total, 33.

#### NAY:

Pugh. Total, 1.

#### NOT VOTING:

Albright,	Hutchinson,	Rorschach,	Waldrep.
Bushyhead,	Ivester,	Taylor,	
Fidler,	Ray,	Timmons,	Total, 10.

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:

#### AYE:

Briggs,	Curnutt,	Johnston,	Nichols,	Thomas,
Broadbudd,	Duffy,	Jones,	Paul,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Wilbanks,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Willis,
Carmack,	George,	Lowrance,	Sowards,	Wright.
Chamberlin,	Hill,	MacDonald,	Spencer,	
Commons,	Howsley,	Nance,	Stewart,	Total, 33.

## NAY:

Pugh,	Total, 1.
-------	-----------

## NOT VOTING:

Albright,	Hutchinson,	Rorschach,	Waldrep.
Bushyhead,	Ivester,	Taylor,	
Fidler,	Ray,	Timmons,	Total, 10.

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. 380 was ordered referred for engrossment.

SENATE BILL NO. 373 was read for the third time at length.

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

## AYE:

Briggs,	Curnutt,	Ivester,	Nance,	Sowards,
Broaddus,	Duffy,	Johnston,	Nichols,	Spencer,
Burns,	Fischl,	Jones,	Paul,	Stewart,
Carlile,	Garvin,	King,	Pugh,	Whitaker,
Carmack,	George,	Logan,	Ray,	Willis,
Chamberlin,	Hill,	Lowrance,	Rinehart,	Wright.
Commons,	Howley,	MacDonald,	Ritzhaupt,	Total, 34.

## NOT VOTING:

Albright,	Hutchinson,	Thomas,	Wilbanks.
Bushyhead,	Rorschach,	Timmons,	
Fidler,	Taylor,	Waldrep,	Total, 10.

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:

## AYE:

Briggs,	Curnutt,	Ivester,	Nance,	Sowards,
Broaddus,	Duffy,	Johnston,	Nichols,	Spencer,
Burns,	Fischl,	Jones,	Paul,	Stewart,
Carlile,	Garvin,	King,	Pugh,	Whitaker,
Carmack,	George,	Logan,	Ray,	Willis,
Chamberlin,	Hill,	Lowrance,	Rinehart,	Wright.
Commons,	Howley,	MacDonald,	Ritzhaupt,	Total, 34.

## NOT VOTING:

Albright,	Hutchinson,	Thomas,	Wilbanks.
Bushyhead,	Rorschach,	Timmons,	
Fidler,	Taylor,	Waldrep,	Total, 10.

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. 373, and ordered the same transmitted to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 261, by Myers, was taken up for consideration.

Senator Ivester asked unanimous consent, which was granted, to be added as a joint author of House Bill No. 261.

Senator Broadbuss asked that further consideration of House Bill No. 261 be deferred, in order to permit a hearing on the bill, which was the order.

### THIRD READING

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:

#### AYE:

Albright,	Commons,	Ivester,	Pugh,	Waldrep,
Briggs,	Curnutt,	Johnston,	Ray,	Whitaker,
Broadbuss,	Duffy,	Jones,	Rinehart,	Wilbanks,
Burns,	Fischl,	King,	Ritzhaupt,	Willis,
Bushyhead,	Garvin,	Logan,	Scwards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Howsley,	Paul,	Timmons,	Total, 37.

#### NAY:

Stewart.	Total, 1.
----------	-----------

#### NOT VOTING:

Fidler,	Lowrance,	Rorschach,	
Hutchinson,	MacDonald,	Taylor.	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:



## AYE:

Albright,	Commons,	Ivester,	Pugh,	Waldrep,
Briggs,	Curnutt,	Johnston,	Ray,	Whitaker,
Broaddus,	Duffy,	Jones,	Rinehart,	Wilbanks,
Burns,	Fischl,	King,	Ritzhaupt,	Willis,
Bushyhead,	Garvin,	Logan,	Sowards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Howsley,	Paul,	Timmons,	Total, 37.

## NAY:

Stewart.	Total, 1.
----------	-----------

## NOT VOTING:

Fidler,	Lowrance,	Rorschach,	
Hutchinson,	MacDonald,	Taylor.	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.

House Bill No. 323 was ordered referred for re-engrossment.

By unanimous consent, consideration of HOUSE BILL NO. 452, by Munger, was deferred.

HOUSE BILL NO. 454 was read at length for the third time.

Senator Briggs asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend in the title and on page 6 by striking from the title the last four letters thereof and by adding a new Section 4, being the Emergency Section, and adding to the title the words, "AND DECLARING AN EMERGENCY."

BRIGGS.

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

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Pugh,	Thomas,
Burns,	Fischl,	King,	Ray,	Waldrep,
Bushyhead,	Garvin,	Logan,	Rinehart,	Whitaker,
Carlile,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Ivester,	Nichols,	Stewart,	Total, 39.

## NOT VOTING:

Broaddus,	Hutchinson,	Timmons.
Fidler,	Rorschach,	Total, 5.

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:

**Aye:**

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Pugh,	Thomas,
Burns,	Fischl,	King,	Ray,	Waldrep,
Bushyhead,	Garvin,	Logan,	Rinehart,	Whitaker,
Carlile,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Ivester,	Nichols,	Stewart,	Total, 39.

**Not Voting:**

Broaddus,	Hutchinson,	Timmons.
Fidler,	Rorschach,	Total, 5.

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. 454 was ordered referred for engrossment.

**GENERAL ORDER**

HOUSE BILL NO. 491, by Gibbons, was considered and read at length.

By unanimous consent, House Bill No. 491 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 491 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

HOUSE BILL NO. 491 was read for the third time at length.

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

**Aye:**

Albright,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Fischl,	King,	Sowards,	Wright.
Burns,	Garvin,	Logan,	Spencer,	
Bushyhead,	George,	Lowrance,	Stewart,	
Carlile,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Johnston,	Rinehart,	Whitaker,	Total, 30.

## NAY:

Curnutt,	Pugh,	Willis.
Ivester,	Ray,	Total, 5.

## NOT VOTING:

Broaddus,	Fidler,	MacDonald,	Rorschach,	Waldrep.
Carmack,	Hutchinson,	Nichols,	Timmons,	Total, 9.

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:

## AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	Willbanks,
Briggs,	Fischl,	King,	Sowards,	Wright.
Burns,	Garvin,	Logan,	Spencer,	
Bushyhead,	George,	Lowrance,	Stewart,	
Carlile,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Johnston,	Rinehart,	Whitaker,	Total, 30.

## NAY:

Curnutt,	Pugh,	Willis.
Ivester,	Ray,	Total, 5.

## NOT VOTING:

Broaddus,	Fidler,	MacDonald,	Rorschach,	Waldrep.
Carmack,	Hutchinson,	Nichols,	Timmons,	Total, 9.

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. 491 was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 188, by Kerr, et al., was considered.

Section 1 was read.

Senator Wilbanks submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 188, line 8, page 2, by striking after the word, "provided," the remainder of line 8, and the words and figures, "Session Laws of 1931," in line 9 and substituting the words, "by law."

WILBANKS.



By unanimous consent, Section 1, as amended, was adopted.

Section 2 was read.

Senator Garvin submitted the following amendment:

Mr. President: I move to amend House Bill No. 188, line 1, page 4, by striking after the word, "follows," and before the word, "to," the words and figures, "seven-eighths (7/8ths)," and inserting the words and figures, "one-half ( $\frac{1}{2}$ )," and on line 3 after the word, "and," and before the word, "to," by striking the words and figure, "one-eighth (1/8th)," and inserting the words and figure, "one-half ( $\frac{1}{2}$ )."

GARVIN.

Senator Chamberlin presiding.

Upon motion of Senator Ivester, the Garvin amendment was tabled.

Upon motion of Senator Commons, Section 2 was adopted.

Senator Paul submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 188, line 4½, page 7, by inserting after line 4 and before line 5 a new section to be numbered Section 3, as follows: "Section 3. There is hereby created in the Proration Department in the Corporation Commission the position of Assistant to the Proration Attorney, and such Assistant shall receive a salary of not to exceed \$4,800.00 per year, payable monthly, to be paid from such proration fund," and by renumbering the remaining sections.

PAUL.

Sections 3, 4, 5, 6 and 7 were read and adopted, upon motions of Senator Commons.

Upon motion of Senator Logan, House Bill No. 188, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 188 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

## AYE:

Albright,	Curnutt,	Logan,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	Lowrance,	Rorschach,	Willis,
Broadus,	Fischl,	MacDonald,	Sowards,	Wright.
Burns,	George,	Nance,	Spencer,	
Bushyhead,	Hill,	Nichols,	Stewart,	
Carlile,	Ivester,	Paul,	Thomas,	
Carmack,	Johnston,	Pugh,	Timmons,	
Chamberlin,	Jones,	Ray,	Waldrep,	
Commons,	King,	Rinehart,	Whitaker,	Total, 39.

## NAY:

Garvin,	Taylor,	Total, 2.
---------	---------	-----------

## NOT VOTING:

Fidler,	Howsley,	Hutchinson,	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:

## AYE:

Albright,	Curnutt,	Logan,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	Lowrance,	Rorschach,	Willis,
Broadus,	Fischl,	MacDonald,	Sowards,	Wright.
Burns,	George,	Nance,	Spencer,	
Bushyhead,	Hill,	Nichols,	Stewart,	
Carlile,	Ivester,	Paul,	Thomas,	
Carmack,	Johnston,	Pugh,	Timmons,	
Chamberlin,	Jones,	Ray,	Waldrep,	
Commons,	King,	Rinehart,	Whitaker,	Total, 39.

## NAY:

Garvin,	Taylor,	Total, 2.
---------	---------	-----------

## NOT VOTING:

Fidler,	Howsley,	Hutchinson,	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. 188 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 454 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 454, as amended, and ordered the bill returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 187, by Kerr and Kiker, was read at length.

Senator Nance presiding.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, line 16, page 2, by inserting after the word, "of," and before the word, "waste," the word, "such."

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, lines 1, 5 and 6, page 1, by striking the comma after the words, "term," "waste," "meaning," and the word, "thereto."

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, lines 9 and 10, page 5, by inserting after the word, "of," and before the word, "oil," the word, "all."

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, line 7, page 4, by striking the word, "necessary," and inserting the word, "unnecessary."

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, line 18, page 17, by striking the word, "Commissioner," and inserting the word, "Commission."

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:



Mr. President: I move to amend House Bill No. 187, line 9, page 19, by striking the comma after the word, "exist."

CURNUTT.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, line 14, page 18, after the word, "towns," and before the word, "under," by inserting "governmental corporate powers to prevent oil or gas drilling therein nor."

JOHNSTON.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, line 16, page 13, by striking the comma after the word, "Commission," and inserting a comma after the word, "warrants."

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 187, line 12, page 10, by striking the apostrophe after the word, "day".

CURNUTT.

Senator Wilbanks submitted the following amendment:

Mr. President: I move to amend House Bill No. 187, line 10½, page 17, by adding a new paragraph, as follows: "Provided that no well spacing or drilling unit may include more than ten acres."

WILBANKS.

Senators Curnutt, Wilbanks and Johnston, as a substitute, submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 187, line 18, page 6, by inserting after the word, "supply," and before the word, "PROVIDED," the following: "Provided that the unit shall not exceed ten acres in size, unless the owners of 80% of the acreage in the determined common source of supply agree on a larger unit." And, in the same line between the word, "provided," and the word, "that," insert the word, "further".

CURNUTT,

WILBANKS, and

JOHNSTON.

By unanimous consent, House Bill No. 187, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 187, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 187 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Jones,	Pugh,	Timmons,
Briggs,	Curnutt,	King,	Ray,	Waldrep,
Broaddus,	Duffy,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Lowrance,	Rorschach,	Willis,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	Total, 37.

#### NAY:

Garvin,	Rinehart,	Spencer.	Wilbanks.	Total, 4.
---------	-----------	----------	-----------	-----------

#### NOT VOTING:

Fidler,	Hutchinson,	Ivester.	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:

#### AYE:

Albright,	Commons,	Jones,	Pugh,	Timmons,
Briggs,	Curnutt,	King,	Ray,	Waldrep,
Broaddus,	Duffy,	Logan,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Lowrance,	Rorschach,	Willis,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	Total, 37.

#### NAY:

Garvin,	Rinehart,	Spencer.	Wilbanks,	Total, 4.
---------	-----------	----------	-----------	-----------

#### NOT VOTING:

Fidler,	Hutchinson,	Ivester.	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. 187, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

Senator Logan asked unanimous consent, which was granted, to have HOUSE BILL NO. 346, by O'Dell, referred to the Committee on Oil and Gas, for consideration.

Senator Wilbanks asked unanimous consent, which was granted, to have HOUSE BILL NO. 424, by Chase, O'Dell et al., withdrawn from the Committee on Oil and Gas and referred to Judiciary Committee No. 1.

#### GENERAL ORDER

HOUSE BILL NO. 511, by Branan, was considered.

Sections 1, 2, 3 and 4 were read and adopted, upon motions of Senator Commons.

Section 5 was read.

By unanimous consent, further consideration of House Bill No. 511 was deferred for this legislative day.

#### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 60, 323, 491 and 542, and Senate Bill No. 380 correctly engrossed and Senate Concurrent Resolution No. 10 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 60, 323, 491 and 542, each as amended, and ordered the bills returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 380 and ordered it transmitted to the Honorable House, for consideration.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 10 and ordered it transmitted to the Honorable House, for the signature of the Speaker.

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 Education to whom was referred Engrossed House Bill No. 343 by Keyes, Carleton, Gibbons and Ellis, entitled:

An Act creating and establishing a county school district in Oklahoma County, Oklahoma, embracing all the territory in said county except that territory embraced in the Oklahoma City school district; creating the office of county school supervisor, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be returned to the House with the opinion of the Attorney General attached.

RITZHAUPT, Chairman.

Upon motion of Senator Ritzhaupt, the Committee Report on Engrossed House Bill No. 343 was adopted.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 225 by Johnston and Wright, entitled:

An Act fixing the Statute of Limitations as to offenses committed against depositors, creditors, and bailors by banks and bankers, trusts and trustees,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Chairman.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 328 by Hutchinson, entitled:

An Act providing that confessions or evidence obtained through the use of certain scientific instruments, means, or methods, may be used in the trial of any person accused of the commission of a crime, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SPENCER, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to inform you, and

through you the Honorable Senate, that the House has adopted the Conference Committee Report on:

ENGROSSED HOUSE BILL NO. 379—By WYLY of the House, and CARLILE, LOGAN and CHAMBERLIN of the Senate,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose, and declaring an emergency,

and the Bill has been passed by the House as amended by such report.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 543—By REED,

An Act relating to fur-bearing animals; providing a tax upon the taking within the confines of the State of Oklahoma, of the fur or pelt from any fur-bearing animal, providing a method for the collection of the tax, prohibiting the purchase, sale, or transportation of furs or pelts of fur-bearing animals, trapped or taken in the State of Oklahoma, upon which the tax has not been paid, making the violation hereof a misdemeanor, providing penalties and repealing Sections 4871, 4872 and 4873, Oklahoma Statutes, 1931,

and to advise you, and through you the Honorable Senate, that the same has been passed by the House and signed by the Acting Speaker in open session.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 543.

To the President of the Senate,

Building.

SIR:

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

## ENGROSSED HOUSE BILL NO. 559—By SKINNER,

An Act relating to the "Free Fair Fund" to be levied in Ottawa County; requiring the County Excise Board thereof to levy annually a tax of one-fourth mill upon all taxable property in said county for said fund, to be used to defray the expenses of holding the County and Township Fairs in Ottawa County held under the provisions of Article VIII of Chapter 38, Oklahoma Statutes, 1931, 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 Acting Speaker in open session.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 559.

To the President of the Senate,  
Building.

SIR:

In am directed by the House of Representatives to return herewith:

## ENGROSSED SENATE BILL NO. 290—By TIMMONS,

An Act establishing and organizing an exposition and fair in Tulsa County in the State of Oklahoma and defining the purposes thereof; providing for the appointing of a Board of Directors and the organization thereof and defining its powers and duties; providing that the County Treasurer shall be the custodian of funds and fixing the manner of disbursing the same; authorizing a salary to be paid to the Secretary of the Board; providing for the holding at the option of the Board of Directors, annually an exposition and fair, and granting power to such directors at any time to provide for exhibitions and contests of speed and athletics; providing for a general admission fee and fixing the maximum amount, and authorizing other fees to be charged and providing that such income shall be used for the conducting of such exposition and fair and the maintenance of buildings and grounds thereof, authorizing the Board of County Commissioners of said county to estimate in the county needs for current expense for each fiscal year \$16,000.00 to be used in payment of premiums and making it the mandatory duty of the Excise Board to approve such estimate; authorizing the leasing of the property of such exposition and fair under certain terms and conditions, and declaring all property heretofore acquired for exposition and free fair purposes to be the property of said county and subject to the same control as other county property, and repealing Chapter 159 of the Session Laws of 1926, as amended by Chapter 242, Session Laws of 1929, and all Acts and parts of Acts in conflict herewith, and declaring an emergency,

together with the Engrossed House Amendments to same, and to ad-



wise 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.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 290 were read, as follows:

Amendment No. 1. By striking Section 1 of Senate Bill No. 290 and inserting in lieu thereof the following:

Section 1. There is hereby established and organized in Tulsa County in the State of Oklahoma an Agricultural and Industrial Exposition and Fair.

Amendment No. 2. By striking Section 2 and inserting in lieu thereof the following:

Section 2. Such Agricultural and Industrial Exposition and Fair is established and organized for the purpose of aiding, promoting and encouraging the scientific development of the agricultural, horticultural and industrial resources of the State and in raising of livestock and the proper development of animal husbandry.

Amendment No. 3. By striking Section 3 and inserting in lieu thereof the following:

Section 3. The management and operation of such Agricultural and Industrial Exposition and Fair is hereby vested in a Board of Directors, composed of seven (7) members to be appointed by said Board of County Commissioners, none of whom should be of their own group, and said Board shall be appointed within ten days after the passage of this Act. No member shall be appointed as a Director who is not a qualified voter and taxpayer in said County at the time of the appointment. The initial Board shall be appointed as follows: Four (4) of such members shall be selected by the said Tulsa County Commissioners. Three (3) shall be selected from a group of twelve (12) Tulsa County residents and taxpayers suggested as follows: Two (2) to be suggested by the Tulsa County Agricultural Advisory Board; two (2) by the Tulsa Chamber of Commerce; two (2) by the Tulsa Retail Merchants Association; two (2) by the Tulsa County Poultry Federation; two (2) by the Tulsa County Truck and Fruit Growers Association; two (2) by the International Petroleum Exposition. Following the initial appointment the tenure of office shall be for a period of four (4) years commencing the first Monday in January following appointment or until the successors are appointed and qualified after such appointments the Board of Directors shall be appointed by the Board of County Commissioners without suggested list. The tenure of office of the initial board shall be as follows: One (1) shall be appointed for a term of one (1) year or a portion thereof; two (2) members for a period of two (2) years or a portion thereof; and two (2) members for a period of three (3) years or a portion thereof; and two (2) for a period of four (4) years or a portion thereof. The tenure of

each member of the initial appointment shall be determined by lot. A member of the Board of Directors once qualified can thereafter be removed only for cause after charges have been filed and a hearing held before the Board of County Commissioners. However, such removed director or directors shall have the right of appeal to the District Court.

Amendment No. 4. By striking all of Section 4 and inserting in lieu thereof the following:

Section 4. The Board of Directors, shall, within ten days after appointment and taking the oath of office, organize by electing a president, vice-president and secretary and who shall hold such offices at the pleasure of the board, provided, that the Secretary shall not be a member of the Board of Directors. The appointment of a Secretary shall not become effective until approved by the Board of County Commissioners. The Board of Directors and the Board of County Commissioners shall see that an associate Honorary and Advisory Board of Directors not to exceed fifty (50) members from the Four-State area surrounding Tulsa is formed, which shall be encouraged to participate in the planning and operation of an annual Agricultural and Industrial Exposition and Fair at Tulsa, but which shall not have financial responsibilities nor remuneration from the said Agricultural and Industrial Exposition and Fair.

Amendment No. 5. By striking all of Section 5 and inserting in lieu thereof the following:

Section 5. The Board of Directors shall have the power, authority and control over such Agricultural and Industrial Exposition and Fair, and the management, operation and conducting of the same and such Board shall at the end of each calendar year make and file under oath, with the Board of County Commissioners, a complete detailed report of all their transactions of business and finance for the year and when approved by the Board of County Commissioners same shall be filed with the County Clerk.

Amendment No. 6. By striking all of Section 6 and inserting in lieu thereof the following:

Section 6. The President of the Board of Directors shall be the presiding officer of such Board and shall perform the usual duties incumbent upon such officer, and shall see that all orders of the Board are complied with. The Secretary of such Board shall be the recording officer and shall keep and have supervision over all records, and shall file and safely keep all documents of said Agricultural and Industrial Exposition and Fair, and shall at all times be subject to the order and direction of the Board of Directors and shall perform all duties imposed upon him by the Board of Directors compatible with the duties of such office. The County Treasurer shall be the custodian of all funds, and all receipts and revenue set apart for the benefit of and belonging to such Agricultural and Industrial Exposition and Fair shall be currently deposited with him; and all disbursements of revenue shall be made through him in the manner and form as hereinafter provided.

Amendment No. 7. By striking all of Section 7 and inserting in lieu thereof the following:



Section 7. That no member of such Board of Directors shall be paid nor receive any salary, compensation, nor emolument for his services in connection with such Agricultural and Industrial Exposition and Fair. The Secretary shall be paid a salary to be fixed by the Board of Directors and same shall be approved by the Board of County Commissioners, and such salary shall be paid in equal monthly installments. Said Secretary shall give a surety bond in the sum of \$5,000.00 to be approved by the said Board of County Commissioners payable to Tulsa County and conditioned for the faithful performance of his duties. The premium for said bond shall be paid by the Board of Directors.

Amendment No. 8. By striking all of Section 8 and inserting in lieu thereof the following:

Section 8. The Board of Directors shall provide for holding annually at the County Seat of such County an Agricultural and Industrial Exposition and Fair for the purpose of exhibiting and displaying resources connected with or part of agricultural, horticultural, mineral, mechanical, and industrial development and the raising of livestock, and shall have the power and authority in order to encourage the exhibiting and displaying of such resources and livestock to offer and pay suitable premiums and awards and to grade and classify all exhibits entered in competition at such Exposition and Fair, and to employ all necessary assistants and provide for the payment of a reasonable salary or compensation to such employees.

Amendment No. 9. By striking all of Section 9 and inserting in lieu thereof the following:

Section 9. In addition to the powers herein conferred such Board of Directors shall have the power and authority to provide for during said Agricultural and Industrial Exposition and Fair or at any other time, exhibitions and contests of speed, athletic skill and other events of public and civic interest and benefit, and award suitable prizes and purses therefor, and collect reasonable admission thereto and rental fees therefrom by such activities.

Amendment No. 10. By striking all of Section 10 and inserting in lieu thereof the following:

Section 10. The Board of Directors is hereby given the power and authority to provide for and collect the following fees and charges: A reasonable general admission fee per person; a reasonable fee for merchants display space and concessions; a reasonable fee as rental for barns, pens and other buildings and a reasonable entrance fee and stall rent sufficient to maintain stalls in a clean and sanitary conditions and for light, fuel and water service, and provided further that in addition to the above charges said Board of Directors shall charge a reasonable entrance fee to persons desiring to enter into competition in exhibitions of speed and athletic skill and a reasonable admission fee to persons desiring to enter the enclosure in which such exhibitions are held to witness the same, provided, however, during said Agricultural and Industrial Exposition and Fair a day shall be set apart for school children in cities and towns and a day shall be set apart for school



children in rural communities and said school children on such days shall be admitted free into such Agricultural and Industrial Exposition and Fair. All fees and charges herein authorized to be collected shall be used exclusively for premiums and the operation and conducting of such Agricultural and Industrial Exposition and Fair and maintenance and repair of buildings and upkeep of the grounds, and construction of new buildings as needed.

Amendment No. 11. By striking all of Section 11 and inserting in lieu thereof the following:

Section 11. The County Treasurer shall set up two accounts of the funds provided for herein in the name of the Exposition and Free Fair on his books; one account to be designated as Tax Account and the ad valorem taxes herein authorized to be appropriated when collected shall be credited to such account and the other account shall be designated "Miscellaneous Revenue Account" and the miscellaneous revenue, includes ticket sales and Exposition Space sales herein authorized to be collected and shall be credited to said "Miscellaneous Revenue Account" when paid to such treasurer. All disbursement of funds of such Agricultural and Industrial Exposition and Fair except as herein otherwise provided for and as otherwise provided by law governing the general funds of said County, shall be made in cash voucher claims allowed by the Board of Directors. Such claims shall be itemized and sworn to by claimants and when allowed by the Board of Directors shall be filed with the County Clerk of said County whose duty it shall be to forthwith issue a cash voucher to the County Treasurer directing him to pay the same out of the cash on hand and to the credit of such Agricultural and Industrial Exposition and Fair, provided, that no cash voucher claim shall be allowed nor filed and no cash voucher issued in payment thereof in excess of the cash actually on hand and in the possession of the County Treasurer at the time of presentation to him for payment and provided, that no contract, debt nor obligation authorized or created by said Board of Directors in excess of the income realized shall be valid, except as to approved claims against the organization heretofore known as Tulsa Free State Fair.

Amendment No. 12. By striking all of Section 12 and inserting in lieu thereof the following:

Section 12. The Board of Directors may prepare and file with the Board of County Commissioners at the end of each calendar year and not later than thirty (30) days thereafter, the estimate of need of such Agricultural and Industrial Exposition and Fair for the ensuing year; and when approved by the Board of County Commissioners the amount of such needs shall be included as a part of the estimated needs for such fiscal year in the Budget of the County, filed by the Board of County Commissioners with the County Excise Board; provided, however, that such estimate of needs shall not exceed by more than \$25,000.00 the estimated receipts for admission ticket sales and exhibit space sales, the total amount or less to be used by said Board of Directors in offering and paying premiums and for the maintenance, improvements and construction of said Exposition and buildings and grounds the paying of salaries and the approved claims against the Tulsa Free State Fair. The amount appropriated shall be a part of the

current expense of the County and it is hereby made the mandatory duty of the Excise Board of said County to approve the amount so estimated for said purpose by said County Commissioners. Such premiums, maintenance expense and salaries shall be paid on claims on General Fund warrants approved and issued by the Board of County Commissioners.

Amendment No. 13. By striking all of Section 13 and inserting in lieu thereof the following:

Section 13. The Board of Directors may, with the approval of the Board of County Commissioners and if in its judgment it will be to the best interest of the people of said County, lease the grounds, buildings and equipment to any person, firm, corporation or association for the purpose of holding an annual Agricultural and Industrial Exposition and Fair. Such leasing shall in no event be for a longer period than two years, and as a consideration for such leasing, the lessee shall agree to pay a gross percentage on the total receipts, collections and income ensuing to the lessee from whatever source derived from the holding of an Agricultural and Industrial Exposition and Fair, and said Board of Directors shall require the lessee to make and give a surety bond in a sum sufficient to insure the faithful and full performance of the terms and conditions of the lease. Such bond shall be made to and for the benefit of said Tulsa County and when approved by the Board of Directors and the Board of County Commissioners shall be filed with the County Clerk of said County, provided, however, in the event said property is leased as herein authorized the provisions of Section Twelve of this Act shall not be applicable and said Section shall be suspended during the period of the lease. In case the Board of Directors should think it advisable to lease any part of said grounds for mineral purposes or any of the Agricultural and Industrial Exposition and Fair buildings for any other purpose other than for holding a Fair, such transactions must, before becoming effective, receive the approval of the Board of County Commissioners.

Amendment No. 14. By striking all of Section 14 and inserting in lieu thereof the following:

Section 14. If any part of this Act is at any time declared invalid, inoperative or unconstitutional then such invalid, inoperative or unconstitutional part shall not affect the validity of any other provision of this Act.

Amendment No. 15. By striking all of Section 15 and inserting in lieu thereof the following:

Section 15. That Chapter 159 of the Session Laws of 1925, as amended by Chapter 242 Session Laws of 1929, the same being Sections 8714 to 8729 both inclusive of the Oklahoma Statutes of 1931, and all other acts or parts of acts in conflict herewith are hereby repealed.

Amendment No. 16. By striking all of Section 16 and inserting in lieu thereof the following:

Section 16. 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.

Amendment No. 17. By striking all of Title of Senate Bill and inserting in lieu thereof the following:

AN ACT ESTABLISHING AND ORGANIZING AN AGRICULTURAL AND INDUSTRIAL EXPOSITION AND FAIR IN TULSA COUNTY IN THE STATE OF OKLAHOMA AND DEFINING THE PURPOSES THEREOF. PROVIDING FOR THE APPOINTING OF A BOARD OF DIRECTORS AND THE ORGANIZATION THEREOF AND DEFINING ITS POWERS AND DUTIES. PROVIDING THAT THE COUNTY TREASURER SHALL BE THE CUSTODIAN OF FUNDS AND FIXING THE MANNER OF DISBURSING THE SAME. AUTHORIZING A SALARY TO BE PAID TO THE SECRETARY OF THE BOARD AND AUTHORIZING THE BOARD OF DIRECTORS TO EMPLOY NECESSARY ASSISTANCE AND A REASONABLE COMPENSATION THEREFOR. PROVIDING FOR THE HOLDING AT THE OPTION OF THE BOARD OF DIRECTORS, ANNUALLY AN AGRICULTURAL AND INDUSTRIAL EXPOSITION AND FAIR, AND GRANTING POWER TO SUCH DIRECTORS AT ANY TIME TO PROVIDE FOR EXHIBITIONS AND CONTESTS OF SPEED AND ATHLETICS. PROVIDING FOR A REASONABLE ADMISSION FEE, AND AUTHORIZING OTHER FEES TO BE CHARGED AND PROVIDING THAT SUCH INCOME SHALL BE USED FOR THE CONDUCTING OF SUCH AGRICULTURAL AND INDUSTRIAL EXPOSITION AND FAIR AND THE MAINTENANCE, IMPROVEMENTS AND CONSTRUCTION OF BUILDINGS AND GROUNDS THEREOF. AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF SAID COUNTY TO ESTIMATE IN THE COUNTY NEEDS FOR CURRENT EXPENSES FOR EACH FISCAL YEAR A SUM NOT TO BE USED IN PAYMENT OF PREMIUMS AND FOR THE MAINTENANCE, IMPROVEMENTS AND CONSTRUCTION OF BUILDINGS AND GROUNDS, AND PAYMENT OF APPROVED CLAIMS AGAINST THE ORGANIZATION HERETOFORE KNOWN AS TULSA FREE STATE FAIR, AND MAKING IT THE MANDATORY DUTY OF THE EXCISE BOARD TO APPROVE SUCH ESTIMATE. AUTHORIZING THE LEASING OF THE PROPERTY OF SUCH EXPOSITION AND FAIR UNDER CERTAIN TERMS AND CONDITIONS, AND REPEALING CHAPTER 159 OF THE SESSION LAWS OF 1925 AS AMENDED BY CHAPTER 242 SESSION LAWS OF 1929 AND ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

Upon request of Senator Timmons, further consideration of House Amendments to Senate Bill No. 290 was deferred for this legislative day.

To the President of the Senate,  
Building.

SIR:

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



*Sixty-fifth Day, Tuesday, April 9, 1935*

1407

ENROLLED SENATE CONCURRENT RESOLUTION NO. 14—By ALBRIGHT and FIDLER,

A Concurrent Resolution designating and naming a certain public building in the State of Oklahoma.

ENROLLED SENATE CONCURRENT RESOLUTION NO. 16—By RITZHAUPT of the Senate and ALLEN of the House,

A Concurrent Resolution ordering a Semi-Centennial Celebration of the opening of Oklahoma for settlement; and naming Guthrie as the official city for such celebration.

and to advise you, and through you the Honorable Senate, that the same have been signed by the Speaker in open session.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Concurrent Resolutions Nos. 14 and 16 were ordered referred to the Secretary of State.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 261—By NICHOLS,

An Act making appropriation for the State Prison at McAlester, 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 signed by the Speaker in open session.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 261 was ordered referred to the Governor, for consideration.

Upon motion of Senator Rorschach, SENATE BILLS NOS. 350, by Rorschach, of the Senate, and Bailey, of the House, and 386, by Rorschach, of the Senate, and Martin, of the House, were advanced to engrossment and third reading.

Upon motion of Senator Nichols, the Senate adjourned, to meet at 11:00 o'clock, a. m., Wednesday, April 10, 1935.

## SIXTY-SIXTH LEGISLATIVE DAY

WEDNESDAY, APRIL 10, 1935

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by the President, and upon motion of Senator Nance, the Senate recessed to meet at 1:00 p. m.

At 1:00 p. m., the Senate reassembled with the President presiding.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	MacDonald,	Sowards,	Wright.
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 43.

## EXCUSED:

Wilbanks. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Fidler asked unanimous consent, which was granted, to have the record show, had he been present at the time of third reading and final passage of HOUSE BILL NO. 491, by Gibbons, he would have voted "Aye."

Senator Nance moved that the Special Committee appointed to redraft HOUSE BILL NO. 212, be authorized and instructed to amend the bill to provide an appropriation for the Common School Equalization Fund equal to the amount that this fund received from the State during the past fiscal year, and that the bill provide an appropriation for the Common School Fund equal to the amount received from the State during the past fiscal year, and that an appropriation be authorized, equal to the amount received from the State for the school districts in the past year, for the purpose of reducing ad valorem taxes in the State.

Upon motion of Senator MacDonald, the previous question was ordered.

The vote occurring on the Nance motion, it was declared adopted.

#### GENERAL ORDER

Senator Broadus asked unanimous consent, which was granted, to have SENATE BILL NO. 214, by Broadus, advanced to engrossment and third reading.

Senator Briggs asked unanimous consent, to which Senator Commons objected, that SENATE BILL NO. 62, by Broadus and Ritzhaupt, be advanced to engrossment and third reading.

Upon motion of Senator Briggs, Senate Bill No. 62 was advanced to engrossment and third reading.

Senator Broadus asked unanimous consent, which was granted, to have SENATE BILL NO. 189, by Broadus, advanced to engrossment and third reading.

Senator Wright asked unanimous consent, which was granted, to have SENATE BILL NO. 391, by Wright, Howsley and Albright, advanced to engrossment and third reading.

#### 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 Engrossed House Bill No. 409, by Davis of the House and Rorschach of the Senate, entitled:

An Act amending Section 5930, Oklahoma Statutes, 1931, regulating the sale of bonds and requiring all bond issues aggregating, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

#### COMMONS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 327, by Lowrance, entitled:

An Act authorizing the State Auditor to enter into contracts, to make investigations, and to determine omitted property for the purposes of taxation, etc.,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the Committee Substitute attached hereto, do pass.

#### COMMONS, Chairman.



Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 187 and 217 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 187, as amended, and 217, as amended, and ordered each returned to the Honorable House.

#### CONFERENCE COMMITTEE REPORT

Senator Chamberlin submitted the following Conference Committee Report, which was read, as follows:

To the President of the Senate and  
The Speaker of the House:

We, your Conference Committee, appointed to consider Senate Bill No. 79, by Chamberlin, Garvin and Nance of the Senate, and Worthington, Speck, Williams, Singleton, Mooney, Munson and Whitaker of the House, being an Act entitled:

An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma orphan or destitute minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, and declaring an emergency.

beg leave to report that we have had the same under consideration and recommend as follows, to-wit:

First. That the Senate concur in House Amendment Number One.

Second. That the House recede from House Amendment Number Two and that the following conference amendment be adopted: Page one, Section one, lines 4, 5 and 6, by striking the words and figures One Hundred Thousand (\$100,000.00) Dollars, and substituting therefor the words and figures Ninety Thousand (\$90,000.00) Dollars.

Third. That the Senate concur in House Amendment Number Three.

Fourth. That the Senate concur in the House Amendment Number Four.

Fifth. That the following conference amendment be adopted: Page two, Section three, line seven; strike the word "or" after the word "orphan" and before the word "destitute" and insert a comma after the word "orphan," and after the word "destitute" insert the following, "and delinquent."

Sixth. Page one, Section 1, line three, strike the words and figures Twenty-five Thousand (\$25,000.00) Dollars and insert in lieu thereof Twelve Thousand Five Hundred (\$12,500.00) Dollars.

Seventh. Page one, Section one, line twelve. Change the period after the word "operated" to a semi-colon and add the following: "Provided, that not more than \$2,500.00 of the funds herein appropriated for the remainder of the present fiscal year and not more than \$15,000.00 of the funds herein appropriated for the fiscal year ending June 30, 1936, and not more than \$15,000.00 of the funds herein appropriated for the fiscal year ending June 30, 1937, shall be expended for the maintenance and supervision of the delinquent minor children within the meaning of this Act."

Respectfully submitted,

MUNSON,  
WORTHINGTON,  
SINGLETON,  
SPECK,

House Conferees.

CHAMBERLIN,  
CARMACK,  
GARVIN,  
WRIGHT,  
TIMMONS,

Senate Conferees.

Senator Chamberlin moved the adoption of the Conference Committee Report on Senate Bill No. 79.

Upon motion of Senator Nance, the previous question was ordered.

Senator Timmons, as a substitute for the Chamberlin motion, moved that the Senate refuse to adopt the Conference Committee Report on Senate Bill No. 79 and request a further conference.

Senator Chamberlin raised a point of order against the Timmons motion, which was sustained, stating, when the previous question is ordered, such motion takes precedence over other matters.

Senator Timmons raised a point of order, which was sustained, stating he was attempting to gain recognition before the previous question was ordered.

Senator Timmons moved, as a substitute, that the Senate refuse to adopt the Conference Committee Report on Senate Bill No. 79 and ask for further conference.

The President ruled the Timmons motion out of order.

Senator Timmons appealed from the ruling of the chair.

Senator Briggs asked unanimous consent, which was granted, that the Timmons substitute motion be placed before the Senate, without argument.

Senator Chamberlin moved to table the Timmons motion, which motion prevailed.

The vote occurring on the Chamberlin motion, it was declared adopted.

By unanimous consent, further consideration of Senate Bill No. 79, as amended in conference, was deferred.

### SECOND READING

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

SENATE JOINT RESOLUTION NO. 32—By FIDLER—Senator Nance asked unanimous consent, which was granted, to have Senate Joint Resolution No. 32 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 395—By RORSCHACH—Senator Nance asked unanimous consent, which was granted, to have Senate Bill No. 395 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 396—By RORSCHACH of the Senate, and COX, BAILEY, HOGG, DOTY, JONES, HUEY, CORSON, POTEET and JOHNSON of Comanche of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 397—By CURNUTT of the Senate, and JOHNSON of Osage, and HUNT of Osage of the House—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 559—By SKINNER—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 543—By REED—Referred to Committee on Fish and Game.

Senator Briggs asked unanimous consent, which was granted, to have HOUSE BILL NO. 354, by Coleman and Traw, withdrawn from Judiciary Committee No. 1 and placed upon the Calendar.

Upon motion of Senator Briggs, House Bill No. 354 was advanced to engrossment and third reading.

### PETITION

Senator Johnston asked unanimous consent, which was granted, to present and have read a petition, signed by numerous "Home Owners and Tenants," urging the submission to the people of the State of the Graduated Land Tax Measure.

### GENERAL ORDER

HOUSE BILL NO. 511, by Branan, was considered further.

Senator Stewart asked unanimous consent, which was granted, to



submit the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 511, lines 17 and 18, page 12, by striking the words and figures, "ten thousand (10,000)" and inserting the words and figures, "twenty thousand (20,000)," and in lines 6 and 7, page 13, by striking the words and figures, "ten thousand (10,000)" and inserting the words and figures, "twenty thousand (20,000)."

STEWART.

Senator Chamberlin presiding.

Senators Paul, Carmack, Sowards, Rinehart, Fischl, Ritzhaupt, MacDonald, Fidler, Curnutt, Taylor, Wright, Hill, George, Carlile and Jones, submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 511, line 15½ page 13, by adding after the word, "estate," the following: "And provided further that the value of the homestead shall not be considered in ascertaining the net value of the estate, subject to tax thereunder."

MacDONALD,	CURNUTT,
PAUL,	TAYLOR,
CARMACK,	WRIGHT,
SOWARDS,	HILL,
RINEHART,	GEORGE,
FISCHL,	CARLILE, and
RITZHAUPT,	JONES.
FIDLER,	

Senator Rinehart asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend House Bill No. 511, lines 17 and 18, page 12, by striking the words and figures, "ten thousand (\$10,000.00)" and inserting "fifteen thousand (\$15,000.00)."

RINEHART.

Senator Commons moved to table the Rinehart amendment, which motion failed of adoption.

The vote occurring on the Rinehart amendment, it was declared adopted.

Senator Rinehart asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 511, lines 6 and 7, page 13, by striking the figures, "\$10,000.00," and inserting "\$15,000.00."

RINEHART.

Senator Wright asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend House Bill No. 511, line 18, page 12, by adding after the figures, "\$15,000.00," and before the word, "and," the words and figures, "to the wife or husband of the decedent and \$5,000.00 to each child," and by adding after the word, "dollars," in line 7, page 13, the words and figures "to the wife or husband of the decedent and \$5,000.00 to each child."

WRIGHT.

Senator Wright asked unanimous consent, which was granted, to amend his amendment by inserting the words, "under eighteen years of age," following the word, "child," in both instances.

Upon motion of Senator Commons, the Wright amendment was tabled.

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 511, following Section 4, by adding the following: "In no event shall a cause of action lie after a period of five years after the decedent's death."

STEWART.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Duffy:

Mr. President: I move to amend House Bill No. 511, line 18, page 12, by inserting after the figures, "\$15,000.00," and before the word, "and," the following: "to the surviving spouse and \$2500.00 to each child under the age of sixteen years."

CURNUTT.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 511 by adding at the end of Section 4, the following: "That in no event in making appraisement of estate shall the appraised value of the appraisement exceed the value of such property fixed for ad valorem taxes."

STEWART.

Upon motion of Senator Commons, Section 4, as further amended, was adopted.

Referring further to Section 5:

Senator Fischl submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 511, by striking lines 1 and 2, page 14.

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 511, line 17, page 13, by inserting between the words, "transfer" and "defined," the words, "less exemptions as set forth in Section 4 hereof."

FISCHL.

Upon motion of Senator Commons, Section 5, as amended, was adopted.

Section 6 was read and adopted, upon motion of Senator Commons.

Senators Paul and Rorschach asked unanimous consent, which was granted, to submit the following amendment to Section 5:

Mr. President: We move to amend House Bill No. 511, line 13, page 15, by striking the words and figures, "ten per cent (10%)," and inserting "twenty-five per cent (25%)."

PAUL,  
RORSCHACH.

Senators Fischl, Paul, Ivester, Johnston, Rorschach, Rinehart, Whitaker, Bushyhead and Briggs, as a substitute, submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 511, lines 7, 10 and 13, page 15, by changing the words and figure, "eight per cent (8%)," in line 7, to "fifteen per cent (15%)," by changing the words and figure, "nine percent (9%)," in line 10 to "twenty per cent (20%)," and changing the words and figures, "ten per cent (10%)," in line 13, to "twenty-five per cent (25%)."

FISCHL,	RINEHART,
PAUL,	WHITAKER,
IVESTER,	BUSHYHEAD, and
JOHNSTON,	BRIGGS.
RORSCHACH,	

Sections 7, 8, 9, 10, 11, 12 and 13 were read and adopted, upon motions of Senator Commons.

Section 14 was read.

Senator Howsley submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 511, line 11,



page 27, by striking the words, "death of the decedent," and inserting the words, "admission of the estate to probate."

HOWSLEY.

Upon motion of Senator Commons, Section 14, as amended, was adopted.

Section 15 was read.

Senator Howsley submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 511, line 8, page 34, by inserting after the comma in said line and before the word, "as," the word, "or," also between the words, "agree," and "or," in line 10, page 34, by inserting the following: "said agreement to be approved in writing by the County Judge."

HOWSLEY.

Upon motion of Senator Commons, Section 15, as amended, was adopted.

Sections 16 to 23, both inclusive, were read and adopted, upon motions of Senator Commons.

Section 24 was read.

Senators Stewart, Rinehart, Curnutt and Fischl submitted the following amendment:

Mr. President: We move to amend House Bill No. 511, line 10½, by adding the following: "There is hereby created an Old Age Security Fund," and by striking in line 15, page 41, the words, "General Revenue Fund," and inserting the words, "Old Age Security Fund." In event no old age law is passed, in that event said funds shall go into the Common School Equalization Fund."

STEWART,  
RINEHART,  
CURNUTT, and  
FISCHL.

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

Mr. President: I move to amend House Bill No. 511, line 15, page 41, by striking the word, "urer," the balance of line 15, and all of lines 16, 17 and 18 and inserting the following: "and by the State Treasurer returned to the counties of the State on a population basis, to be placed in the Highway Fund of the counties for road purposes, and to be used on what is now known as township roads."

PUGH.

Senator Hill raised a point of order against the Stewart amend-

ment, which was sustained, stating, until the State Constitution is amended, Old Age Pension is not provided for.

The Chair further ruled that that portion of the Stewart amendment having to do with the diverting of funds into the Common School Equalization Fund was in order.

Senator Stewart appealed from the ruling of the Chair.

Upon roll call, as follows, the chair was declared sustained:

AYE:

Albright,	Duffy,	Jones,	Rorschach,	Willis,
Briggs,	Garvin,	MacDonald,	Sowards,	Wright.
Broadbush,	George,	Nance,	Spencer,	
Bushyhead,	Hill,	Nichols,	Taylor,	
Carlile,	Howsley,	Paul,	Thomas,	
Carmack,	Ivester,	Pugh,	Waldrep,	
Commons,	Johnston,	Ritzhaupt,	Whitaker,	Total, 30.

NAY:

Burns,	Fidler,	Rinehart,	
Curnutt,	Fischl,	Stewart.	Total, 6.

EXCUSED FROM VOTING:

Chamberlin. Total, 1.

EXCUSED:

Wilbanks. Total, 1.

NOT VOTING:

Hutchinson,	Logan,	Ray,	
King,	Lowrance,	Timmons.	Total, 6.

Upon motion of Senator Commons, the Pugh amendment was tabled.

Upon motion of Senator Commons, the Stewart amendment was tabled.

Senator Ritzhaupt submitted the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend House Bill No. 511, line 11, page 41, by striking the words and figures, "ninety-five per cent (95%);" and inserting the words and figures, "ninety-eight per cent (98%)."

RITZHAUPT.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 511, line 1,

page 42, by striking the words and figure, "five per cent (5%)," and inserting the words and figure, "two per cent (2%)."

RITZHAUPT.

Upon motion of Senator Commons, Section 24, as amended, was adopted.

Senator Fischl submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 511, line 3½, page 44, by adding a new section to be known as Section 25½, to read as follows: "Section 25½. Whenever it appears from competent proof that any resident of this State designedly removes from this State for the purpose of avoiding the tax levied hereunder, the estate of such person shall pay as a penalty, in addition to other taxes levied hereunder, fifty per cent (50%) additional of such tax."

FISCHL.

Sections 25, 26 and 27 were read and adopted, upon motions of Senator Commons.

Section 28 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 511, line 12, page 45, after the word, "Commission," and before the word, "is," by inserting, "upon unanimous vote of the Commission and with the approval of the Governor."

JOHNSTON.

Upon motion of Senator Commons, Section 28, as amended, was adopted.

Senator Johnston submitted the following amendment which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 511, page 46, by adding a new section at the end of line 6, as follows: "Inheritance and estate taxes now existing against any estate or property of any decedent, or donor of any gift herein contemplated, shall continue as a subsisting obligation, and enactment of this statute shall not release or discharge the same nor any process or proceeding for its recovery and collection."

JOHNSTON.

Upon motion of Senator Commons, House Bill No. 511, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 511, as amended, was considered en-



grossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 511 was read for the third time at length.

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

#### AYE:

Albright,	Chamberlin,	Johnston,	Nichols,	Taylor,
Briggs,	Commons,	Jones,	Paul,	Thomas,
Broadus,	Duffy,	King,	Pugh,	Willis,
Burns,	George,	Logan,	Ritzhaupt,	Wright.
Bushyhead,	Hill,	Lowrance,	Rorschach,	
Carlile,	Howsley,	MacDonald,	Sowards,	
Carmack,	Ivester,	Nance,	Spencer,	Total, 32.

#### NAY:

Curnutt,	Fischl,	Rinehart,	
Fidler,	Garvin,	Stewart.	Total, 6.

#### EXCUSED:

Wilbanks.	Total, 1.
-----------	-----------

#### NOT VOTING:

Hutchinson,	Timmons,	Whitaker.
Ray,	Waldrep,	Total, 5.

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:

#### AYE:

Albright,	Chamberlin,	Johnston,	Nichols,	Taylor,
Briggs,	Commons,	Jones,	Paul,	Thomas,
Broadus,	Duffy,	King,	Pugh,	Willis,
Burns,	George,	Logan,	Ritzhaupt,	Wright.
Bushyhead,	Hill,	Lowrance,	Rorschach,	
Carlile,	Howsley,	MacDonald,	Sowards,	
Carmack,	Ivester,	Nance,	Spencer,	Total, 32.

#### NAY:

Curnutt,	Fischl,	Rinehart,	
Fidler,	Garvin,	Stewart.	Total, 6.

#### EXCUSED:

Wilbanks.	Total, 1.
-----------	-----------

## NOT VOTING:

Hutchinson,	Timmons,	Whitaker.
Ray,	Waldrep,	Total, 5.

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. 511 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 188 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 188, as amended, and ordered the bill returned to the Honorable House.

## GENERAL ORDER

SENATE BILL NO. 70, by Nichols and Garvin, of the Senate, and Ellis of the House, was considered.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 70, line 8, page 6, by striking after the semi-colon and before the word, "all," line 6, page 7, all the intervening lines and words and inserting in lieu thereof the following: "Provided further that where, by reason of soil or sand conditions peculiar to any well or wells, it is impractical to take such potential by unrestricted open flow test, any operator entitled to take therefrom may elect to take potentials by the use of and through such equipment as would most fairly, under such conditions, determine the capacity of any well or wells to produce oil in the time designated by proper rule or regulation for the taking of same."

NICHOLS.

Upon motion of Senator Nichols, Senate Bill No. 70, as amended, was advanced to engrossment and third reading.

Upon request of Senator Nichols, Senate Bill No. 70, as amended, was ordered printed.

Senator Nichols moved that the vote be reconsidered by which HOUSE BILL NO. 196, by Huser, was indefinitely postponed, which motion prevailed.

Senator Timmons moved that the Senate concur in Engrossed House Amendments to SENATE BILL NO. 290, by Timmons (by request), which motion prevailed.

Senate Bill No. 290, as amended, was read at length.

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

AYE:

Albright,	Duffy,	Johnston,	Paul,	Thomas,
Briggs,	Fidler,	Jones,	Pugh,	Timmons,
Broadus,	Fischi,	King,	Rinehart,	Waldrep,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	MacDonald,	Sowards,	Wright.
Chamberlin,	Howsley,	Nance,	Stewart,	
Curnutt,	Ivester,	Nichols,	Taylor,	Total, 38.

EXCUSED:

Wilbanks. Total, 1.

NOT VOTING:

Carlile,	Hutchinson,	Spencer.
Commons,	Ray,	Total, 5.

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:

AYE:

Albright,	Duffy,	Johnston,	Paul,	Thomas,
Briggs,	Fidler,	Jones,	Pugh,	Timmons,
Broadus,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	MacDonald,	Sowards,	Wright.
Chamberlin,	Howsley,	Nance,	Stewart,	
Curnutt,	Ivester,	Nichols,	Taylor,	Total, 38.

EXCUSED:

Wilbanks. Total, 1.

NOT VOTING:

Carlile,	Hutchinson,	Spencer.
Commons,	Ray,	Total, 5.

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 Engrossed House Amendments to Engrossed Senate Bill No. 290 and ordered the bill referred for enrollment.



Senator Johnston asked unanimous consent, which was granted, to have the following communication incorporated in the records of the Senate:

"Oklahoma City, Oklahoma.,  
"April 9, 1935.

"Hon. James E. Berry,  
"Lieutenant Governor,  
"State of Oklahoma,  
"Oklahoma City, Oklahoma.

"My Dear Governor:

"I am pleased to enclose herewith a release of the Bureau of Internal Revenue, showing collections of the 64 districts of income tax for the month of March, 1935, as compared with the same period of 1934. This release certainly indicates a healthy financial gain over the entire United States.

"I particularly call your attention to the comparative statement of the Oklahoma District which shows collections of \$2,836,375.81, as compared with \$1,624,482.41, for the same period last year, a gain of \$1,211,893.40, a net gain of 74%. I believe only six districts in the United States had a larger percentage gain and one district had the same percentage gain.

"These figures should be of interest to the taxpayers and citizens of Oklahoma.

"Respectfully submitted,

"H. C. JONES,  
"Collector, Internal Revenue."

The release of the Bureau of Internal Revenue, showing the collections, is as follows:

The Bureau of Internal Revenue made public today a statement based on telegraphic reports showing the amount of income taxes collected by each of the 64 Collectors of Internal Revenue in the United States for the month of March, 1935, compared with March a year ago. The total amount collected in March of this year was \$321,726,348.39 compared with \$230,348,089.83 during the same period a year ago, an increase of \$91,378,258.56, or 39.7%.

Commissioner Guy T. Helvering said the increase in receipts from income taxes occurred in every collection district except Hawaii. The districts showing increases of more than \$3,000,000 were Third New York, \$10,492,701.76; Second New York, \$9,401,700.33; First Illinois, \$7,906,133.81; Michigan, \$5,441,884.49; Maryland, including District of Columbia, \$3,624,793.30; Twenty-third Pennsylvania, \$3,513,496.30, and First Pennsylvania, \$3,162,395.39. The districts reporting increases of more than 70% were: Florida, 102%, \$1,494,508.39; Montana, 97%, \$231,762.34; Idaho, 91%, \$150,907.22; Kansas, 88%, \$665,695.39; Colorado, 82%, \$836,400.45; Arizona, 75%, \$136,578.96; Oklahoma, 74%, \$1,211,893.40;

Utah, 74%, 198,717.62; Eighth Illinois, 73%, \$751,488.73; Kentucky, 73%, \$1,047,080.36; Mississippi, 73%, \$164,733.07; Second Texas, 73%, \$1,513,006.30; Delaware, 71%, \$2,318,454.00. Thirty of the districts showed an increase in collections of 50% or better.

Districts	March, 1935	March, 1934	Increase	%
Alabama .....	\$ 911,399.00	\$ 569,164.56	\$ 342,234.44	60
Arizona .....	317,881.37	181,302.41	136,578.96	75
Arkansas .....	481,367.99	291,005.60	190,362.39	63
1st California .....	9,437,817.49	6,678,833.04	2,758,984.45	41
6th California .....	9,418,841.19	6,880,158.25	2,538,682.94	37
Colorado .....	1,862,205.48	1,025,805.03	836,400.45	82
Connecticut .....	6,761,446.05	4,784,285.27	1,977,160.78	41
Delaware .....	5,555,579.00	3,237,125.00	2,318,454.00	71
Florida .....	2,957,397.29	1,462,888.90	1,494,508.39	102
Georgia .....	1,731,344.70	1,484,333.04	247,011.66	17
Hawaii .....	976,511.85	1,005,648.39	(1) 29,136.54	
Idaho .....	316,332.44	165,425.22	150,907.22	91
1st Illinois .....	25,224,301.00	17,318,167.19	7,906,133.81	46
8th Illinois .....	1,780,063.44	1,028,574.71	751,488.73	73
Indiana .....	4,324,319.75	2,752,199.08	1,572,120.67	57
Iowa .....	1,720,110.00	1,187,010.00	533,100.00	45
Kansas .....	1,424,739.93	759,044.54	665,695.39	88
Kentucky .....	2,480,941.23	1,433,860.87	1,047,080.36	73
Louisiana .....	1,927,889.97	1,186,727.59	741,162.38	62
Maine .....	1,260,701.28	1,162,006.67	98,694.61	9
Maryland, including Dist. of Columbia .....	9,558,895.11	5,934,101.81	3,624,793.30	61
Massachusetts .....	14,043,798.29	11,204,689.77	2,839,108.52	25
Michigan .....	14,873,011.50	9,431,127.01	5,441,884.49	58
Minnesota .....	3,573,559.63	2,778,223.41	795,336.22	28
Mississippi .....	391,552.42	226,819.35	164,733.07	73
1st Missouri .....	5,561,192.39	3,787,866.40	1,773,325.99	46
6th Missouri .....	2,130,513.25	1,566,374.91	564,138.34	36
Montana .....	469,735.31	237,972.97	231,762.34	97
Nebraska .....	1,240,275.58	749,278.15	490,997.43	65
Nevada .....	326,819.85	311,187.74	15,632.11	5
New Hampshire .....	809,376.87	489,769.21	319,607.66	65
1st New Jersey .....	2,048,042.90	1,619,288.36	428,754.54	26
5th New Jersey .....	12,571,623.00	10,172,659.00	2,398,964.00	23
New Mexico .....	196,006.61	116,232.70	79,773.91	69
1st New York .....	7,545,279.31	6,431,265.70	1,114,013.61	17
2nd New York .....	47,775,442.56	38,373,742.23	9,401,700.33	25
3rd New York .....	30,591,554.85	20,098,853.09	10,492,701.76	50
14th New York .....	6,029,382.84	4,587,535.41	1,441,847.43	31
21st New York .....	1,675,324.32	1,313,693.37	361,630.95	28
28th New York .....	5,343,348.49	3,756,165.36	1,587,183.13	42
North Carolina .....	4,367,719.86	3,239,656.38	1,128,063.48	34
North Dakota .....	177,954.27	109,407.58	68,546.69	63
1st Ohio .....	4,269,861.22	2,925,124.27	1,344,736.95	46
10th Ohio .....	1,748,596.57	1,099,933.51	648,663.06	58
11th Ohio .....	1,264,624.78	751,920.39	512,704.39	68
18th Ohio .....	6,821,303.24	5,112,883.02	1,708,420.22	33
OKLAHOMA .....	2,836,375.81	1,624,482.41	1,211,893.40	74

Districts	March, 1935	March, 1934	Increase	%
Oregon .....	787,500.98	574,457.31	213,043.67	37
1st Pennsylvania .....	16,041,022.94	12,878,627.55	3,162,395.39	24
12th Pennsylvania .....	1,729,471.26	1,303,801.06	425,670.20	33
23rd Pennsylvania .....	9,111,637.61	5,598,141.31	3,513,496.30	62
Rhode Island .....	2,456,096.88	1,934,532.86	521,564.02	27
South Carolina .....	824,789.06	576,104.59	248,684.47	43
South Dakota .....	165,909.56	131,193.00	34,716.56	26
Tennessee .....	2,146,853.86	1,501,842.68	645,011.18	43
1st Texas .....	3,865,221.00	3,114,488.00	750,733.00	24
2nd Texas .....	3,577,446.62	2,064,440.32	1,513,006.30	73
Utah .....	464,772.72	266,055.10	198,717.62	74
Vermont .....	307,582.28	225,523.78	82,058.50	36
Virginia .....	3,117,958.87	2,439,133.20	678,825.67	28
Washington, including				
Alaska .....	2,131,752.07	1,266,952.86	864,799.21	68
West Virginia .....	1,684,438.53	1,059,831.46	624,607.07	59
Wisconsin .....	3,955,218.51	2,589,664.54	1,365,553.97	52
Wyoming .....	246,314.36	179,481.34	66,833.02	37
<b>TOTAL .....</b>	<b>\$321,726,348.39</b>	<b>\$230,348,089.83</b>	<b>\$91,378,258.56</b>	<b>39.7</b>

(1) decrease.

Senator Whitaker asked unanimous consent, which was granted, to have the record show, had he been present at the time of Third Reading and final passage of HOUSE BILL NO. 511, by Branam, he would have voted "AYE," on the passage of the bill and emergency.

#### MESSAGES

The following Messages from the Governor were received:  
To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

FLOYD E. TRIPPET, BARTLESVILLE, OKLAHOMA,

as a Member of the State Board of Chiropractic (Podiatry) for a term expiring July 1, 1937.

Done, at Oklahoma City, Oklahoma, this 3rd day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

S. D. TOMLINSON, OKLAHOMA CITY, OKLAHOMA,



*Sixty-sixth Day, Wednesday, April 10, 1935*

1425

as a Member of the State Board of Chiropody (Podiatry) for a term  
expiring July 1, 1938.

Done, at Oklahoma City, Oklahoma, this 3rd day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

W. J. PETTY, TULSA, OKLAHOMA,

as a Member of the State Board of Chiropody (Podiatry) for a term  
expiring July 1, 1936.

Done, at Oklahoma City, Oklahoma, this 3rd day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

ADRIA HELMBRECHT, TONKAWA, OKLAHOMA,

as a Member of the Board of Trustees of the Union Soldiers' Home  
for a term of three (3) years.

Done, at Oklahoma City, Oklahoma, this 9th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

CARL P. BLACKWELL, STILLWATER, OKLAHOMA,

as a Member of the Conservation Commission, for a term of four (4)  
years.

Done, at Oklahoma City, Oklahoma, this 10th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

FRANK L. VAUGHN, WOODWARD, OKLAHOMA,

as a Member of the Conservation Commission, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this 10th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

SAM O. BATTLES, McALESTER, OKLAHOMA,

as a Member of the Conservation Commission, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this 10th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

Senator Wilbanks asked to be recorded "present," which was the order. Upon motion of Senator Nance, the Senate closed its doors and went into Executive Session.

\* \* \* \*

The Senate reassembled, in open session, with Senator Chamberlin presiding, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Curnutt, advised and consented to the confirmation of the executive nomination of FLOYD E. TRIPPET, Bartlesville, as a Member of the State Board of Chiropody (Podiatry) for a term expiring July 1, 1937.

The Senate, in executive session, and upon the motion of Senator Fidler, advised and consented to the confirmation of the executive nomination of S. D. TOMLINSON, Oklahoma City, as a Member of the State Board of Chiropody (Podiatry) for a term expiring July 1, 1938.

The Senate, in executive session, and upon the motion of Senator Timmons, advised and consented to the confirmation of the executive

nomination of W. J. PETTY, Tulsa, as a Member of the State Board of Chiroprody (Podiatry) for a term expiring July 1, 1936.

The Senate, in executive session, and upon the motion of Senator Duffy, advised and consented to the confirmation of the executive nomination of ADRIA HELMBRECHT, Tonkawa, as a Member of the Board of Trustees of the Union Soldiers' Home for a term of three (3) years.

President Berry presiding.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 368 correctly engrossed.

WILLIS, Chairman.

### THIRD READING

SENATE BILL NO. 368 was read for the third time at length.

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

#### AYE:

Albright,	Duffy,	King,	Ray,	Whitaker,
Briggs,	Fidler,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	Fischl,	Lowrance,	Ritzhaupt,	Willis.
Carlile,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Spencer,	
Commons,	Johnston,	Paul,	Taylor,	
Curnutt,	Jones,	Pugh,	Timmons,	Total, 35.

#### NOT VOTING:

Broadus,	Garvin,	Ivester,	Thomas,	Wright.
Burns,	Hutchinson,	Stewart,	Waldrep,	Total, 9.

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:

#### AYE:

Albright,	Duffy,	King,	Ray,	Whitaker,
Briggs,	Fidler,	Logan,	Rinehart,	Wilbanks,
Bushyhead,	Fischl,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Spencer,	
Commons,	Johnston,	Paul,	Taylor,	
Curnutt,	Jones,	Pugh,	Waldrep,	Total, 35.



## NOT VOTING:

Broadbudds,	Garvin,	Ivester,	Thomas,	Wright.
Burns,	Hutchinson,	Stewart,	Timmons,	Total, 9.

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. 368, and ordered the same transmitted to the Honorable House.

## GENERAL ORDER

Upon motion of Senator Nance HOUSE BILL NO. 565, by Martin, et al., of the House, and Nance, et al., of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 565 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 565 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Pugh,	Whitaker,
Burns,	Fidler,	King,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Willis,
Carlile,	George,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Hill,	Nance,	Sowards,	
Commons,	Howsley,	Nichols,	Spencer,	Total, 33.

## NOT VOTING:

Broadbudds,	Hutchinson,	Ray,	Timmons,
Carmack,	Ivester,	Stewart,	Waldrep.
Fischl,	Lowrance,	Thomas,	Total, 11.

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:

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Pugh,	Whitaker,
Burns,	Fidler,	King,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Willis,
Carlile,	George,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Hill,	Nance,	Sowards,	
Commons,	Howsley,	Nichols,	Spencer,	Total, 33.

## NOT VOTING:

Broadbuss,	Hutchinson,	Ray,	Timmons,
Carmack,	Ivester,	Stewart,	Waldrep.
Fischl,	Lowrance,	Thomas,	Total, 11.

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. 565, and ordered the same returned to the Honorable House.

## GENERAL ORDER

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 25, by Kiker et al, was called up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 25—By KIKER, KERR, SULLIVAN, MUNGER, EASON, COX, ALLEN, PO-TEET, PHILLIPS of Okfuskee, GIBBONS, RAASCH and ROBERTS.

A CONCURRENT RESOLUTION DIRECTING THE STATE HIGHWAY COMMISSION TO PROCEED FORTHWITH TO MAKE A SURVEY OF TRAFFIC ON ALL DESIGNATED STATE HIGHWAYS, TO COMPILE AND CORRELATE THE DATA OBTAINED AND TO FILE A COPY THEREOF WITH THE GOVERNOR AND WITH EACH HOUSE OF LEGISLATURE AT THE NEXT SESSION THEREOF.

Be it resolved by the House of Representatives of the Fifteenth Legislature of the State of Oklahoma, the Senate Concurring therein:

The State Highway Commission is hereby directed forthwith to make a survey of traffic and the traffic load on all designated State highways for the purpose of ascertaining the amount and classification of traffic of motor vehicles in this State, with particular regard to classification of such traffic as to automobiles, trucks, Class A, B and C Motor carriers, loaded trucks, estimate of load, unloaded trucks and other types of vehicular traffic and to compile and correlate the data obtained, and to file within ninety (90) days after the effective date of this Act, a copy thereof with the Governor and with each House of the Legislature of the next Session thereof.

Upon motion of Senator Nichols, House Concurrent Resolution No. 25 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 25 and ordered the resolution returned to the Honorable House.

Referring further to ENGROSSED SENATE BILL NO. 79, by Chamberlin, Garvin, et al., of the Senate, and Worthington, et al., of the House:

Engrossed Senate Bill No. 79, as amended in Conference, was read at length.

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

AYE:				
Albright,	Duffy,	Jones,	Pugh,	Timmons,
Burns,	Fidler,	King,	Ray,	Waldrep,
Bushyhead,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Carlile,	Garvin,	Lowrance,	Rorschach,	Willis,
Carmack,	George,	MacDonald,	Sowards,	Wright.
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	Total, 37.

NOT VOTING:

Briggs,	Hutchinson,	Rinehart,	Whitaker.
Broaddus,	Ivester,	Thomas,	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:

AYE:				
Albright,	Duffy,	Jones,	Pugh,	Timmons,
Burns,	Fidler,	King,	Ray,	Waldrep,
Bushyhead,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Carlile,	Garvin,	Lowrance,	Rorschach,	Willis,
Carmack,	George,	MacDonald,	Sowards,	Wright.
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	
Curnutt,	Johnston,	Paul,	Taylor,	Total, 37.

NOT VOTING:

Briggs,	Hutchinson,	Rinehart,	Whitaker.
Broaddus,	Ivester,	Thomas,	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.

Engrossed Senate Bill No. 79, together with Conference Committee



Report thereon was ordered transmitted to the Honorable House for consideration.

### GENERAL ORDER

Upon motion of Senator Wright, SENATE BILL NO. 387, by Johnston and Wright, was advanced to engrossment and third reading.

Upon motion of Senator Johnston, the rules of the Senate were suspended and Senate Bill No. 387 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	Garvin,	Lowrance,	Rinehart,	Thomas,
Bushyhead,	George,	MacDonald,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	Nance,	Rorschach,	Wright.
Carmack,	Howsley,	Nichols,	Sowards,	
Commons,	Jones,	Paul,	Spencer,	
Duffy,	King,	Pugh,	Stewart,	
Fidler,	Logan,	Ray,	Taylor,	Total, 31.

#### NAY:

Curnutt,	Willis.	Total, 2.
----------	---------	-----------

#### NOT VOTING:

Briggs,	Chamberlin,	Ivester,	Whitaker.
Broadbudd,	Fischl,	Timmons,	
Burns,	Hutchinson,	Waldrep,	Total, 10.

#### EXCUSED FROM VOTING:

Johnston.	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:

#### AYE:

Albright,	Garvin,	Lowrance,	Rinehart,	Thomas,
Bushyhead,	George,	MacDonald,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	Nance,	Rorschach,	Wright.
Carmack,	Howsley,	Nichols,	Sowards,	
Commons,	Jones,	Paul,	Spencer,	
Duffy,	King,	Pugh,	Stewart,	
Fidler,	Logan.	Ray,	Taylor,	Total, 31.

## NAY:

Curnutt, Willis, Total, 2.

## NOT VOTING:

Briggs,	Chamberlin,	Ivester,	Whitaker.
Broadbudd,	Fischl,	Timmons,	
Burns,	Hutchinson,	Waldrep,	Total, 10.

## EXCUSED FROM VOTING:

Johnston. 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. 387 was ordered referred for engrossment.

## GENERAL ORDER

Upon motion of Senator Paul, HOUSE BILL NO. 338, by Freeman and Goodwin, was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and House Bill No. 338 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 338 was read for the third time at length.

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

## AYE:

Albright,	Fidler,	King,	Pugh,	Waldrep,
Briggs,	George,	Logan,	Ray,	Wilbanks,
Bushyhead,	Hill,	Lowrance,	Rinehart,	Wright.
Carlile,	Howsley,	MacDonald,	Ritzhaupt,	
Carmack,	Hutchinson,	Nance,	Sowards,	
Chamberlin,	Johnston,	Nichols,	Spencer,	
Commons,	Jones,	Paul,	Stewart,	Total, 31.

## NAY:

Curnutt, Duffy, Willis, Total, 3.

## NOT VOTING:

Broadbudd,	Garvin,	Taylor,	Whitaker.
Burns,	Ivester,	Thomas,	
Fischl,	Rorschach,	Timmons,	Total, 10.

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. 338, and ordered the same returned to the Honorable House.

### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 53—By BRUCE, HUEY and GIBBONS,

An Act relating to the licensing of operators and chauffeurs of motor vehicles; defining motor vehicles; defining operators and chauffeurs; providing for issuance of licenses to operators and chauffeurs; and prescribing the fee therefor and method of securing such licenses; providing for the collection of such fee and disposition of same; prescribing the individual and/or joint liability of certain persons violating the provisions of this Act, prohibiting the operations of motor vehicles except in accordance with the provisions of this Act; providing for the suspension and revocation of licenses issued pursuant hereto; prescribing penalties for the violation of this and other Acts, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said bill the following named Representatives: Bruce, Huey, Gibbons, Abernathy of Pottawatomie, Chambers, Johnston of Rogers and Couch.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

Senator Commons moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 53, be granted and conferees appointed, which motion prevailed.

The President announced that appointment of Senate Conferees under Engrossed House Bill No. 53 would be deferred until the next legislative day.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and



through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 60—By DAVIS and BRUCE,

An Act providing for the deposit of public funds without collateral up to amount insured by the Federal Deposit Insurance Corporation, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 323—By REED,

An Act authorizing the State Game and Fish Commission to declare open season on certain game and to fix the time and conditions thereof in any counties or parts of counties of this State; and to require a special license or permit to hunt during such season, and to fix the amount thereof; and to prescribe any rules and regulations regarding the conduct and policing of such season and areas during such season; repealing all conflicting laws, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 491—By GIBBONS,

An Act authorizing the construction and equipment of dormitories on the campus of the Central State Teachers College of the State of Oklahoma located at Edmond, Oklahoma; providing for the issuance and payment of Central State Teachers College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 542—By ALLEN,

An Act authorizing the construction and equipment of dormitories on the campus of the Colored Agricultural and Normal University of the State of Oklahoma; providing for the issuance and payment of Colored Agricultural and Normal University Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories, authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds and declaring an emergency,

and that the same have been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and

through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 187—By KERR and KIKER,

An Act amending Sections 2, 3, 4 and 6, of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the correlative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes,

and respectfully asks for an open Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Kerr, Welch, Eason, Singleton, Moffett, Holliman, Kiker, Ellis, Carey, Wooten and Montgomery.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House, for a conference on Engrossed House Bill No. 187, was ordered granted, the President appointing as Senate Conferees thereunder Senators Curnutt, Broadbush, Carmack, Ivester, Fischl, Jones, Nance, Nichols, Paul, Timmons and Waldrep.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 217—By GIBBONS, KING, CAMPBELL, TRAW, JONES, MORROW, BROWN, HOWELL, DOTY, HUEY, WILLIAMS, CORSON, ARMSTRONG, PUGH, WRIGHT, BYROM, BREWER, TAYLOR, EASON, PHILLIPS of Pawnee, MOONEY, HOLLIMAN, GREGORY, RAASCH and WHITAKER of the House, and BRIGGS, HILL, GARVIN, BURNS and STEWART of the Senate,

An Act authorizing and providing for the issuance of negotiable coupon bonds of the State of Oklahoma, for the purpose of funding the indebtedness of the State represented by the treasury notes issued under authority of Chapter 164, Session Laws, 1933, and by valid warrants drawn against the general revenues of the State for any fiscal year prior to July 1, 1936; providing for the issuance of the bonds by the State Board of Equalization; prescribing the procedure to be followed in issuing the bonds; requiring the bonds to be approved by the Supreme Court and making them thereafter incontestable in any court in the State; providing for the execution, registration and other details of the bonds, prescribing the duties of officers with reference to said bonds; providing for their issuance in series; and authorizing the bonds to be either sold or exchanged for the purpose of paying and

cancelling the treasury notes or warrants funded; providing for the payment of the bonds, creating a special fund therefor, and appropriating the moneys to be placed therein to the payment of the principal and interest of said bonds; pledging the full faith, credit and resources of the State to the payment of the bonds; prescribing penalties for misappropriation of funds referred to in the Act; making an appropriation for cost of printing and lithographing bonds; authorizing the investment of certain public and private funds in bonds and permitting said bonds to be used as collateral security for the deposit of public funds; providing that the provisions of the Act are severable, and declaring an emergency,

and respectfully asks for an open Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Kirkpatrick, Taylor, Raasch, Abernethy of Harmon, Huser, Cook and Gibbons.

Respectfully

RICHARD H. CLOYD, Chief Clerk.

Senator Nance moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 217, be granted and conferees appointed thereunder, which motion prevailed.

The President announced that appointment of Senate Conferees under Engrossed House Bill No. 217 would be deferred until the next legislative day.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 343—By KEYES, CARLETON, GIBBONS and ELLIS,

An Act creating and establishing a County School District in Oklahoma County, Oklahoma, embracing all the territory in said county except that territory embraced in the Oklahoma City School District; creating the office of County School Supervisor of said county, prescribing his qualifications and duties; providing for his election fixing his term of office and the time when he shall begin his duties, and providing for the election or appointment of his successor; providing for the number of his assistants that shall be employed in the County School Supervisor's office; fixing the salary of the County School Supervisor and his assistants; fixing the place where the County School Supervisor and his assistants shall maintain his office; providing for the levying of taxes upon the real and personal property in said district for the maintenance of the County School Supervisor's office, and the payment of the salaries of the County School Supervisor and his assistants; providing for the levying of taxes for the maintenance of the separate white and negro schools located in said



district; making the County Treasurer of said county the collector and custodian of the tax funds of said district; providing for the manner in which claims against said district shall be filed, allowed, and the funds disbursed; abolishing the office of Superintendent of Public Instruction of said county, and directing that officer to surrender on July 1, 1937, to the County School Supervisor all the records, files and effects appertaining to that office; and repealing all laws and parts of laws and all Acts and parts of Acts in conflict herewith,

and to advise you, and through you the Honorable Senate, that the House requests that the Senate consider this Bill in the same manner as other measures:

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Ritzhaupt moved that Engrossed House Bill No. 343 be stricken from the Senate's records.

Senator Hill, as a substitute, moved that House Bill No. 343 be referred to the Committee on Education, which motion prevailed.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 427—By STOKES and WRIGHT of Beaver of the House, and HOWSLEY of the Senate,

An Act providing for the repayment of penalties, interest and costs collected on ad valorem taxes in all counties of the State where the penalties are now held in the sinking fund of said counties and against which there is no bonded indebtedness now outstanding, and declaring an emergency,

together with Conference Committee Reports thereon, and to advise you, and through you the Honorable Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House, as amended, by said report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 427 was read as follows:

Mr. Speaker: We, your Conference Committee appointed to consider House Bill No. 427, entitled:

An Act providing for the repayment of penalties, interest and costs collected on ad valorem taxes in all counties of the State where the penalties are now held in the sinking fund of said counties and against which there is no bonded indebtedness now outstanding, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the following recommendations:

That the House concur in Senate Amendment No. 1.

That the House refuse to concur in Senate Amendment No. 2 and that the following be inserted in lieu thereof:

Page 1, line 5, by adding at the end of Section 1, the following, and same to be known as Section 2:

"Section 2. Provisions of Section 1, of this Act, shall be in full force and effect during the balance of the present fiscal year and during the fiscal year ending June 30th, 1936, at which time all provisions of Section 1 shall become inoperative, and any taxpayer who was entitled to a refund under the provisions of this Act, who has failed to present a sworn claim therefor, shall no longer be entitled to said refund and the funds which have been held in trust for his benefit, shall be considered the same as any other moneys of the county properly in said sinking fund."

That the House concur in Senate Amendment No. 3.

That the title of the bill be stricken and that the following be substituted in lieu therefor:

AN ACT PROVIDING FOR THE REFUND AND REPAYMENT OF THE PENALTIES, INTEREST AND COSTS COLLECTED ON AD VALOREM TAXES IN ALL COUNTIES OF THE STATE SINCE DECEMBER 1, 1933, WHERE THE PENALTIES ARE NOW HELD IN THE SINKING FUND OF SAID COUNTIES, AND AGAINST WHICH THERE IS NO BONDED INDEBTEDNESS OR OTHER OBLIGATIONS NOW OUTSTANDING; PROVIDING THAT THE TERMS OF THIS BILL SHALL EXPIRE AT THE END OF THE FISCAL YEAR ENDING JUNE 30TH, 1936, AT WHICH TIME ANY UNCLAIMED MONEYS HEREUNDER SHALL THEN BE CONSIDERED THE SAME AS ANY OTHER MONEYS OF THE COUNTIES PROPERLY IN SAID SINKING FUNDS, AND DECLARING AN EMERGENCY.

Respectfully submitted,

WRIGHT,  
STOKES,  
SPEAR,  
STANDRIDGE,  
WILDER,

House Conferees.

HOWSLEY,  
BURNS,  
IVESTER,  
CURNUTT,  
BUSHYHEAD,

Senate Conferees.

Upon motion of Senator Howsley, the Conference Committee Report on Engrossed House Bill No. 427 was adopted.

By unanimous consent, further consideration of Engrossed House Bill No. 427, as amended in Conference, was deferred for this legislative day.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 453—By TWIDWELL, WILLIAMS, CAMPBELL, BRANAN, ABERNATHY of Pottawatomie, WRIGHT of Beaver, TRAW, BEAMAN, BOGGS and MORSE,

An Act providing for the division of all territory within each county of the State into independent school districts; and providing for the administration and executive control of each of said districts; providing for the appointment by the State Board of Education of a school planning board for each county to recommend the boundaries of said independent school districts; defining the duties of said planning boards and the State Board of Education relative to the creation of said independent districts; defining the criteria and the method by which said independent districts shall be created; providing for the payment of the actual and necessary expenses of said planning boards; providing that all school districts in the State shall continue to operate as now provided by law until said districts have been combined into independent school districts; providing a procedure for elections in said independent districts and defining the qualifications of voters; providing for the election of a board of education for each independent school district and defining the powers, duties and responsibilities of said boards; giving corporate powers to each independent school district, enumerating said powers, and defining the manner of naming such district; providing the method of liquidating outstanding indebtedness of former school districts which may comprise parts of independent districts; providing for the creation of joint independent school districts comprising parts of two or more counties; providing for the transfer of pupils from one school district to another; continuing the county superintendent of public instruction in office as now provided by law and making him the chief executive officer of the school planning board of each county; providing for a superintendent of schools in each independent school district, the method of his election, and defining his duties; providing that all instructional employees in a school district shall file health certificates as a condition precedent to employment; providing that plans and specifications for erecting or remodeling all school buildings shall be submitted to the State Board of Education for approval; providing for a minimum school term of nine months in all school districts of the State; providing for elections in each district for the purpose of voting excess levies for school purposes as provided by the Constitution; declaring



the provisions of this Act severable; repealing all Acts or parts of Acts in conflict with this Act,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 453.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate amendments to:

ENGROSSED HOUSE BILL NO. 540—By TAYLOR, BREWER, MUNGER and LARASON,

An Act making appropriation for the salaries and expenses of the members and employees of the State Conservation Commission and all the necessary expenditures authorized by law to be made by this Commission; regulating the expenditure for certain items and declaring an emergency,

and that the same has been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 32—By CURNUTT,

An Act amending Section 9725, Oklahoma Statutes, 1931, relating to the purpose for which private corporations are formed, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

ENGROSSED SENATE BILL NO. 136—By TIMMONS, BROADDUS, RAY, COMMONS, NICHOLS, GARVIN, KING, DUFFY, BUSHY-HEAD, FIDLER and ALBRIGHT,

An Act authorizing, building and loan associations, co-operative banks and other mutual savings institutions to join the federal plan for the guaranty of their deposits and share and to insure their deposits and share accounts with the Federal Savings and Loan Insurance Corporation, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 32 and 136 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 126—By COMMITTEE ON APPROPRIATIONS,

An Act authorizing and directing the State Board of Public Affairs to execute a release and waiver to school district No. 7, Tulsa, County, Oklahoma, of all rights and authority the state of Oklahoma has to explore and develop oil and gas and, or mineral rights to certain lands located within said county, and declaring an emergency,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 126 was read as follows:

Amendment No. 1: On page 1, Section 1, line 9, by striking the word "of" and substituting in lieu thereof the word "and."

By unanimous consent, further consideration of Engrossed Senate Bill No. 126, as amended by the Honorable House, was deferred for this legislative day.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 10—By FIDLER,

A Concurrent Resolution memorializing and requesting the Congress of the United States to pay to Zoe A. Tilghman, the widow of Wm. (Bill) Tilghman, on account of the killing of said Wm. (Bill) Tilghman by Federal prohibition officer,

and to advise you, and through you the Honorable Senate, that the same has been signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 10 was ordered referred to the Secretary of State.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred Senate Bill No. 200 by Fischl, entitled:

An Act relating to the giving of proof of financial responsibility by owners and operators of motor vehicles 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 without recommendation.

DUFFY, Chairman.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 398—By GEORGE—An Act to prevent the fraudulent labelling and selling of archaeological specimens, to prohibit vandals and irresponsible person from fraudulently exploiting, destroying, or defacing pre-historic archaeological and palentological features and remains, to provide for licensing persons engaged in exploring and excavating for ancient ruins and fossilized remains, providing a penalty for violations, and declaring an emergency.

Referring to ENGROSSED SENATE BILL NO. 35, by Paul, Burns, et al, as amended by the Honorable House:

Senator Paul moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 35 and request



that a conference be granted thereon and Senate Conferees appointed, which motion prevailed.

Upon motion of Senator Nance, the Senate adjourned, to meet as provided under the rules.

## SIXTY-SEVENTH LEGISLATIVE DAY

THURSDAY, APRIL 11, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Fidler,	Jones,	Ray,	Waldrep,
Briggs,	Fischl,	King,	Rinehart,	Wilbanks,
Broadbudd,	Garvin,	Logan,	Ritzhaupt,	Willis,
Burns,	George,	Lowrance,	Rorschach,	Wright.
Carmack,	Hill,	MacDonald,	Sowards,	
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Thomas,	
Duffy,	Johnston,	Pugh,	Timmons,	Total, 40.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## ABSENT:

Bushyhead,	Carlile.	Total, 2.
------------	----------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Upon motion of Senator Jones, Frank Berry, of Stillwater, son of the President of the Senate, was made an honorary page for this legislative day.

The President made announcement of the following appointments:

Senators Commons, Nichols, Paul, Nance, Willis, Chamberlin and Wilbanks, as Senate Conferees under ENGROSSED HOUSE BILL NO. 217, by Gibbons.

Senators Commons, Jones, Rinehart, Spencer, Ray, Ritzhaupt and Burns, as Senate Conferees under ENGROSSED HOUSE BILL NO. 53, by Bruce.

Senators Paul, Ritzhaupt, Carmack, Fischl, Spencer and Carlile, as Senate Conferees under ENGROSSED SENATE BILL NO. 35, by Paul.

Senator Waldrep asked unanimous consent, which was granted, to withdraw as a Senate Conferee under ENGROSSED HOUSE BILL NO. 187.

The President appointed Senator Garvin as a conferee under Engrossed House Bill No. 187, which appointment he declined to accept.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 399—By BROADDUS—An Act providing for the application of any surplus funds in the hands of the Treasurer of any County, City, Town, School District, or other municipal subdivision of the State of Oklahoma, at the close of any fiscal year to the payment of valid warrants of said municipal subdivisions which are unpaid for any reason and providing further that no surplus on hand at the close of any fiscal year shall be considered in the formation of the budget for any County, City, Town, School District, or other municipal subdivision of this State for the ensuing year if there are valid unpaid warrants of said municipal subdivisions that have not been fully paid or cash received to pay same, repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 398—By GEORGE—By unanimous consent, Senate Bill No. 398 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 453—By TWIDWELL, WILLIAMS, CAMPBELL, BRANAN, ABERNATHY of Pottawatomie, WRIGHT of Beaver, TRAW, BEAMAN, BOGGS and MORSE—Referred to Committee on Education.

Upon request of Senator Ritzhaupt, HOUSE BILL NO. 453 was ordered printed.

Senator Nance presiding.

#### GENERAL ORDER

HOUSE BILL NO. 212, by Twidwell, was called up for consideration by Senator Commons and read.

Upon motion of Senator Commons, Section 1 was ordered stricken.



Upon motion of Senator Commons, House Bill No. 212 was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 212 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

#### AYE:

Albright,	Fidler,	Johnston,	Ray,	Waldrep,
Briggs,	Fischl,	Jones,	Rinehart,	Wilbanks,
Broadbudds,	Garvin,	Logan,	Ritzhaupt,	Willis.
Burns,	George,	Lowrance,	Rorschach,	
Carmack,	Hill,	MacDonald,	Sowards,	
Commons,	Howsley,	Nance,	Spencer,	
Curnutt,	Hutchinson,	Nichols,	Thomas,	
Duffy,	Ivester,	Pugh,	Timmons,	Total, 35.

#### NAY:

Stewart,	Wright.	Total, 2.
----------	---------	-----------

#### EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

#### ABSENT:

Bushyhead,	Carlile,	Total, 2.
------------	----------	-----------

#### NOT VOTING:

Chamberlin,	King,	Paul.	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. 212 was ordered referred for engrossment.

### GENERAL ORDER

Senator Hill moved that HOUSE BILL NO. 173, by Coe, et al., of the House, and Fidler, of the Senate, be advanced to engrossment and third reading, subject to amendment.

Senator Fischl, as a substitute, moved that further consideration of House Bill No. 173 be indefinitely postponed, which motion was tabled, upon motion of Senator Logan.

Senator Curnutt moved to table the Hill motion, which motion failed of adoption.

Senator Curnutt, as a substitute, moved that the Senate proceed to consider House Bill No. 173.

The Presiding Officer ruled the Curnutt motion out of order as being a converse motion.

Senator Fischl raised a point of order against the Hill motion which was sustained, stating the said motion would require a suspension of the rules.

Senator Hill moved that the rules of the Senate be suspended and House Bill No. 173 be advanced to engrossment and third reading, subject to amendment, which motion prevailed.

Senator Rorschach asked unanimous consent, which was granted, to call up for consideration SENATE BILL NO. 395, by Rorschach, which bill was read.

Senator Commons asked unanimous consent, which was granted, to be added as a joint author of Senate Bill No. 395.

By unanimous consent, Senate Bill No. 395 was advanced to engrossment and third reading.

Senator Hill moved that the Senate proceed to the consideration of HOUSE BILL NO. 173, by Coe, et al., under third reading.

Senator Waldrep raised a point of order against the Hill motion, which was sustained, stating the Senate was not under such order of business.

Upon motion of Senator Wilbanks, HOUSE BILL NO. 195, by Huser, was advanced to engrossment and third reading.

Senator Timmons asked unanimous consent, to which Senator Commons objected, to have HOUSE BILL NO. 390, by Chambers, advanced to engrossment and third reading.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 511 and Senate Bill No. 387 correctly engrossed, and Senate Bills Nos. 32 and 97 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 511, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate

Bill No. 387 and ordered the bill transmitted to the Honorable House, for consideration.

Senate Bills Nos. 32 and 97 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.

Senator Waldrep moved that the vote be reconsidered by which SENATE BILL NO. 88, by Nichols, was indefinitely postponed, which motion prevailed, the roll call thereon being as follows:

AYE:

Chamberlin,	George,	Jones,	Ray,	Waldrep,
Commons,	Hutchinson,	King,	Rinehart,	Wilbanks,
Fidler,	Ivester,	Lowrance,	Sowards,	Wright.
Garvin,	Johnston,	Nichols,	Timmons,	Total, 19.

NAY:

Albright,	Curnutt,	MacDonald,	Ritzhaupt,	Thomas,
Briggs,	Duffy,	Nance,	Rorschach,	Willis,
Burns,	Hill,	Paul,	Spencer,	
Carmack,	Logan,	Pugh,	Stewart,	Total, 18.

EXCUSED:

Taylor,	Whitaker,	Total, 2.
---------	-----------	-----------

ABSENT:

Bushyhead,	Carlile,	Total, 2.
------------	----------	-----------

NOT VOTING:

Broaddus,	Fischl,	Howsley,	Total, 3.
-----------	---------	----------	-----------

GENERAL ORDER

By unanimous consent, House Bill No. 196 was placed upon final passage.

THIRD READING

HOUSE BILL NO. 196 was read at length.

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

AYE:

Albright,	George,	MacDonald,	Sowards,	Wilbanks,
Broaddus,	Hill,	Nance,	Spencer,	Willis.
Burns,	Howsley,	Nichols,	Stewart,	
Curnutt,	Jones,	Pugh,	Thomas,	
Fidler,	King,	Ray,	Timmons,	
Fischl,	Logan,	Rinehart,	Waldrep,	Total, 26.



YAY:

Carmack, Chamberlin, Commons,	Duffy, Hutchinson, Ivester,	Johnston, Lowrance, Paul,	Ritzhaupt, Rorschach, Wright.	Total, 12.
-------------------------------------	-----------------------------------	---------------------------------	-------------------------------------	------------

EXCUSED:

Taylor,	Whitaker,	Total, 2.
---------	-----------	-----------

ABSENT:

Bushyhead,	Carlile.	Total, 2.
------------	----------	-----------

NOT VOTING:

Briggs,	Garvin.	Total, 2.
---------	---------	-----------

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

Senator Ivester moved that the vote be reconsidered by which House Bill No. 196 was passed.

The Presiding Officer announced the Ivester motion would be entered in the record.

GENERAL ORDER

SENATE BILL NO. 390, by Albright and Waldrep, was read.

Senator Logan moved that Senate Bill No. 390 be referred to a Special Committee for the purpose of redrafting the bill, the said bill to retain its place on the Calendar.

Senator Stewart, as a substitute, moved that Senate Bill No. 390 be referred to the Committee on Roads and Highways.

Senator Burns moved to table the Stewart motion, which motion failed of adoption.

Senator Albright, as a substitute for all pending motions, moved that Senate Bill No. 390 be committed to the Committee on Roads and Highways, with instructions to make report on the next legislative day, the bill to retain its place on the Calendar, which motion prevailed.

Senators Burns, Logan, Ray, Spencer and Sowards asked to be added as joint authors of Senate Bill No. 390, which was the order.

Senator Paul was recognized on a point of personal privilege and privileges of the Senate and discussed matters pertaining to the School Land Department.

Senator Fischl moved that Senator Paul be requested to furnish

the Investigating Committee, relative to the School Land Department, the facts in his possession with respect to the School Land Department.

Senator Paul advised the Senate that he would furnish such information to the Investigating Committee.

Senator Briggs moved that a Special Committee be appointed to draw a resolution, suggesting to the Honorable House matters discussed by Senator Paul.

Senator Fischl, as a substitute, moved that the Chair appoint a Committee of five to determine the propriety of Senatorial action relative to the disclosures made by Senator Paul.

Senator MacDonald requested that further consideration of the matters discussed be held in abeyance.

Senator Commons, in lieu of all pending motions, moved that the Senate proceed with the proper order of business.

The Presiding Officer declared the Senate was acting under the proper order of business.

Senator MacDonald moved that information be furnished him as to the "amount of money lost by the School Land Department on account of the transaction through the Durant National Bank."

The Presiding Officer informed Senator MacDonald that his request would be transmitted to the Committee, investigating the School Land Department.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 476, Senate Joint Resolution No. 22, Senate Bills Nos. 70, 366 and 391, correctly engrossed.

WILLIS, Chairman.

### 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:

#### AYE:

Albright,	Commons,	Jones,	Paul,	Timmons,
Briggs,	Duffy,	King,	Pugh,	Wright.
Burns,	Garvin,	Lowrance,	Ray,	
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	
Carmack,	Ivester,	Nance,	Rorschach,	
Chamberlin,	Johnston,	Nichols,	Thomas,	Total, 26.

## NAY:

Curnutt,	George,	Logan,	Spencer.
Fischl,	Hutchinson,	Sowards,	Total, 7.

## EXCUSED:

Taylor,	Whitaker,	Total, 2.
---------	-----------	-----------

## ABSENT:

Carlile.	Total, 1.
----------	-----------

## NOT VOTING:

Broaddus,	Howsley,	Stewart,	Wilbanks,	
Fidler,	Rinehart,	Waldrep,	Willis.	Total, 8.

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:

## AYE:

Albright,	Duffy,	King,	Ray,	Wilbanks,
Briggs,	Garvin,	Lowrance,	Ritzhaupt,	Willis,
Broaddus,	Hill,	MacDonald,	Rorschach,	Wright.
Burns,	Howsley,	Nance,	Sowards,	
Carmack,	Ivester,	Nichols,	Thomas,	
Chamberlin,	Johnston,	Paul,	Timmons,	
Commons,	Jones,	Pugh,	Waldrep,	Total, 31.

## NAY:

Curnutt,	George,	Spencer.
Fischl,	Logan,	Total, 5.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## ABSENT:

Carlile.	Total, 1.
----------	-----------

## NOT VOTING:

Bushyhead,	Hutchinson,	Stewart.
Fidler,	Rinehart,	Total, 5.

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. 70, and ordered the same transmitted to the Honorable House.



SENATE BILL NO. 391 was read for the third time at length.

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

AYE:

Albright,	Curnutt,	King,	Pugh,	Wilbanks,
Briggs,	Duffy,	Logan,	Ray,	Willis,
Broadbudd,	George,	Lowrance,	Ritzhaupt,	Wright.
Burns,	Howsley,	MacDonald,	Sowards,	
Carmack,	Ivester,	Nance,	Thomas,	
Chamberlin,	Johnston,	Nichols,	Timmons,	
Commons,	Jones,	Paul,	Waldrep,	Total, 31.

EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

ABSENT:

Carlile.	Total, 1.
----------	-----------

NOT VOTING:

Bushyhead,	Garvin,	Rinehart,	Stewart.
Fidler,	Hill,	Rorschach,	
Fischl,	Hutchinson,	Spencer,	Total, 10.

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:

AYE:

Albright,	Curnutt,	King,	Pugh,	Wilbanks,
Briggs,	Duffy,	Logan,	Ray,	Willis,
Broadbudd,	George,	Lowrance,	Ritzhaupt,	Wright.
Burns,	Howsley,	MacDonald,	Sowards,	
Carmack,	Ivester,	Nance,	Thomas,	
Chamberlin,	Johnston,	Nichols,	Timmons,	
Commons,	Jones,	Paul,	Waldrep,	Total, 31.

EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

ABSENT:

Carlile.	Total, 1.
----------	-----------

NOT VOTING:

Bushyhead,	Garvin,	Rinehart,	Stewart.
Fidler,	Hill,	Rorschach,	
Fischl,	Hutchinson,	Spencer,	Total, 10.

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. 391, and ordered the same transmitted to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 354, by Commons, Chamberlin, et al., was read and considered.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 354, line 5, page 2, by striking the figure, "6," and inserting the figure, "5."

### CHAMBERLIN.

By unanimous consent, Senate Bill No. 354, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 354 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	Curnutt,	Logan,	Ray,	Waldrep,
Briggs,	Duffy,	Lowrance,	Rinehart,	Wilbanks,
Broadus,	George,	MacDonald,	Ritzhaupt,	Willis,
Bushyhead,	Howsley,	Nance,	Rorschach,	Wright.
Carmack,	Ivester,	Nichols,	Sowards,	
Chamberlin,	Johnston,	Paul,	Spencer,	
Commons,	Jones,	Pugh,	Thomas,	Total, 32.

#### NAY:

Burns. Total, 1.

#### EXCUSED:

Taylor, Whitaker. Total, 2.

#### ABSENT:

Carlile. Total, 1.

## NOT VOTING:

Fidler,	Garvin,	Hutchinson,	Stewart,	
Fischl,	Hill,	King,	Timmons,	Total, 8.

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:

## AYE:

Albright,	Curnutt,	Logan,	Ray,	Waldrep,
Briggs,	Duffy,	Lowrance,	Rinehart,	Wilbanks,
Broadus,	George,	MacDonald,	Ritzhaupt,	Willis,
Bushyhead,	Howsley,	Nance,	Rorschach,	Wright.
Carmack,	Ivester,	Nichols,	Sowards,	
Chamberlin,	Johnston,	Paul,	Spencer,	
Commons,	Jones,	Pugh,	Thomas,	Total, 32.

## NAY:

Burns.	Total, 1.
--------	-----------

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## ABSENT:

Carlile.	Total, 1.
----------	-----------

## NOT VOTING:

Fidler,	Garvin,	Hutchinson,	Stewart,	
Fischl,	Hill,	King,	Timmons,	Total, 8.

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. 354 was ordered referred for engrossment.

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:

## AYE:

Albright,	Duffy,	Jones,	Ray,	Wilbanks,
Briggs,	Fischl,	King,	Ritzhaupt,	Willis,
Broadus,	George,	MacDonald,	Rorschach,	Wright.
Burns,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Spencer,	
Commons,	Ivester,	Paul,	Stewart,	
Curnutt,	Johnston,	Pugh,	Timmons,	Total, 31.



**EXCUSED:**

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

**ABSENT:**

Carlile.	Total, 1.
----------	-----------

**NOT VOTING:**

Bushyhead,	Garvin,	Lowrance,	Waldrep.
Chamberlin,	Hutchinson,	Rinehart,	
Fidler,	Logan,	Thomas,	Total, 10.

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:

**AYE:**

Albright,	Duffy,	Jones,	Ray,	Wilbanks,
Briggs,	Fischl,	King,	Ritzhaupt,	Willis,
Broaddus,	George,	MacDonald,	Rorschach,	Wright.
Burns,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Spencer,	
Commons,	Ivester,	Paul,	Stewart,	
Curnutt,	Johnston,	Pugh,	Timmons,	Total, 31.

**EXCUSED:**

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

**ABSENT:**

Carlile.	Total, 1.
----------	-----------

**NOT VOTING:**

Bushyhead,	Garvin,	Lowrance,	Waldrep.
Chamberlin,	Hutchinson,	Rinehart,	
Fidler,	Logan,	Thomas,	Total, 10.

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. 195, and ordered the same returned to the Honorable House.

Senator Carlile asked to be recorded "present," which was the order.

SENATE JOINT RESOLUTION NO. 22 was read for the third time at length.

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

## AYE:

Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broaddus,	Fischl,	Jones,	Rinehart,	Waldrep,
Burns,	George,	King,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Willis,
Carmack,	Howsley,	Nance,	Sowards,	Wright.
Chamberlin,	Hutchinson,	Paul,	Spencer,	
Commons,	Ivester,	Pugh,	Stewart,	Total, 33.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Albright,	Curnutt,	Garvin,	Lowrance,	Thomas.
Bushyhead,	Fidler,	Logan,	Nichols,	Total, 9.

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:

## AYE:

Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broaddus,	Fischl,	Jones,	Rinehart,	Waldrep,
Burns,	George,	King,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Willis,
Carmack,	Howsley,	Nance,	Sowards,	Wright.
Chamberlin,	Hutchinson,	Paul,	Spencer,	
Commons,	Ivester,	Pugh,	Stewart,	Total, 33.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Albright,	Curnutt,	Garvin,	Lowrance,	Thomas.
Bushyhead,	Fidler,	Logan,	Nichols,	Total, 9.

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. 22, and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 473 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Sowards,
Briggs,	Duffy,	Ivester,	Paul,	Spencer,
Broadbudd,	Fischl,	Johnston,	Pugh,	Stewart,
Burns,	Garvin,	Jones,	Ray,	Waldrep,
Carlile,	George,	King,	Rinehart,	Willis,
Carmack,	Hill,	Lowrance,	Ritzhaupt,	Wright.
Commons,	Howsley,	Nance,	Rorschach,	Total, 34.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Bushyhead,	Fidler,	MacDonald,	Timmons,	
Chamberlin,	Logan,	Thomas,	Wilbanks.	Total, 8.

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:

## AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Sowards,
Briggs,	Duffy,	Ivester,	Paul,	Spencer,
Broadbudd,	Fischl,	Johnston,	Pugh,	Stewart,
Burns,	Garvin,	Jones,	Ray,	Waldrep,
Carlile,	George,	King,	Rinehart,	Willis,
Carmack,	Hill,	Lowrance,	Ritzhaupt,	Wright.
Commons,	Howsley,	Nance,	Rorschach,	Total, 34.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Bushyhead,	Fidler,	MacDonald,	Timmons,	
Chamberlin,	Logan,	Thomas,	Wilbanks.	Total, 8.

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. 473, and ordered the same returned to the Honorable House.

SENATE BILL NO. 366 was read for the third time at length.

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



## AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Stewart,
Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broadus,	Fischl,	Jones,	Rinehart,	Wilbanks,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	George,	Nance,	Rorschach,	Wright.
Chamberlin,	Hill,	Nichols,	Sowards,	
Commons,	Howsley,	Paul,	Spencer,	Total, 33.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Bushyhead,	Fidler,	King,	MacDonald,	Waldrep.
Carmack,	Hutchinson,	Logan,	Thomas,	Total, 9.

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:

## AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Stewart,
Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broadus,	Fischl,	Jones,	Rinehart,	Wilbanks,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	George,	Nance,	Rorschach,	Wright.
Chamberlin,	Hill,	Nichols,	Sowards,	
Commons,	Howsley,	Paul,	Spencer,	Total, 33.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Bushyhead,	Fidler,	King,	MacDonald,	Waldrep.
Carmack,	Hutchinson,	Logan,	Thomas,	Total, 9.

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. 366, and ordered the same transmitted to the Honorable House.

## GENERAL ORDER

SENATE BILL NO. 347, by Ritzhaupt, was read and considered.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 347, line 6, page 29, by inserting after the word, "exceeding," and before the words, "dollars," the words, "one thousand"; line 7, after the word "exceeding," insert the words, "two years"; line 9, after the word, "exceeding," and before the words, "dollars," insert the words, "five thousand"; line 11, after the word, "exceeding," and before the word, "for," insert the words, "three years."

RITZHAUPT.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 347, line 10, page 29, by striking after the word, "imprisonment," and before the word, "for," the word, "in."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Senate Bill No. 347 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 347 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 347 was read for the third time at length.

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

#### A YE:

Albright,	Curnutt,	Hutchinson,	Pugh,	Wilbanks,
Briggs,	Duffy,	Johnston,	Ray,	Willis,
Broadus,	Fischl,	Jones,	Ritzhaupt,	Wright.
Burns,	Garvin,	King,	Rorschach,	
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Timmons,	
Commons,	Howsley,	Paul,	Waldrep,	Total, 31.

#### EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

#### NOT VOTING:

Carlile,	Ivester,	MacDonald,	Spencer,
Chamberlin,	Logan,	Rinehart,	Thomas.
Fidler,	Lowrance,	Sowards,	Total, 11.

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:

AYE:

Albright,	Curnutt,	Hutchinson,	Pugh,	Wilbanks,
Briggs,	Duffy,	Johnston,	Ray,	Willis,
Broadus,	Fischl,	Jones,	Ritzhaupt,	Wright.
Burns,	Garvin,	King,	Rorschach,	
Bushyhead,	George,	Nance,	Stewart,	
Carmack,	Hill,	Nichols,	Timmons,	
Commons,	Howsley,	Paul,	Waldrep,	Total, 31.

EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

NOT VOTING:

Carlile,	Ivester,	MacDonald,	Spencer,
Chamberlin,	Logan,	Rinehart,	Thomas.
Fidler,	Lowrance,	Sowards,	Total, 11.

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. 347 was ordered referred for engrossment.

HOUSE BILL NO. 476 was read for the third time at length.

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

AYE:

Albright,	Duffy,	Jones,	Ray,	Wilbanks,
Briggs,	Fischl,	Logan,	Rinehart,	Willis,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Wright.
Carlile,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Timmons,	
Curnutt,	Johnston,	Pugh,	Waldrep,	Total, 35.

EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

NOT VOTING:

Broadus,	Fidler,	King,	Thomas.
Bushyhead,	Hutchinson,	Spencer,	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:

**AYE:**

Albright,	Duffy,	Jones,	Ray,	Wilbanks,
Briggs,	Fischl,	Logan,	Rinehart,	Willis,
Burns,	Garvin,	Lowrance,	Ritzhaupt,	Wright.
Carlile,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Timmons,	
Curnutt,	Johnston,	Pugh,	Waldrep,	Total, 35.

**EXCUSED:**

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

**NOT VOTING:**

Broadbuss,	Fidler,	King,	Thomas.
Bushyhead,	Hutchinson,	Spencer,	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 Presiding Officer, in open session, signed the Engrossed Senate amendments to and engrossed copy of House Bill No. 476 as amended, and ordered the same returned to the Honorable House.

**GENERAL ORDER**

Upon motion of Senator Rinehart, HOUSE BILL NO. 409, by Davis of the House, and Rorschach of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 409 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

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:

## AYE:

Albright,	Fischl,	Jones,	Pugh,	Waldrep,
Briggs,	Garvin,	King,	Ray,	Wilbanks,
Burns,	George,	Lowrance,	Rinehart,	Willis,
Carlile,	Hill,	MacDonald,	Ritzhaupt,	Wright.
Carmack,	Hutchinson,	Nance,	Rorschach,	
Curnutt,	Ivester,	Nichols,	Sowards,	
Duffy,	Johnston,	Paul,	Stewart,	Total, 32.

## NAY:

Chamberlin,	Commons.	Total, 2.
-------------	----------	-----------

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Broaddus,	Fidler,	Logan,	Thomas,	
Bushyhead,	Howsley,	Spencer,	Timmons.	Total, 8.

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:

## AYE:

Albright,	Fischl,	Jones,	Pugh,	Waldrep,
Briggs,	Garvin,	King,	Ray,	Wilbanks,
Burns,	George,	Lowrance,	Rinehart,	Willis,
Carlile,	Hill,	MacDonald,	Ritzhaupt,	Wright.
Carmack,	Hutchinson,	Nance,	Rorschach,	
Curnutt,	Ivester,	Nichols,	Sowards,	
Duffy,	Johnston,	Paul,	Stewart,	Total, 32.

## NAY:

Chamberlin,	Commons.	Total, 2.
-------------	----------	-----------

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Broaddus,	Fidler,	Logan,	Thomas,	
Bushyhead,	Howsley,	Spencer,	Timmons.	Total, 8.

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. 409, and ordered the same returned to the Honorable House.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 212 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 212, as amended, and ordered the bill returned to the Honorable House.

Referring further to ENGROSSED HOUSE BILL NO. 427, by Stokes, Wright of Beaver of the House, and Howsley of the Senate, as amended in Conference:

Engrossed House Bill No. 427, as amended in Conference, was read at length.

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

AYE:

Albright,	Curnutt,	Ivester,	Nichols,	Rorschach,
Burns,	Fischl,	Johnston,	Paul,	Sowards,
Bushyhead,	George,	Jones,	Pugh,	Timmons,
Carlile,	Hill,	King,	Ray,	Waldrep,
Carmack,	Howsley,	Logan,	Rinehart,	Wilbanks.
Commons,	Hutchinson,	Nance,	Ritzhaupt,	Total, 29.

NAY:

Duffy,	Willis.	Total, 2.
--------	---------	-----------

EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

NOT VOTING:

Briggs,	Fidler,	MacDonald,	Thomas,
Broadus,	Garvin,	Spencer,	Wright.
Chamberlin,	Lowrance,	Stewart,	Total, 11.

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:

AYE:

Albright,	Duffy,	Johnston,	Pugh,	Waldrep,
Burns,	Fischl,	Jones,	Ray,	Wilbanks,
Bushyhead,	George,	King,	Rinehart,	Willis.
Carlile,	Hill,	Logan,	Ritzhaupt,	
Carmack,	Howsley,	Nance,	Rorschach,	
Commons,	Hutchinson,	Nichols,	Sowards,	
Curnutt,	Ivester,	Paul,	Timmons,	Total, 31.



## EXCUSED:

Taylor, Whitaker. Total, 2.

## NOT VOTING:

Briggs,	Fidler,	MacDonald,	Thomas,
Broadbuss,	Garvin,	Spencer,	Wright.
Chamberlin,	Lowrance,	Stewart,	Total, 11.

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 House Bill No. 427, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

The Presiding Officer announced the appointment of the following Special Committee, as recommended by the Chairman of the Committee on Education, relative to ENGROSSED HOUSE BILL NO. 212, Senators Ritzhaupt, Chamberlin, Broadbuss, Fischl, Hill, Ivester, Albright, Paul, Thomas, Johnston, Briggs and Nichols.

## GENERAL ORDER

HOUSE BILL NO. 406, by Committee on Appropriations, was considered.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, line 7, page 4, by striking after the word "salaries," the figures, "852,000.00" in each column and insert, "\$300,000.00."

PUGH.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, lines 9, 10, 11, and 12, page 5, by striking lines 9, 10, 11 and 12.

PUGH.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, lines 7, 8, 9 and 14, page 6, by striking after the word "salaries," the figures, "\$560,000.00," in both places, and inserting, \$506,000.00," and in line 8, after the word, "maintenance," strike the figures, "\$150,000.00," in both columns and insert, "\$105,000.00," and in line 14 after "ment," strike the figures, "\$97,500.00," and insert the figures, "\$50,000.00," and strike line 5, page 7.

PUGH.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, lines 17 and 18, page 18, by striking after the word, "salaries," in line 17, the figures, "\$172,500.00," in each column and insert, "\$160,000.00," and in line 18 strike after the word, "maintenance," the figures "\$230,000.00," in each column and insert, "\$215,000.00."

PUGH.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, line 2, page 18, by striking after the word figures, "\$5,000.00," in first column, the figures, "\$5,000.00."

PUGH.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, lines 8 and 9, page 22, by striking after the word, "salaries," in line 8, the figures, "\$65,000.00," in each column and insert, "\$60,000.00," and in line 9, after the word, "maintenance," strike the figures "\$80,000.00," in each column and insert, "\$70,000.00."

PUGH.

Senator Willis submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, line 13, page 4, by striking line 13.

WILLIS.

Senator Willis submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, line 17, page 7, by striking line 17.

WILLIS.

Senator Willis submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, line 10, page 14, by striking line 14.

WILLIS.

Senator Willis submitted the following amendment, which was tabled, upon motion of Senator Nichols.

Mr. President: I move to amend House Bill No. 406, lines 6, 7, 8, 9 and 10, page 25, by striking lines 6, 7, 8, 9 and 10.

WILLIS.

Senator Fischl submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, line 2, page 16, by striking the following:

"Summer Normal School at Ardmore, \$2,000.00.....\$2,000.00,"  
and by changing totals correspondingly.

FISCHL.

Senator George submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend House Bill No. 406, line 8, page 18, by adding the following:

"The State Board of Public Affairs is authorized to purchase the following described land adjacent to Central State Hospital, Norman, Oklahoma:

"A part of the Southeast Quarter of Section 29 in Township 9 North of Range 2 West of the Indian Meridian, Cleveland County, Oklahoma, described as follows: Beginning at a point 986.04 feet East of the Northwest corner of said Quarter Section and run thence South 2640 feet to the South line of said Quarter Section, thence East 1653.96 feet more or less to the Southeast corner of said Quarter Section, thence North 2640 feet, more or less, to the Northeast corner of said Quarter Section; thence West 1653.96 feet to point of beginning, except the following described tracts of land, to-wit:

"Beginning at a point 992.60 feet East of the Southeast corner of said Quarter Section and run thence North 1043.55 feet; thence East 417.42 feet; thence South 1043.55 feet; thence West 417.42 feet to place at beginning, and

"Beginning at a point 660 feet North and 33 feet West of the Southeast corner of said Quarter Section; thence North 647 feet, thence West 416 feet; thence North 416 feet; thence West 781 feet; thence South 1123 feet; thence East 363 feet; thence North 60 feet; thence East 834 feet to place of beginning, and

"Beginning at a point 474 feet West of the Northeast corner of said Quarter Section; thence South 459 feet; thence West 474 feet; thence North 459 feet; thence East 474 feet to place of beginning.

"There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Thirty-six Thousand, Five Hundred Fifty Dollars (\$36,550.00) therefor, or so much



thereof as may be necessary for the purpose of paying for land described in above."

GEORGE.

Senator Curnutt submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 406, line 15, page 4, by striking said line.

CURNUTT.

Upon motion of Senator Nichols, House Bill No. 406, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 406, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 406 was read for the third time at length.

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

#### AYE:

Albright,	Chamberlin,	George,	King,	Ritzhaupt,
Briggs,	Commons,	Hill,	Logan,	Rorschach,
Bushyhead,	Curnutt,	Howsley,	Nance,	Sowards,
Carlile,	Duffy,	Johnston,	Nichols,	Waldrep.
Carmack,	Garvin,	Jones,	Rinehart,	Total, 24.

#### NAY:

Hutchinson,	Pugh,	Wilbanks,	
Paul,	Ray,	Willis.	Total, 6.

#### EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

#### NOT VOTING:

Broadus,	Fischl,	MacDonald,	Thomas,	
Burns,	Ivester,	Spencer,	Timmons,	
Fidler,	Lowrance,	Stewart,	Wright.	Total, 12.

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. 406, as amended, was ordered referred for engrossment.

By unanimous consent, SENATE BILL NO. 395, by Rorschach, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 395 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Sowards,
Briggs,	Duffy,	Johnston,	Paul,	Waldrep,
Bushyhead,	Garvin,	Jones,	Ray,	Wilbanks,
Carlile,	George,	King,	Rinehart,	Willis,
Carmack,	Hill,	Logan,	Ritzhaupt,	Wright.
Commons,	Howsley,	Nance,	Rorschach,	Total, 29.

## NAY:

Pugh.	Total, 1.
-------	-----------

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Broadus,	Fidler,	Lowrance,	Stewart,	
Burns,	Fischl,	MacDonald,	Thomas,	
Chamberlin,	Ivester,	Spencer,	Timmons.	Total, 12.

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:

## AYE:

Albright,	Duffy,	Jones,	Ray,	Willis,
Briggs,	Garvin,	King,	Rinehart,	Wright.
Bushyhead,	George,	Logan,	Ritzhaupt,	
Carlile,	Hill,	Nance,	Rorschach,	
Carmack,	Howsley,	Nichols,	Sowards,	
Commons,	Hutchinson,	Paul,	Waldrep,	
Curnutt,	Johnston,	Pugh,	Wilbanks,	Total, 30.

## EXCUSED:

Taylor,	Whitaker.	Total, 2.
---------	-----------	-----------

## NOT VOTING:

Broadus,	Fidler,	Lowrance,	Stewart,	
Burns,	Fischl,	MacDonald,	Thomas,	
Chamberlin,	Ivester,	Spencer,	Timmons.	Total, 12.

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. 395 was ordered referred for engrossment.

President Berry presiding.

#### 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 Revenue and Taxation, to whom was referred House Bill No. 111, by Cook and Frazier, entitled:

An Act amending Section 12527, Oklahoma Statutes, 1931, as amended by Section 1, 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.

COMMONS, Chairman.

Senator Stewart moved that, notwithstanding the adverse Committee Report, House Bill No. 11 be printed and placed upon the Calendar, which motion was tabled, upon motion of Senator Commons.

Mr. President: We, your Committee on Appropriations, to whom was referred House Bill No. 456, by Carleton and Schwoerke, entitled:

An Act making an appropriation in the sum of \$182.59 to pay an award made by the State Industrial Commission on February 6, 1929, for injuries sustained by Horace M. Gibson while an employee of the State Highway Department; directing the approval of a claim therefor and the payment thereof to the widow of said Horace M. Gibson, 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred House Bill No. 413, by Eby and Eason, entitled:

An Act to regulate the business of buying, selling and otherwise dealing in used pipeline, oil, gas and other mineral equipment; defining dealers, peddlers, truckmen and brokers engaged in said business; providing for the licensing of such dealers, peddlers, truckmen and brokers; providing for the making, keeping and filing of reports covering purchases and sales of such used equipment; and providing penalties for the 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 pass.

GARVIN, Chairman.



Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 271, by Timmons, entitled:

An Act limiting time for assessment and proceedings for collection of income 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 be printed and placed upon the Calendar.

COMMONS, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 63—By BARNETT,

An Act requiring the giving of a bond on all public works, repealing all Acts in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 421—By KIRKPATRICK,

An Act amending Chapter 21, of the Session Laws of 1933, relating to the depositing of county funds in banks and giving of security therefor; repealing all Acts in conflict therewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 564—By PHILLIPS of Okfuskee, COE and EASON,

An Act making an appropriation to defray the expenses of the State Board of Public Welfare and of the several County Welfare Boards in the State incurred, and to be incurred, in the administration of the funds appropriated by Senate Bill No. 1 of the Fifteenth Legislature, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 580—By ROBERTS,

An Act authorizing the Board of Commissioners of each county in the State wherein the offices of Township Trustee, Township Clerk and Township Treasurer have been abolished and the duties thereof transferred to the Board of County Commissioners, the County Clerk and the County Treasurer, to take over in the name of and for the county all road machinery, equipment and supplies of each township therein; providing for the use of such machinery, equipment and supplies, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 68, 421, 564 and 580.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 188—By KERR, EASON and KIKER,

An Act levying an excise tax of one-eighth of one cent per barrel on petroleum oil produced in the State of Oklahoma subsequent to the passage and approval of this Act; providing for the deposit of the proceeds of such tax in the State Treasury to the credit of the proration fund created hereby, and the appropriation of said fund for the payment of salaries and expenses of the proration umpire, his assistant and deputies, and the proration attorney or attorneys, and for the payment of salaries and expenses of reporters, stenographers and clerks, and all items of office expense and supplies, as fixed and authorized by the provisions of Chapter 132 of the Session Laws of Oklahoma, 1933; providing for the time and manner of the payment of said tax by the purchaser or producer; providing for penalties and proceedings on delinquencies, and prescribing penalties for the violation of this Act; repealing Chapter 132 of the Session Laws of Oklahoma, 1933; repealing all Acts in conflict herewith, and for other purposes, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Johnson of Osage, Kiker, Eason, Holliman, Welch, Singleton and Kerr.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Logan moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 188, be granted and conferees appointed thereunder, which motion prevailed.

The President announced appointment of Senate Conferees under Engrossed House Bill No. 188 would be deferred until the next legislative day.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 454—By BOGGS, TRAW and COLEMAN of the House, and BRIGGS, HILL and WHITAKER of the Senate,

An Act authorizing and empowering the Eastern Oklahoma College, located at Wilburton, to provide for the care, training and education of the dependent youth and orphans of the State, who have attained the equivalent of a common school educational standing and who by reason of being poor, dependent, neglected or orphaned may be unable to be cared for, trained or educated otherwise; providing the method, procedure and qualification for admission for such benefits; giving the Board of Regents power and authority to provide rules and regulations pertaining to admission or enrollment of such students and terms and conditions of the continuance of their care, training or education; and for useful and/or profitable employment of wards therein; providing for a revolving fund for earning and the expenditure thereof,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 583—By EASON,

An Act to change the name of the Oklahoma Institution for the Feeble-minded to the Northern Oklahoma Hospital, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 583.



To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 60—By DAVIS and BRUCE,

An Act providing for the deposit of public funds without collateral up to amount insured by the Federal Deposit Insurance Corporation, and declaring an emergency.

ENROLLED HOUSE BILL NO. 540—By TAYLOR, BREWER, MUNGER and LARASON,

An Act making appropriation for the salaries and expenses of the members and employees of the State Conservation Commission and all the necessary expenditures authorized by law to be made by the Conservation Commission of the State of Oklahoma; regulating the expenditure for certain items, and declaring an emergency.

ENROLLED HOUSE BILL NO. 565—By MARTIN, BAILEY, CAMPBELL, SULLIVAN, JOHNSON of Comanche, ABERNETHY of Harmon, MUNSON and BYROM of the House, and RORSCHACH, NANCE and GARVIN of the Senate,

An Act making appropriations from any moneys in the Public Building Fund, not otherwise appropriated, to pay the cost of purchasing, constructing, equipping and installing certain permanent improvements at certain State institutions, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 60, 540 and 565 were read at length for the fourth time, the enrolled copies signed, in open session, by the President, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 379—By WYLY of the House, and CARLILE, LOGAN and CHAMBERLIN of the Senate,

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 379 was read at length 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,

Building.

SIR:

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

ENROLLED HOUSE BILL NO. 536—By HOWELL,

An Act authorizing the construction and equipment of dormitories on the campus of the Panhandle Agricultural and Mechanical College of the State of Oklahoma; providing for the issuance and payment of Panhandle Agricultural and Mechanical College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 536 was read at length 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,

Building.

SIR:

I am directed by the House of Representatives to advise you,

and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 35—By PAUL, BURNS, BUSHY-HEAD, CARMACK, CURNUTT, FIDLER, FISCHL, GARVIN, JOHNSTON, JONES, LOWRANCE, MacDONALD, RAY, RINEHART, RITZHAUPT, RORSCHACH, SPENCER, TAYLOR, TIMMONS and WILLIS,

An Act providing for bounty on hawks, crows, and chapparals, killed in the State of Oklahoma, providing for the issuance of certificates by county clerks; the filing of claims for bounty; prescribing the method of payment thereof; prescribing the penalty for the violation of the terms of this Act, and making an appropriation therefor, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives:

ROBERTS,  
DOTY,  
HOWELL,  
HANKLA,  
ARMSTRONG,  
EBY, and  
FRAYER.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 190—By COMMITTEE ON APPROPRIATIONS,

An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Home for white children at Helena, Oklahoma, and declaring an emergency,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Engrossed House Amendments to Engrossed Senate Bill No. 190 were read, as follows:

Amendment No. 1. That the words and figures "Two new cot- ending June 30, 1935 and Sewer Extension \$2,500.00" be stricken.

Amendment No. 2. That the words and figures, "Maintenance \$3,000.00 and Salaries \$1,000.00 for the remainder of the fiscal year ending June 30, 1935 and Sewer Extension \$2,500.00" be stricken.

Senator Wright moved that the Senate refuse to concur in House Amendments to Engrossed Senate Bill No. 190 and request the Hon- orable House to grant a conference thereon, the President to appoint Senate conferees, which motion prevailed.

The President announced the appointment of Senate Conferees under Engrossed Senate Bill No. 190 would be deferred until the next legislative day.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return here- with:

ENGROSSED SENATE BILL NO. 335—By WALDREP of the Senate and ABERNATHY of Pottawatomie, SPENCER and CAREY of the House,

An Act to amend running Section 7494, Oklahoma Statutes, 1931, providing for the building of a court house and jail in Pottawatomie County; providing that the Excise Board of Pottawatomie County shall set up a special appropriation out of the court house fund for the completion of the court house and jail and the furnishing and equipping thereof, repealing all conflicting laws, and declaring an emergency,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 335 were read, as follows, and, upon motion of Senator Waldrep, con- curred in by the Senate:

Amendment No. 1. That the title of the Bill be stricken and the following substituted in lieu thereof:

AN ACT TO AMEND SECTION 7494 O. S., 1931, PROVIDING FOR THE BUILDING, COMPLETING, FURNISHING AND EQUIPPING A COURT HOUSE AND JAIL IN POTTAWATOMIE COUNTY; PROVIDING THAT THE EXCISE BOARD OF POTTAWATOMIE COUNTY SHALL SET UP A SPECIAL APPROPRIATION OUT OF SAID COURT HOUSE FUND FOR THE COMPLETING, FURNISHING, AND EQUIPPING THE COURT HOUSE AND JAIL, AND DECLARING AN EMERGENCY.

Amendment No. 2. That Section 1 be stricken and the following substituted in lieu thereof:

Section 1. That Section 7494, Oklahoma Statutes of 1931, be and the same is hereby amended to read as follows:

"Said fund shall be used, contracted and expended by and under the direction of the Board of County Commissioners of said county for the purpose of completing, furnishing and equipping the Court House and jail located at the present county seat of Pottawatomie County; and the Excise Board of Pottawatomie County is hereby authorized and empowered to set up special appropriations from said fund for said purpose as by law now provided for other funds; provided, further, that all payments of contracts for completing, furnishing and equipping said Court House and jail shall be made by the Treasurer of Pottawatomie County, upon warrants duly drawn as by law provided against said special appropriations so provided by the Excise Board; provided, further, however the excise Board shall set up a special appropriation of \$5,000.00 out of said fund for the purpose of purchasing furniture and office equipment for said Court House and jail and no part of said \$5,000.00 so set up for such purposes shall be used or expended for any other purpose."

Amendment No. 3. That the Certificate of the Secretary of State be attached hereto.

By unanimous consent, further consideration of Engrossed Senate Bill No. 335, as amended by the Honorable House, was deferred for this legislative day.

The following Message from the Governor was received and read:

April 9, 1935.

To the President and Members  
Of the Honorable Senate.

GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 261, entitled:

ENROLLED SENATE BILL NO. 261—By NICHOLS, entitled:

An Act making appropriation for the State Prison at McAlester, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 136 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 136 was read at length 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.

Senator Ritzhaupt asked unanimous consent, which was granted, to withdraw HOUSE BILL NO. 209, by Committee on Education, from the Committee on Education and place it upon the Calendar.

Upon motion of Senator Nance, the Senate adjourned, to meet as provided under the rules.



SIXTY-EIGHTH LEGISLATIVE DAY

FRIDAY, APRIL 12, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	King,	Ritzhaupt,	Willis,
Briggs,	Fidler,	Logan,	Rorschach,	Wright.
Broadbudd,	Fischl,	Lowrance,	Sowards,	
Burns,	George,	MacDonald,	Spencer,	
Bushyhead,	Hill,	Nance,	Stewart,	
Carlile,	Howsley,	Nichols,	Thomas,	
Carmack,	Hutchinson,	Paul,	Timmons,	
Chamberlin,	Ivester,	Pugh,	Waldrep,	
Commons,	Johnston,	Ray,	Whitaker,	
Curnutt,	Jones,	Rinehart,	Wilbanks,	Total, 42.

EXCUSED:

Garvin,	Taylor.	Total, 2.
---------	---------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative days was declared approved.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 406, Senate Joint Resolution No. 30, and Senate Bill No. 395 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Senate Amendments to and Engrossed House Bill No. 406, as amended, and ordered the Bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bill No. 395 and ordered the Bill transmitted to the Honorable House for consideration.

Senator Timmons asked unanimous consent, which was granted, to consider Senate Joint Resolution No. 30 under third reading.

## THIRD READING

SENATE 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:

## AYE:

Briggs,	Curnutt,	Hutchinson,	Paul,	Whitaker,
Broadbudd,	Duffy,	Johnston,	Pugh,	Wilbanks,
Burns,	Fidler,	Logan,	Ray,	Willis.
Bushyhead,	Fischl,	Lowrance,	Stewart,	
Carlile,	George,	Nance,	Timmons,	
Chamberlin,	Hill,	Nichols,	Waldrep,	Total, 27.

## EXCUSED:

Garvin,	Taylor.	Total, 2.
---------	---------	-----------

## NOT VOTING:

Albright,	Ivester,	Rinehart,	Spencer,
Carmack,	Jones,	Ritzhaupt,	Thomas,
Commons,	King,	Rorschach,	Wright.
Howsley,	MacDonald,	Sowards,	Total, 15.

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. 30, and ordered the same transmitted to the Honorable House.

Senator Nance moved, that when the Senate adjourns today, it adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

The President announced the appointment of the following Conference Committees:

HOUSE BILL NO. 188: Senators Commons, Garvin, Wilbanks, Nance, Spencer, Jones and Sowards.

SENATE BILL NO. 190: Senators Wright, Curnutt, Albright, Nichols and Chamberlin.

## 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 Engrossed House Bill No. 140 by Bailey, Coleman, Hankla, Mauk, Standridge and Beck, entitled:

An Act amending Sections 10090, 10142, 10144, 10146, 10174, 10175, 10176, 10183, Oklahoma Statutes, 1931, providing that all roads in each county, except those designated as State Highways, shall be county roads; providing county commissioners, 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.

STEWART, Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred Engrossed House Bill No. 261, by Myers, entitled:

An Act regulating procedure relating to the foreclosure of mortgages and other liens upon real estate; providing for discretion in the judges of the district and superior courts for continuances,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be printed and placed on the Calendar, as amended.

BROADDUS, Chairman.

Mr. President: We, your Committee on Commerce and Labor to whom was referred Engrossed House Bill No. 414 by O'Brien, Eason and Moffett, entitled:

An Act to accept the provisions of the Act of Congress of the United States of America approved June 6, 1933, entitled, "An Act to provide for the establishment of a National Employment System and for co-operation, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WALDREP, Vice-Chairman.

Mr. President: We, your Committee on Roads and Highways, to whom was referred Senate Bill No. 390 by Albright, Waldrep, Burns, Sowards, Ray and Logan, entitled:

An Act authorizing and directing County Commissioners to build township roads; authorizing the Highway Department to build and improve township and county roads and to co-operate with the County Commissioners in the construction of the same providing the Highway Department shall not be liable for maintenance of township or county roads; 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.

STEWART, Chairman.



**SECOND READING**

The following Bills were read for the second time and ordered referred to the Committees indicated:

**SENATE BILL NO. 399**—By **BROADDUS**—Senator Broaddus asked unanimous consent, which was granted, that Senate Bill No. 399 be placed upon the Calendar, without reference to a Committee.

**ENGROSSED HOUSE BILL NO. 583**—By **EASON**—By unanimous consent, House Bill No. 583 was ordered placed upon the Calendar, without reference to a Committee.

**ENGROSSED HOUSE BILL NO. 68**—By **BARNETT**—Senator Logan asked unanimous consent, which was granted, to have House Bill No. 68 placed upon the Calendar, without reference to a Committee.

**ENGROSSED HOUSE BILL NO. 421**—By **KIRKPATRICK**—Senator Timmons asked unanimous consent, which was granted, to have House Bill No. 421 placed upon the Calendar, without reference to a Committee.

**ENGROSSED HOUSE BILL NO. 564**—By **PHILLIPS** of Okfuskee, **COE** and **EASON**—Senator Chamberlin asked unanimous consent, which was granted, to have House Bill No. 564 placed upon the Calendar, without reference to a Committee.

**ENGROSSED HOUSE BILL NO. 580**—By **ROBERTS**—By unanimous consent, House Bill No. 580 was ordered placed upon the Calendar, without reference to a Committee.

President Pro Tempore Briggs, presiding.

**SPECIAL ORDER**

**SENATE JOINT RESOLUTION NO. 18**, by Johnston, et al., was called up for consideration.

Senator Sowards moved that Senate Joint Resolution No. 18 be referred to the Committee on Constitution and Constitutional Amendments.

Senator Chamberlin asked unanimous consent, to which Senator Timmons objected, to offer an amendment to Senate Joint Resolution No. 18.

Senator Ivester moved to table the Sowards motion, which motion prevailed, the roll call thereon being as follows:

## AYE:

Briggs,	Duffy,	Jones,	Rorschach,	
Burns,	Hill,	Nichols,	Spencer,	
Bushyhead,	Howsley,	Paul,	Waldrep,	
Carmack,	Ivester,	Pugh,	Wilbanks,	
Chamberlin,	Johnston,	Ritzhaupt,	Wright.	Total, 20.

## NAY:

Broadus,	Fidler,	Lowrance,	Timmons,
Carlile,	Fischl,	MacDonald,	Whitaker,
Commons,	George,	Nance,	Willis.
Curnutt,	King,	Sowards,	Total, 15.

## EXCUSED:

Garvin,	Taylor.	Total, 2.
---------	---------	-----------

## NOT VOTING:

Albright,	Logan,	Rinehart,	Thomas.
Hutchinson,	Ray,	Stewart,	Total, 7.

Senator Burns moved that the Senate work under a call of the House, which was the order.

Upon roll call being ordered, the following were noted "absent": Senators Hutchinson, Logan, Ray, Rinehart, Stewart and Thomas.

The Sergeant-at-Arms was directed to notify all absent members of the Senate's order.

Section 1 of Senate Joint Resolution No. 18 was read.

Senators Chamberlin and Nichols submitted the following amendment:

Mr. President: We move to amend Senate Joint Resolution No. 18, line 10, page 2, by striking beginning with the word, "It," all the remainder of Section 1 and inserting the following: "The Legislature shall have the power to provide for the levy and collection of a graduated land tax upon excessive land holding or land holders, except the real estate of common carriers authorized to be held by them by the Constitution of this State, for the purpose of providing funds for the ordinary expenses of State government, and for that purpose the Legislature shall have the right to determine and designate what constitutes excessive land holding or land holders."

## CHAMBERLIN and NICHOLS.

Senators Logan, Ray, Rinehart, Stewart and Thomas asked to be recorded "present," which was the order.

Senator Nance moved the adoption of the previous question, which was the order.

The vote occurring on the Chamberlin-Nichols amendment, it was declared adopted.

Senator Chamberlin moved that Section 1, as amended, be adopted, which motion prevailed.

Senator Johnston asked unanimous consent, which was granted, that the record show he voted "Nay" on the adoption of Section 1, as amended.

Upon motion of Senator Johnston, Senate Joint Resolution No. 18, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Johnston, the rules of the Senate were suspended and Senate Joint Resolution No. 18, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 18 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 18—By JOHNSTON, WALDREP, TAYLOR, CARMACK, BURNS, LOWRANCE, NICHOLS, HOWSLEY, IVESTER, THOMAS, PUGH and PAUL of the Senate, and BYROM, PETERSON, SULLIVAN, MYERS, BOGGS, RAASCH, HUSER, HUNT of Pittsburg, MAUK, JONES, BEAMAN, HUEY, MORROW, PUGH, DEATON, CAMPBELL, STANDRIDGE, SPECK, FRAYER, ARMSTRONG, DOTY, WILLIAMS, TRAW, HOGG, BREWER, DUNN, MOONEY, BROWN, WINGO, KEYES, JOHNSON of Comanche, WORTHINGTON, WOOTEN, MUNGER, WRIGHT of Washita, HOWELL, ALLEN, GREGORY, TAYLOR, CANTRELL, HANKLA, SINGLETON, WHITAKER and WRIGHT of Beaver of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO SUBMIT TO THE LEGALLY QUALIFIED VOTERS OF THE STATE OF OKLAHOMA FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO ARTICLE NO. TEN OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

Be It Resolved by the Senate and the House of Representatives of the 15th Legislature of the State of Oklahoma:

Section 1. There is hereby referred to the people of the State of Oklahoma for their approval or rejection and the Secretary of State shall submit to the people in the manner provided by the Constitution and laws of this State for their consideration and adoption or rejection at the next election held throughout the State at which the same may be legally submitted the following amendment to the Constitution of Oklahoma; the same to constitute a new section to Article 10, Section 9-a:

"The Legislature shall have the power to provide for the levy and collection of a graduated land tax upon excessive land holding or land holders, except the real estate of common carriers authorized to be held by them by the Constitution of this State, for the purpose of providing funds for the ordinary expenses of State government, and



for that purpose the Legislature shall have the right to determine and designate what constitutes excessive land holding or land holders."

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

AYE:

Albright,	Duffy,	King,	Pugh,	Stewart,
Briggs,	George,	Lowrance,	Ray,	Thomas,
Burns,	Hill,	MacDonald,	Rinehart,	Waldrep,
Bushyhead,	Howsley,	Nance,	Ritzhaupt,	Wilbanks,
Carmack,	Johnston,	Nichols,	Rorschach,	Wright,
Chamberlin,	Jones,	Paul,	Spencer,	Total, 29.

NAY:

Broaddus,	Curnutt,	Sowards,	Willis,
Carlile,	Fidler,	Timmons,	
Commons,	Fischl,	Whitaker,	Total, 10.

EXCUSED:

Garvin,	Taylor,	Total, 2.
---------	---------	-----------

NOT VOTING:

Hutchinson,	Ivester,	Logan,	Total, 3.
-------------	----------	--------	-----------

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. 18 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 390, by Albright and Waldrep was considered.

Section 1 was read.

Senator Duffy submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 390, line 4, page 1, by adding after the word, "established," the following: "Provided none of said funds may be expended for the purchase of road machinery."

DUFFY.

Upon motion of Senator Burns, the previous question was ordered.

The vote occurring on the Duffy amendment, it was declared adopted.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 390, line 4, page 1, by adding after the word, "established," the following: "Provided, in the event of the abolition of the designation between the township and county roads, such road money to be spent on any roads under the control of such County Commissioners."

WHITAKER.

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

Senator Hutchinson asked to be recorded "present," which was the order.

Senator Logan submitted the following amendment, which was tabled, upon motion of Senator Rinehart:

Mr. President: I move to amend Senate Bill No. 390, by adding a new section to read as follows:

"SECTION 2. The State Highway Commission shall appoint a State Supervisor of Roads in each county of the State, whose duty it shall be to coordinate the activities of the State Highway Department and the Board of County Commissioners of each respective county in the construction, maintenance and repair of all highways, roads and bridges in each respective county of the State. Said supervisor shall have the authority and it shall be his duty to examine into and to approve or disapprove any project or contract for the construction, maintenance or repair of any road, roads or bridges in the county by the County Commissioners; and no project for such construction, maintenance or repair shall be undertaken without the approval of said supervisor; nor shall any contract for the construction, maintenance or repair of any road or bridge, or for the purchase of any road construction or maintenance, machinery or equipment, or for labor in the construction, maintenance and repair of roads and bridges be valid without the approval of said supervisor. Said supervisor shall be paid as other employees of the State Highway Commission are paid."

LOGAN.

Section 2 was read.

Senator Waldrep submitted the following as a substitute for the Committee amendments:

Mr. President: I move to amend Senate Bill No. 390, page 1, by striking Sections 2 and 4 of the original bill, and in Section 3, line 9, after the word, "Oklahoma," strike the remainder of the section and insert in lieu thereof the following committee amendment: "On the basis of the number of miles of roads in said county other than those designated "State highways." And the State Treasurer of the State of Oklahoma upon being furnished by the State Highway Department the proportion of said fund which shall be allocated to each county shall be by said State Treasurer forwarded to the several County Treasurers of the State and placed in a fund to be designated

THE RURAL ROAD FUND, said fund to be expended in the manner as is now provided by law for the expenditure of county funds."

# WALDREP.

Upon motion of Senator Nichols, the previous question was ordered.

The vote occurring on the Waldrep amendment, it was declared adopted, the roll call thereon being as follows:

## AYE:

Albright,	Howlsley,	Paul,	Spencer,	Wright.
Burns,	Hutchinson,	Pugh,	Thomas,	
Bushyhead,	Johnston,	Ray,	Waldrep,	
Carmack,	Lowrance,	Rinehart,	Whitaker,	
Duffy,	MacDonald,	Ritzhaupt,	Willis,	Total, 21.

## NAY:

Briggs,	Curnutt,	King,	Rorschach,	
Carlile,	Fischl,	Logan,	Stewart,	
Chamberlin,	George,	Nance,	Timmons,	
Commons,	Hill,	Nichols,	Wilbanks.	Total, 16.

## EXCUSED:

Garvin,	Taylor.	Total, 2.
---------	---------	-----------

## NOT VOTING:

Broadus,	Ivester,	Sowards.
Fidler,	Jones,	Total, 5.

Upon motion of Senator Waldrep, Section 2, as amended, was adopted.

Senator Stewart asked unanimous consent, which was granted, to amend Committee Amendment No. 2 by striking the word and figure, "one (1)," and inserting the word and figures, "ten (10)."

Senator Johnston submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 390, by adding a new section, as follows: "Section ..... Of all moneys in the hands of the State Highway Commission used and expended for road and highway maintenance and construction, one-fifth shall be and hereby is set apart for use in the construction and maintenance of the unpaved parts of roads used for rural mail routes, same to be apportioned among the several counties of the State on the mileage basis."

# JOHNSTON.

Senator Duffy raised a point of order against the Johnston amendment, which was sustained, stating it was not germane.

Senator Chamberlin moved to amend the Committee Amendments by inserting the following language: "Official bond of the County



Treasurer now required by law shall be liable for the expenditure of these funds," which motion was tabled, upon motion of Senator Burns.

Senator Whitaker submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 390, line 9, page 2, by striking after the word, "Oklahoma," the balance of said paragraph to and including the word, "State," on line 13 and inserting the following: "in that percentage which the population and area of each county bears to the population and area of the entire State."

#### WHITAKER.

Senator Ray moved that Senate Bill No. 390 be advanced to engrossment and third reading.

Senator Commons, as a substitute, moved the adoption of the following amendment:

Mr. President: I move to amend Senate Bill No. 390, lines 3 and 4, page 1, by striking the words and figures, "Two Million Dollars (\$2,000,000.00)," and inserting the words and figures, "Three Million Five Hundred Thousand Dollars (\$3,500,000.00)."

#### COMMONS.

Senator Rinehart moved to table the Commons amendment, which motion was adopted, the roll call thereon being as follows:

##### AYE:

Albright,	Duffy,	Logan,	Ritzhaupt,	Willis,
Briggs,	Fischl,	Lowrance,	Spencer,	Wright.
Burns,	Howsley,	Pugh,	Thomas,	
Bushyhead,	Johnston,	Ray,	Waldrep,	
Chamberlin,	Jones,	Rinehart,	Whitaker,	Total, 22.

##### NAY:

Broaddus,	Curnutt,	Nance,	Sowards,
Carlile,	George,	Nichols,	Stewart,
Carmack,	Hill,	Paul,	Timmons.
Commons,	King,	Rorschach,	Total, 15.

##### EXCUSED:

Garvin,	Taylor.	Total, 2.
---------	---------	-----------

##### NOT VOTING:

Fidler,	Ivester,	Wilbanks.
Hutchinson,	MacDonald,	Total, 5.

Senator Nichols, as a substitute, moved that further consideration of Senate Bill No. 390 be indefinitely postponed.

Senator Rinehart moved to table the Nichols motion.

Senator Chamberlin raised a point of order against the Rinehart motion, which was sustained, stating Senator Nichols had not yielded the floor.

Upon motion of Senator Rinehart, the Nichols motion was tabled, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	Jones,	Rinehart,	Wright.
Briggs,	Fischl,	Lowrance,	Ritzhaupt,	
Burns,	Howsley,	Paul,	Spencer,	
Bushyhead,	Hutchinson,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Waldrep,	Total, 21.

NAY:

Broadbudd,	Commons,	Logan,	Stewart,	
Carlile,	George,	Nance,	Timmons,	
Carmack,	Hill,	Nichols,	Whitaker,	
Chamberlin,	King,	Rorschach,	Willis.	Total, 16.

EXCUSED:

Garvin,	Taylor.	Total, 2.
---------	---------	-----------

NOT VOTING:

Fidler,	MacDonald,	Wilbanks,
Ivester,	Sowards,	Total, 5.

Upon motion of Senator Waldrep, the previous question was ordered.

The vote occurring on the Ray motion, it was declared adopted.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and Senate Bill No. 390, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Timmons asked unanimous consent, which was granted, to be excused for the remainder of this legislative day.

### THIRD READING

SENATE BILL NO. 390 was read for the third time at length.

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

AYE:

Albright,	Duffy,	Jones,	Ray,	Thomas,
Briggs,	Fischl,	Logan,	Rinehart,	Waldrep,
Burns,	Howsley,	Lowrance,	Ritzhaupt,	Wright.
Bushyhead,	Hutchinson,	Paul,	Sowards,	
Curnutt,	Johnston,	Pugh,	Spencer,	Total, 23.

## NAY:

Broadbuss,	Commons,	MacDonald,	Stewart,
Carlile,	George,	Nance,	Whitaker,
Carmack,	Hill,	Nichols,	Willis.
Chamberlin,	King,	Rorschach,	Total, 15.

## EXCUSED:

Garvin,	Taylor,	Timmons,	Total, 3.
---------	---------	----------	-----------

## NOT VOTING:

Fidler,	Ivester,	Wilbanks,	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 Logan, the Emergency Section was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 390 was ordered referred for engrossment.

Senator Nichols moved that the vote be reconsidered by which Senate Bill No. 390 was passed.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolution No. 18 and Senate Bill No. 354 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Joint Resolution No. 18 and Engrossed Senate Bill No. 354 and ordered each transmitted to the Honorable House, for consideration.

Senator Commons asked unanimous consent, which was granted, to have HOUSE BILL NO. 410, by Roberts, et al., withdrawn from the Committee on Revenue and Taxation and referred to Judiciary Committee No. 1.

## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 400—By CURNUTT of the Senate, and JOHNSON of Osage and HUNT of Osage of the House—An Act providing for and requiring all persons, firms or corporations engaged in the business of buying or selling livestock of any kind at private, community or public auction sale, to keep a record thereof, providing for the inspection of such livestock being so bought or sold and the records



of such purchase or sale, making the violation of this Act a misdemeanor and providing a penalty therefor.

SENATE BILL NO. 401—By HILL—An Act authorizing the State Board of Public Affairs to lease for oil and gas development purposes the lands or any part thereof, known as the Atoka County Subprison lands belonging to the State of Oklahoma, and declaring an emergency.

Upon motion of Senator Nance, the Senate closed its doors and went into Executive Session.

\* \* \* \* \*

The Senate reassembled, in open session, with the President Pro Tempore presiding, who made the following announcements:

The Senate, in executive session, and upon the motion of Senator Albright, seconded by Senators Johnston and Howsley, advised and consented to the confirmation of the executive nomination of FRANK L. VAUGHN. Woodward, as a Member of the Conservation Commission, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Jones, seconded by Senator Howsley, advised and consented to the confirmation of the executive nomination of CARL P. BLACKWELL, Stillwater, as a Member of the Conservation Commission, for a term of four (4) years.

The Senate, in executive session, and upon the motion of Senator Hill, advised and consented to the confirmation of the executive nomination of SAM O. BATTLES, McAlester, as a Member of the Conservation Commission, for a term of four (4) years.

#### RESOLUTION

Senator Nichols asked unanimous consent, which was granted, to introduce the following Resolution, which, by unanimous consent, was read at length:

SENATE RESOLUTION NO. 20—By NICHOLS, WILBANKS, WHITAKER, MacDONALD, CURNUTT and HUTCHINSON.

A RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES, THE SECRETARY OF WAR, AND THE MEMBERS OF THE SENATE AND HOUSE OF REPRESENTATIVES OF CONGRESS OF THE UNITED STATES TO MAKE AVAILABLE TO THE SEVERAL STATES FEDERAL FUNDS TO BE USED IN THE CONSTRUCTION OF ARMORIES NECESSARY FOR THE TRAINING OF THE NATIONAL GUARD AND FOR THE SECURITY AND PROTECTION OF FEDERAL PROPERTY ISSUED TO THE NATIONAL GUARD.

WHEREAS, it has been and is financially impossible for the State of Oklahoma to provide State-owned armories with adequate facilities for the training of troops and for the protection of United States property issued to the Oklahoma National Guard; and,

WHEREAS, such armories are indispensable in attaining a proper state of training and discipline in the Oklahoma National Guard and to insure protection of arms and equipment issued by the United States Government to the National Guard; and,

WHEREAS, the construction of armories at this time would furnish needed employment to a worthy class of artisans now unemployed; and such armories would be of lasting value to the Federal Government, the State, and the several communities in which they may be constructed;

NOW, THEREFORE, Be It Resolved by the Senate of the Fifteenth Legislature of the State of Oklahoma, that:

The President of the United States, the Secretary of War, and the members of the Senate and House of Representatives of the Congress of the United States be respectfully requested and urged to provide for the allocation of funds under the Work Relief Appropriation to the National Guard of the several States sufficient in amount to build armories for the use of the National Guard, which armories will replace all rented buildings now being used for armory purposes.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded immediately to the President of the United States, the Secretary of War, the Chairman of the Senate Committee on Military Affairs, the Chairman of the House of Representatives Committee on Military Affairs, and to each of the members of the United States Senate and House of Representatives from Oklahoma.

Upon motion of Senator Nichols, Senate Resolution No. 20 was adopted.

Senate Resolution No. 20 was ordered referred for engrossment.

Upon motion of Senator Duffy, the call of the House was ordered lifted.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 397—By GIBBONS and ELLIS,

An Act amending Section 3700, Oklahoma Statutes, 1931, as amended, by Section 1, Chapter 156, Session Laws of 1933, defining and classifying Motor Carriers; defining the word "Market" as used in this Act, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 461—By EASON,

An Act amending Sections 3700, 3701 and 3704, Oklahoma Statutes, 1931, as amended by House Bill No. 656, approved April 12, 1933, relating to motor transportation; defining certain terms therein used; authorizing the Corporation Commission to regulate motor transportation, to fix and approve maximum and minimum rates, fares and charges; and a system of accounting; creating a Motor Carrier Department of the Corporation Commission; providing for a systematic enforcement of the Motor Carrier Statute, and rules of Commission; providing for a director and assistant director of motor transportation; prescribing the duties of department and officials; authorizing the employment of enforcement officers, and clerical help and limiting the salaries; fixing the fees of applicants for certificates; creating a Motor Vehicle Act Enforcement Fund; providing for the use of said fund, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 397 and 461.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 476—By MORROW of the House and RITZHAUPT of the Senate,

An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized use and traffic in human bodies; prescribing the duties of certain officers and persons with relation to the disposition of dead human bodies; prescribing penalties for violation hereof,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 511—By BRANAN,

An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, requests, successions and transfers; defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for non-payment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisements and assessments of the tax and the enforcement of this State; authorizing appeals from the County Court, authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the Inheritance Tax Law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the Inheritance Tax Statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfers, providing for the co-operation of all State and County officers in the enforcement of this Act, and providing penalties for failure thereof; declaring that if any section or part of this law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes, 1931, amendments thereto, and all laws in conflict herewith, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Eason, Chambers, Welch, O'Dell, Holliman, Branam and Carmichael.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House, for a conference on Engrossed House Bill No. 511, was ordered granted and the President Pro Tempore appointed as Senate Conferees thereunder, Senators Commons, Chamberlin, King, Broadbush, Fischl, Bushyhead and Whitaker.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 323—By REED,

An Act authorizing the State Game and Fish Commission to declare open season on certain game and to fix the time and conditions thereof in any counties or parts of counties of this State; and to require a special license or permit to hunt during such season, and to fix the amount thereof; and to prescribe any rules and regulations regarding the conduct and policing of such season and areas during such season; repealing all conflicting laws, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 323 was read at length for the fourth time, the enrolled copy signed, in open session by the President Pro Tempore and Senate, and Johnson and Hunt of the House,

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED SENATE BILL NO. 25—By CURNUTT of the Senate, and JOHNSON and HUNT of the House,

An Act amending Chapter 91, Oklahoma Session Laws, 1931, Section 9, of House Bill No. 137, passed by Regular Session of the Fourteenth Legislature of the State of Oklahoma, and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5630, Oklahoma Statutes, 1931, relating to investment of the public funds in farm mortgages, repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

ENGROSSED SENATE BILL NO. 346—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS,

An Act relating to the interstate compact to conserve oil and gas, amending Section 3, of Senate Bill 208, approved March 6, 1935; designating the Governor as the official representative of Oklahoma on the interstate oil compact commission; authorizing the Governor to appoint an assistant representative, prescribing his duties and fixing his compensation; authorizing the employment of other assistants, and the incurring of expenses; creating a special fund and appropriating moneys to accrue thereto to the payment of the compensation and expenses authorized by this Act; prescribing manner of the disbursement of the special fund, and providing that any balance at the end of any fiscal year shall be credited to the proration fund; providing that provisions of the Act cease to operate if State with-

draws from the compact and balance in the special fund shall be credited to the proration fund, and declaring an emergency,

together with the Engrossed House Amendments to same and to advise you and through you the Honorable Senate, that the same have been passed by the House as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 25 were read, as follows:

Amendment No. 1. Page 1, Section 1, Engrossed Senate Bill No. 25, by striking lines 14, 15, 16 and the words "grazing purposes, and who does not depend" in line 17 and in lieu thereof inserting the following:

"Provided further, that every applicant for a loan from funds held by the Commissioners of the Land Office shall have continuously owned and actually used the land held by him for agricultural or grazing purposes upon which the loan is desired, at least one year prior to the date of such application and who depends."

Amendment No. 2. Page 2, Section 1, line 9, by adding after the period after the word "value" the following:

"No loan shall be made on lands where more than one-half of the oil, gas and mineral rights therein are not held by the borrower. Provided, however, that this provision relative to oil, gas and mineral rights, shall not apply where the oil, gas and mineral rights have been reserved by an Act of Congress."

Upon motion of Senator Curnutt, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 25 and requested the Honorable House to grant a conference thereon, the President Pro Tempore appointing as Senate Conferees, thereunder, Senators Curnutt, Timmons, Hill, George and Wright.

Engrossed House Amendment to Engrossed Senate Bill No. 346 was read as follows:

Amendment No. 1. Page 2, Section 1, lines 9 and 10, striking the words and figures "Twenty-five (\$25.00)" and inserting in lieu thereof the words and figures, "Fifteen (\$15.00)."

Upon motion of Senator Nance, the Senate concurred in Engrossed House Amendment to Engrossed Senate Bill No. 346.

By unanimous consent, further consideration of Engrossed Senate Bill No. 346, as amended by the Honorable House, was deferred for this legislative day.



To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 79—By CHAMBERLIN, GARVIN and NANCE of the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House,

An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma orphans or destitute minor children who are not in state institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, and declaring an emergency,

together with the Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 79, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 32—By CURNUTT,

An Act amending Section 9725, Oklahoma Statutes, 1931, relating to the purpose for which private corporations are formed, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

ENROLLED SENATE BILL NO. 97—By DUFFY of the Senate, and DOGGETT, HAYNES and McCOLLOM of the House,

An Act amending Sections 1, 2 and 3, Chapter 137, Oklahoma Session Laws, 1933, relating to the County Emergency Investment Fund to provide that the Excise Board of any county may, by order, cause one-half of all monies apportioned to such county from certain sources to be placed in said fund; providing for the disposition

of any funds on hand in any county whose Excise Board does not execute such order; providing for the disposition of all monies received by virtue of the liquidation of investments already made from said fund in such counties, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 32 and 97 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 136—By TIMMONS, BROADDUS, RAY, COMMONS, NICHOLS, GARVIN, KING, DUFFY, BUSHY-HEAD, FIDLER and ALBRIGHT,

An Act authorizing building and loan associations, co-operative banks and other mutual savings institutions to join the Federal plan for the guaranty of their deposits and share and to insure their deposits and share accounts with the Federal Savings and Loan Insurance Corporations, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 136 was ordered referred to the Governor, for consideration.

#### COMMITTEE REPORTS

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 347 correctly engrossed and Senate Bill No. 290 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 347 and ordered the same transmitted to the Honorable House, for consideration.

Senate Bill No. 290 was read at length 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.

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Public Service Corporations to whom was referred Senate Bill No. 385 by Ritzhaupt, Ray, Ivester, Taylor, Burns, Duffy, Whitaker and Stewart, entitled:

An Act providing for the incorporation of improvement authorities; prescribing the powers and duties of such authorities; and authorizing such authorities to engage in the enterprise of furnishing water, sewerage, gas or electric heat, light or power, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Bill as amended be printed and placed on the Calendar.

WHITAKER, Chairman.

Upon motion of Senator Nance, the Senate recessed, to meet at 3:00 p. m.

At 8:00 o'clock, p. m., the Senate re-assembled, with the President Pro Tempore presiding.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 440—By COMMITTEE ON REVENUE AND TAXATION,

An Act levying a consumers' tax upon the gross receipts derived from the sales to consumers or users, of all tangible personal property, and of all goods, wares, merchandise, foods, confections, and drinks sold in the State of Oklahoma, and of tickets or admissions to places of amusement or athletic events, and of gas, electricity, and water, and of transportation to passengers, and of communication service by telephone, telegraph, and radio-casting, and of advertising and printing; upon the gross receipts derived from the sales to con-



sumers or users, of all service of furnishing rooms by hotels, public inns and public rooming or lodging houses and tourist camps; defining terms; prescribing certain exemptions; providing for the disposition of the revenues arising hereinunder, providing for the collection of such taxes and for the enforcement of this Act by the Oklahoma Tax Commission; providing for the expenses of such collection and enforcement; empowering said Commission to prescribe rules and regulations for the enforcement of this Act; prescribing penalties for the violation of this Act; authorizing refunds; making such taxes and penalties a lien on vendor's property; providing a legal remedy for aggrieved taxpayers; declaring the provisions of this Act to be severable; repealing conflicting laws, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 440.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 441—By O'DELL and KIKER,

An Act levying an excise tax on every motor vehicle, automobile, motor truck, motor tractor, trailer, semi-trailer, tractor, motorcycle and motor bus, as the same are respectively defined by Section 1, Chapter 290, Oklahoma Session Laws, 1919; providing the time when such tax shall be levied and collected, the manner and method of collecting said tax; fixing the rate of such tax and basis of value; providing that the Oklahoma Tax Commission shall ascertain, compute and collect the tax and enforce the provisions of this Act; authorizing the Oklahoma Tax Commission to prescribe and promulgate rules and regulations for the enforcement of said Act and the collection of said tax; making said tax a lien on the vehicles; exempting certain vehicles; making such tax in lieu of all other taxes, general or special, except motor registration fees, mileage taxes and fees paid to the Corporation Commission, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 441.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 a. m., Saturday, April 13, 1935.

## SIXTY-NINTH LEGISLATIVE DAY

SATURDAY, APRIL 13, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Timmons,
Briggs,	Duffy,	Johnston,	Rinehart,	Waldrep,
Broaddus,	Fischl,	Jones,	Ritzhaupt,	Whitaker,
Burns,	Garvin,	King,	Rorschach,	Willis,
Bushyhead,	George,	Lowrance,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Thomas,	Total, 37.

## EXCUSED:

Commons,	Fidler,	Logan,	Taylor.	Total, 4.
----------	---------	--------	---------	-----------

## ABSENT:

MacDonald,	Ray,	Wilbanks.	Total, 3.
------------	------	-----------	-----------

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Upon motion of Senator Paul, Charles Oric Lowrance, son of Senator Lowrance, and Robin Richard Johnston, son of Senator Johnston, were made honorary pages for this legislative day.

By unanimous consent, Senator Spencer was added as a Senate Conferee under ENGROSSED SENATE BILL NO. 35.

Senator Nichols moved that HOUSE BILL NO. 424, by Chase, be withdrawn from Judiciary Committee No. 1 and placed upon the Calendar, which motion, by unanimous consent, he withdrew.

## RESOLUTION

Senator Paul submitted the following Resolution which, by unanimous consent, was read at length, as follows:

## SENATE RESOLUTION NO. 21—By PAUL.

A RESOLUTION TO REQUIRE THE STATE EXAMINER AND INSPECTOR TO AUDIT THE OFFICE OF STATE AUDITOR AS TO



ALL MATTERS PERTAINING TO THE ENFORCEMENT OF CHAPTER 189 OF THE SESSION LAWS OF 1933.

WHEREAS, Chapter 189 of the Session Laws of 1933 provided that the Secretary to the Commissioners of the Land Office, upon resolution adopted by the Commissioners of the Land Office, should certify delinquencies due from all State officers and State employees to the State Auditor; and that registered mail notice be given such State officers and State employees of such certification; and that the State Auditor should issue the Commissioners of the Land Office warrants in an amount not greater than twenty-five per centum of the monthly salary of any State officer or State employee delinquent on any obligation due the State as said salary accrued; and

WHEREAS, there are various rumors now current that under the administration of the Hon. F. C. Carter payments due the Commissioners of the Land Office under certifications made to him by the Secretary to the Commissioners of the Land Office were not made, due to political favoritism shown certain State officers and State employees, undue and unwarranted discrimination by the State Auditor in favor of and against certain State officers and employees; and

WHEREAS, said certifications in many instances had become final and the payments to the Commissioners of the Land Office were legally due no one except the Commissioners of the Land Office, and the failure of the State Auditor or his employees to make said payments to the Commissioners of the Land Office possibly constitutes an embezzlement of public funds under Section 2029, C. O. S. 1921, and under Section 7761 O. S., 1931.

NOW THEREFORE, Be It Resolved by the Senate of the State of Oklahoma that the State Examiner and Inspector be required to immediately audit records in the office of State Auditor pertaining to or affecting in any way whatsoever Chapter 189 of the Session Laws of 1933; and that full report thereof be made this body within five (5) days from the date of the passage of this Resolution.

Upon motion of Senator Paul, Senate Resolution No. 21 was adopted and ordered referred for engrossment.

Senator Paul asked unanimous consent, which was granted, that the State Examiner and Inspector be directed to use the services of Haskell Paul with reference to the audit ordered under Senate Resolution No. 21, for the reason he is familiar with the records.

COMMITTEE REPORT

The following Committee Report was submitted and upon request of Senator Nance, the bill was ordered re-referred to the Committee on Appropriations, for further consideration.

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 377, by Howell, Hunt of Osage and Williams, entitled:

An Act appropriating Thirty-seven Thousand, One Hundred and Twenty-five (\$37,125.00) Dollars, to be used by the Superintendent of Public Instruction, in compliance with Compiled Oklahoma Statutes, 1931, Section 6943, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

NICHOLS, Chairman.

## SECOND READING

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

SENATE BILL NO. 400—By CURNUTT of the Senate, and JOHN-SON of Osage and HUNT of Osage of the House—Senator Curnutt asked unanimous consent, which was granted, to have Senate Bill No. 400 placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 401—By HILL—Senator Hill asked unanimous consent, which was granted, to have Senate Bill No. 401 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 397—By GIBBONS and ELLIS—Senator Nance asked unanimous consent, which was granted, to have House Bill No. 397 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 461—By EASON—Senator Nance asked unanimous consent, which was granted, to have House Bill No. 461 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 440—By COMMITTEE ON REVENUE AND TAXATION—Senator Nance asked unanimous consent, which was granted, to have House Bill No. 440 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 441—By O'DELL and KIKER—Senator Nance asked unanimous consent, which was granted, to have House Bill No. 441 placed upon the Calendar, without reference to a Committee.

Senator Stewart requested that House Bill No. 461 be ordered referred to the Committee on Roads and Highways, to which request Senator Nance objected.

Senator Stewart moved that House Bill No. 461 be referred to the Committee on Roads and Highways, said Committee to report on Monday, April 15, 1935, which motion was tabled, upon motion of Senator Briggs.

Mr. President: I hereby resign as Chairman of the Committee on Roads and Highways, for the reason that the members of the Senate

refuse to refer any bill to this committee that gives the transportation companies an advantage over the small truck owner.

STEWART.

MESSAGES

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

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, POTEET and TRAW,

An Act establishing the "General School Fund of the State;" providing the purposes for which such fund shall be used; providing for an appropriation therefor in the sum of \$10,000,000, excepting the income and revenue mentioned in Section 3, Article XI of the Constitution; providing for estimating the amount of said funds for each fiscal year and the apportionment of said "General School Fund of the State;" the method of drawing warrants against said fund; and of distributing the same to school district of the State; authorizing any school district to sell non-payable warrants drawn against said fund; authorizing the withholding of State aid from schools under certain conditions; providing for reports and applications for State aid; authorizing any cash surplus in said fund on June 30 of any year to be transferred to that fund for the ensuing fiscal year; fixing the date this Act becomes effective; making the provisions of the Act severable; repealing all laws and parts of laws in conflict herewith,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Branana, Twidwell, Traw, Hunt of Osage, Frazier, Williams, Beaman, Campbell, Poteet, Spencer, Howell, Abernathy of Pottawatomie, Wright of Beaver and Sullivan.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Nance moved that the request of the Honorable House, for a Conference on Engrossed House Bill No. 212 be granted, and that Conferees heretofore named, at the direction of the Chairman of the Committee on Education, be appointed and confirmed as Senate Conferees under House Bill No. 212, and that the President appoint two additional Conferees to be recommended by the Chairman of the Committee on Education, which motion prevailed.



The President appointed Senators Jones and Nance as the two additional Conferees, as recommended by the Chairman of the Committee on Education, under Engrossed House Bill No. 212.

Senator Timmons moved that the Senate concur in Engrossed House Amendments to Engrossed SENATE BILL NO. 126, by Timmons, which motion prevailed.

Senate Bill No. 126, as amended by the Honorable House, was read at length.

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

AYE:

Albright,	George,	King,	Sowards,	Wright.
Briggs,	Hill,	Lowrance,	Thomas,	
Broadbudds,	Howsley,	Nance,	Timmons,	
Chamberlin,	Ivester,	Nichols,	Waldrep,	
Curnutt,	Johnston,	Pugh,	Whitaker,	
Duffy,	Jones,	Rorschach,	Willis,	Total, 25.

EXCUSED:

Commons,	Fidler,	Logan,	Taylor.	Total, 4.
----------	---------	--------	---------	-----------

ABSENT:

MacDonald,	Ray,	Wilbanks.	Total, 3.
------------	------	-----------	-----------

NOT VOTING:

Burns,	Carmack,	Hutchinson,	Ritzhaupt,	
Bushyhead,	Fischl,	Paul,	Spencer,	
Carlile,	Garvin,	Rinehart,	Stewart.	Total, 12.

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

Senator Timmons asked unanimous consent, which was granted, to defer roll call on the Emergency Section until the next legislative day.

#### GENERAL ORDER

SENATE BILL NO. 77, by Committee on Appropriations was considered.

Section 1 was read.

Senator Nichols submitted the following amendment:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, page 2, by inserting between lines 2 and 3, the following:

"OKLAHOMA A. & M. COLLEGE, STILLWATER:

"To reimburse A. & M. Dormitory Fund and to pay interest due on dormitory bonds, August 1st, in the sum of.....\$13,788.89"

NICHOLS.

Senator Nance presiding.

Senator Pugh moved to table the Nichols amendment, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Carlile,	Howsley,	Sowards,	Willis.
Curnutt,	Pugh,	Stewart,	
Duffy,	Rorschach,	Whitaker,	Total, 10.

NAY:

Albright,	Chamberlin,	Hill,	Lowrance,	Ritzhaupt,
Briggs,	Fischl,	Johnston,	Nance,	Thomas,
Burns,	Garvin,	Jones,	Nichols,	Waldrep.
Carmack,	George,	King,	Paul,	Total, 19.

EXCUSED:

Commons,	Fidler,	Logan,	Taylor.	Total, 4.
----------	---------	--------	---------	-----------

ABSENT:

MacDonald,	Ray,	Wilbanks.	Total, 3.
------------	------	-----------	-----------

NOT VOTING:

Broadbuss,	Hutchinson,	Rinehart,	Timmons,	
Bushyhead,	Ivester,	Spencer,	Wright.	Total, 8.

Upon motion of Senator Nichols, his amendment was declared adopted.

Senator Pugh asked that the vote be reconsidered by which the Nichols amendment was adopted, which motion was tabled, upon motion of Senator Nichols.

Senator Curnutt moved that further consideration of Senate Bill No. 77 be indefinitely postponed, which motion was tabled, upon motion of Senator Nichols.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, line 5½, page 2, by adding the following under WEST OKLAHOMA TUBERCULAR SANATORIUM, CLINTON:

"Opening and closing and removing surplus dirt to 175 graves  
@ \$10.00 .....\$ 1,750.00

"Total interest at 6% per anum as per schedule attached.

(Interest calculated separately on each grave from date of death until December 31, 1932) ..... 457.80

"Platted lots in an Incorporated Cemetery covering approximately one acre ..... 150.00"

and by extending the total to read:.....\$10,357.80"

NICHOLS.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, page 2, by inserting between lines 9 and 10, the following:

"There is hereby transferred from the item 'traveling' to the item 'Office Equipment,' the sum of.....\$50.00."

NICHOLS.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, line 14, page 2, by striking the word and figures,

"Vault .....\$7,500.00      \$8,600.00."

and in line 13, by extending the total to read:.....\$1,100.00."

NICHOLS.

Senator Nichols submitted the following amendment:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, line 14½, page 2, by adding the following:

#### "LIEUTENANT GOVERNOR

"For communication .....\$200.00

"For office equipment ..... 200.00

"TOTAL .....\$400.00"

NICHOLS.

Senator Pugh moved to table the Nichols amendment, which motion failed of adoption.

The vote occurring on the Nichols amendment, it was declared adopted.



Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, line 18, page 4, and lines 1 and 2, page 5, as follows:

By striking all of said lines and substituting therefor the following:

"For repair and replacement of books damaged by fire and water .....\$7,400.00."

NICHOLS.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77 by inserting between lines 2 and 3, page 5, the following.

**"MEDICAL SCHOOL, OKLAHOMA CITY**

Sewer tax and assessments .....	\$ 861.04
Paving tax and assessments .....	1,685.00
Total.....	\$2,546.04

on the following property:

"Lots 13 to 20, both inclusive, in Block 7, and lots 10 to 18, both inclusive, in Block 9, of the Amended Plat of Second State Capitol Addition to Oklahoma City."

NICHOLS.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 18, page 8, by inserting after the figures, "1919," the following:

"Whitaker State Orphans Home, Pryor, Oklahoma, Supplement to maintenance fund for fiscal years 1934-1935.....\$3,170.00".

RORSCHACH.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, line 9, page 5, by striking the figures, "\$500.00," and substituting therefor the figures, "\$1,000.00," and in line 10, by striking the figures, "\$700.00," and inserting in lieu thereof the figures, "\$1,200.00".

NICHOLS.

Senator Albright submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, page 2, by inserting a new paragraph, as follows:

"Western Oklahoma Hospital, Supply, Oklahoma: For maintenance and supplies .....\$15,000.00."

ALBRIGHT.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, lines 15, 16, 17 and 18, page 5, by striking all of said lines, and in line 2, page 6, by striking the figures, "\$12,000.00," and substituting the figures, "\$7,000.00".

NICHOLS.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Committee Substitute for Senate Bill No. 77, line 11½, page 6, by adding the following:

"To pay back Bond Premiums for Chief Mine Inspector and Assistant Mine Inspectors .....\$187.50,

And by extending the total to read .....\$237.50."

NICHOLS.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 3½, page 7:

To pay Estate of Sidney Suggs, Ardmore, for services rendered State Highway Commission, by Sidney Suggs, during months of July, August, September, October, November and December, 1931, at \$200.00 per month, which includes expenses and use of car .....\$1,200.00."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 14½, page 7:

"To pay Hugh McGill of Ardmore for per diem and expenses

in attending and testifying before Senate Committee investigating School Land Commission, 1933, Legislative Session, under subpoena and for which claim was filed, but not paid .....\$15.00."

FISCHL.

Senator Waldrep submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, by adding in line 13, page 3, the following:

"To pay Claude Hendon, Special Justice of the Supreme Court for services and expenses rendered and incurred in Cause No. 20493, O. O. Owens vs. J. W. Clark, upon appointment by the Governor:

"Per diem .....	\$161.28
"Mileage and expenses .....	13.50
	<u>\$174.78"</u>

WALDREP.

Senators Ray and Lowrance submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 77, line 18, page 8, by adding after the figures, "1919," the following:

"State Reformatory at Granite, to purchase equipment for:

"Tailor shop .....	\$3,000.00
"Shoe shop .....	2,000.00
"Auto machine shop .....	500.00
For cost of prosecution of parties charged with murder of Pate Jones .....	\$2,500.00

RAY and LOWRANCE.

Senator Stewart submitted the following amendment, which was tabled upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 77, by adding line 18, page 8, the following:

"To pay Committee on Bank Investigations during nine (9) legislative days by the House of Representatives, in favor of members so appointed, as shown in the 1923 House of Representatives Journal, the sum of .....\$1,750.00".

STEWART.



Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 2, page 2, by inserting after said line the following new matter:

COLORED A. & N. COLLEGE, LANGSTON

"To pay salary for summer school, E. W. Giddings, salary for June, 1933 .....\$142.50."

WHITAKER.

Senators Waldrep and Sowards submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: We move to amend Senate Bill No. 77, line 7, page 5, by striking out line 7, and inserting the following:

"Office supplies and equipment, and for extra help and expenses to make emergency audits, caused from changes of personnel of State Offices, Institutions, Boards, Commissions, and County Treasurers .....\$11,750.00."

WALDREP and SOWARDS.

Senator Jones submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 2½, page 6:

Board of Affairs—for unpaid claims to June 30, 1935.....\$2,400.00.

JONES.

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

Upon motion of Senator Nichols, Senate Bill No. 77, as amended, was advanced to engrossment and third reading.

By unanimous consent and upon request of Senator Carmack, Senator Chamberlin was "excused" for the remainder of this legislative day.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 77, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 77 was read for the third time at length.

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

## AYE:

Albright,	Carmack,	Howsley,	Ritzhaupt,	Wright.
Briggs,	Duffy,	Johnston,	Rorschach,	
Broadbudd,	Fischl,	Jones,	Spencer,	
Burns,	Garvin,	Lowrance,	Thomas,	
Bushyhead,	George,	Nance,	Timmons,	
Carlile,	Hill,	Nichols,	Whitaker,	Total, 25.

## NAY:

Curnutt,	Pugh,	Stewart.
Paul,	Rinehart,	Total, 5.

## EXCUSED:

Chamberlin,	Fidler,	Taylor.
Commons,	Logan,	Total, 5.

## ABSENT:

MacDonald,	Ray,	Wilbanks.	Total, 3.
------------	------	-----------	-----------

## NOT VOTING:

Hutchinson,	King,	Waldrep,
Ivester,	Sowards,	Willis.
		Total, 6.

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

By unanimous consent, the roll call on the Emergency Section of Senate Bill No. 77 was deferred until the next legislative day.

Senator Pugh sent up the following explanation of his vote:

Mr. President: I vote "No" on Senate Bill No. 77, for the reason that before the appropriation was made by the 1933 Legislature both the Budget Officer and the unofficial Budget Committee O. K.'ed the appropriation for the amount appropriated and I know of no emergency which has arisen that would justify this deficiency, and that there is one amendment in this bill to appropriate money where the State is not liable.

PUGH.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolutions Nos. 20 and 21 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Resolutions Nos. 20 and 21 and ordered each referred for enrollment.

Senator Stewart moved that the Senate adjourn to meet under the rules on Monday, April 15, 1935, which motion failed of adoption.

By unanimous consent, the Senate recessed to meet at 1:45 p. m.

#### AFTERNOON SESSION

The Senate re-assembled, at 1:45 p. m., with the President Presiding.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 291—By SENATE COMMITTEE ON SOLDIERS' RELIEF, and HOUSE COMMITTEE ON SOLDIERS' RELIEF,

An Act authorizing the Soldiers' Relief Commission of the State of Oklahoma to build and equip "Memorial Chapel" for the use and benefit of ex-service persons at the Central State Hospital at Norman, Oklahoma; authorizing and directing the State Board of Public Affairs to set aside so much ground as may be necessary for the same; making an appropriation from the funds now on hand in the Soldiers' Relief Commission Fund therefor,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 291 was ordered referred for enrollment.

#### FIRST READING

By unanimous consent, the following Bills were introduced and read for the first time:

SENATE BILL NO. 402—By COMMITTEE ON STATE AND COUNTY AFFAIRS—An Act dedicating certain portions of the State Capitol Grounds and approaches thereto to the public use as streets, boulevards and highways; providing for the filing of plats thereof, and declaring an emergency.

SENATE BILL NO. 403—By RITZHAUPT and PAUL—An Act Authorizing and directing the Governor to contract with some competent accountant or firm of accountants to make a complete audit of the



Oklahoma Tax Commission; prescribing the manner of payment of expenses thereof; making an appropriation therefor, and declaring an emergency.

### 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 Fish and Game to whom was referred Engrossed House Bill No. 16 by Allen, entitled:

An Act amending Section 6005, Oklahoma Statutes, 1931, relating to the disposition of fees collected for fishing and hunting privileges on property owned by incorporated cities or towns, 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.

FISCHL, Chairman.

Mr. President: We, your Committee on Fish and Game to whom was referred Engrossed House Bill No. 543, by Reed, entitled:

An Act relating to fur-bearing animals; providing a tax upon the taking within the confines of the State of Oklahoma, of the fur or pelt from any fur-bearing animal, providing a method for the collection of the tax, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FISCHL, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Senate Bill No. 374, by Thomas, Willis, Burns, Sowards, and King, entitled:

An Act authorizing the State Board of Public Affairs to execute oil and gas leases, to contract for drilling wells, to sell royalties and to sell real estate belonging to the State of Oklahoma under its control when deemed advisable and to the best interest of the State; providing that all proceeds accrued to the General Revenue Fund of the State to pay off deficits and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Committee Substitute for same, herewith submitted, do pass.

GARVIN, Chairman.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 79 and 291 correctly enrolled, and Senate Bill No. 344 correctly engrossed.

WILLIS, Chairman.

Senate Bills Nos. 79 and 291 were read at length 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.

### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 25—By CURNUTT of the Senate, and JOHNSON and HUNT of the House,

An Act amending Chapter 91, Oklahoma Session Laws, 1933, Section 9, of House Bill No. 187, passed by Regular Session of the Fourteenth Legislature of the State of Oklahoma, and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5630, Oklahoma Statutes, 1931, relating to investment of Public Funds in farm mortgages, repealing all Acts and parts of Acts in conflict herewith and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives:

JOHNSON of Osage,  
SINGLETON,  
COX,  
HUNT of Osage, and  
GOODWIN.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and

through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

**ENGROSSED SENATE BILL NO. 190—By COMMITTEE ON APPROPRIATIONS,**

An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Home for White Children at Helena, Oklahoma, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives:

**SINGLETON,  
ARMSTRONG,  
MAUK,  
WILDER,  
HANKLA,  
MYERS, and  
PUGH.**

Respectfully,

**RICHARD H. CLOYD, Chief Clerk.**

To the President of the Senate,  
Building.

**SIR:**

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

**ENROLLED SENATE BILL NO. 290—By TIMMONS,**

An Act establishing and organizing an Agricultural and Industrial Exposition and Fair in Tulsa County in the State of Oklahoma and defining the purposes thereof; providing for the appointing of a Board of Directors and the organization thereof and defining its powers and duties, providing that the county treasurer shall be the custodian of funds and fixing the manner of disbursing the same; authorizing a salary to be paid to the secretary of the Board and authorizing the Board of Directors to employ necessary assistance and a reasonable compensation therefor; providing for the holding at the option of the Board of Directors, annually an Agricultural and Industrial Exposition and Fair, and granting power to such directors at any time to provide for exhibitions and contests of speed and athletics; providing for a reasonable admission fee, and authorizing other fees to be charged and providing that such income shall be used for the conducting of such Agricultural and Industrial Exposition and Fair and the maintenance, improvement and construction of buildings and grounds thereof; authorizing the Board of County Commissioners of said county to estimate in the county needs



for current expenses for each fiscal year a sum not to be used in payment of premiums and for the maintenance, improvements and construction of buildings and grounds, and payment of approved claims against the organization heretofore known as Tulsa Free State Fair, and making it the mandatory duty of the Excise Board to approve such estimate; authorizing the leasing of the property of such exposition and fair under certain terms and conditions and repealing Chapter 159 of the Session Laws of 1925, as amended by Chapter 242, Session Laws of 1929, and all Acts and parts of Acts in conflict herewith, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 290 was ordered referred to the Governor, for consideration.

#### GENERAL ORDER

SENATE BILL NO. 344, by Whitaker and Stewart, was considered.

Section 1 was read.

Senator Whitaker submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 344, line 10, page 1, by striking after the word, "county," the balance of said line, all of lines 1 and 2 and the words, "such paper and," in line 3, page 2, and inserting the following: "Newspaper or some newspaper designated by the county treasurer, once each consecutive week for not less than three publications preceding the sale, and if there be no paper published in the county, the treasurer shall give notice by written or printed notice, posted on the door of the courthouse or building, in which courts are commonly held, or at the usual place of meeting of the county commissioners; and such notice"

WHITAKER.

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

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

Upon motion of Senator Whitaker, Senate Bill No. 344, as amended, was advanced to engrossment and third reading.

SENATE BILL NO. 349, by Carlile, Ritzhaupt, et al., was considered.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 349, line 2, page 3, by adding after the word, "final," and before the word, "said," the following: "Provided that the revocation of the license of any person convicted of a felony on any other grounds than that of moral turpitude or the violation of the federal or state narcotic laws shall be on the merits of the particular case, but the court records in the trial of such case, when conviction has been had, shall be prima facie evidence."

**RITZHAUPT.**

Upon motion of Senator Ritzhaupt, Senate Bill No. 349 was advanced to engrossment and third reading.

**SPECIAL ORDER**

**SENATE BILL NO. 193**, by Stewart, Nance, Briggs and Ivester, was considered.

Upon motion of Senator Stewart, Senate Bill No. 193 was advanced to engrossment and third reading.

**GENERAL ORDER**

Senator Stewart asked unanimous consent, which was granted, to advance to engrossment and third reading, **SENATE JOINT RESOLUTION NO. 17**, by Stewart.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules on Monday, April 15th, 1935.

## SEVENTIETH LEGISLATIVE DAY

MONDAY, APRIL 15, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Timmons,
Briggs,	Duffy,	Jones,	Ray,	Waldrep,
Broadbudd,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Wright.
Carlile,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Ivester,	Paul,	Thomas,	Total, 41.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

## GENERAL ORDER

Senator Broadbudd asked unanimous consent, which was granted, to have HOUSE BILL NO. 421, by Kirkpatrick, advanced to engrossment and third reading.

Senator Garvin asked unanimous consent, which was granted, that SENATE BILL NO. 374, by Thomas, Willis, et al., be advanced to engrossment and third reading.

Upon motion of Senator Commons, SENATE BILL NO. 151, by Commons, was advanced to engrossment and third reading.

Upon motion of Senator Hill, SENATE BILL NO. 401, by Hill, was advanced to engrossment and third reading.

Senator Nichols asked unanimous consent, which was granted, that SENATE BILL NO. 337, by Wilbanks, et al., be advanced to engrossment and third reading.



Upon motion of Senator Ritzhaupt, SENATE BILL NO. 348, by Ritzhaupt, was advanced to engrossment and third reading.

Senator Logan asked unanimous consent, to which Senator Commons objected, to have SENATE BILL NO. 12, by Logan, advanced to engrossment and third reading, Section 6 of which should be stricken.

Upon motion of Senator Logan, Senate Bill No. 12, with Section 6 ordered stricken, was advanced to engrossment and third reading.

Senator Thomas asked unanimous consent, which was granted, that SENATE BILL NO. 377, by Thomas, Burns, et al., be advanced to engrossment and third reading.

Senator Lowrance moved that SENATE BILL NO. 327, by Lowrance, be advanced to engrossment and third reading, which motion prevailed.

Senator Albright asked unanimous consent, to which Senator Waldrep objected, to have SENATE BILL NO. 284, by Albright, Curnutt, et al., advanced to engrossment and third reading.

Upon motion of Senator Albright, Senate Bill No. 284 was advanced to engrossment and third reading.

#### CONFERENCE COMMITTEE REPORT

Senator Wright submitted the following Conference Committee Report which, upon his motion, was adopted:

To the President of the Senate, and  
The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 190, entitled:

An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Home for White Children at Helena, Oklahoma, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith report and recommend as follows, to-wit:

1. That the following Conference Committee Amendment be substituted in lieu of House Amendment No. 1, to-wit:

That in Section 1, page 1, line 11, "Two New Cottage Dormitories \$70,000.00," be stricken and the following "One New Dormitory \$35,000.00," be substituted therefor.

2. That the following Conference Committee Amendment be substituted in lieu of House Amendment No. 2, to-wit:

That in Section 1, page 1, lines 4, 5 and 6, "Maintenance \$3,000.00, and Salaries \$1,000.00 for the remainder of the fiscal year ending June 30, 1935," be stricken, and that in line 14, the figures "\$2,500.00," be stricken and the figures, "\$1,500.00," be substituted therefor.

3. That the following Conference Committee Amendment be adopted:

That the following Joint authors be added: Albright, Curnutt, of the Senate, and Armstrong, Mauk, Pugh and Wilder of the House.

Respectfully submitted,

NICHOLS,  
WRIGHT,  
CHAMBERLIN,  
CURNUTT,  
ALBRIGHT,  
Senate Conferees.

SINGLETON,  
ARMSTRONG,  
MAUK,  
PUGH,  
WILDER,  
HANKLA,  
MYERS,  
House Conferees.

Senate Bill No. 190 was read at length.

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

AYE:

Albright,	Commons,	Ivester,	Nichols,	Taylor,
Briggs,	Curnutt,	Johnston,	Paul,	Timmons,
Broadbush,	Duffy,	Jones,	Pugh,	Whitaker,
Burns,	Fidler,	Logan,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Stewart,	Total, 33.

NAY:

Sowards,	Waldrep.	Total, 2.
----------	----------	-----------

EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

NOT VOTING:

Carlile,	Garvin,	Ray,	
Fischl,	King,	Thomas.	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:

AYE:

Albright,	Commons,	Ivester,	Nichols,	Taylor,
Briggs,	Curnutt,	Johnston,	Paul,	Timmons,
Broadbudds,	Duffy,	Jones,	Pugh,	Whitaker,
Burns,	Fidler,	Logan,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Stewart,	Total, 33.

NAY:

Sowards,	Waldrep.	Total, 2.
----------	----------	-----------

EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

NOT VOTING:

Carlile,	Garvin,	Ray,	
Fischl,	King,	Thomas,	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. 190, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

SECOND READING

The following bills were read for the second time:

SENATE BILL NO. 402—By COMMITTEE ON STATE AND COUNTY AFFAIRS—By unanimous consent, Senate Bill No. 402 was ordered placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 403—By RITZHAUPT and PAUL—Senator Ritzhaupt asked unanimous consent, which was granted, that Senate Bill No. 403 be placed upon the Calendar, without reference to a Committee.

GENERAL ORDER

Senator Ritzhaupt asked unanimous consent, which was granted, to submit a substitute for SENATE BILL NO. 403, which was ordered printed and placed upon the Calendar.

MESSAGES

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



To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 79—By CHAMBERLIN, GARVIN, and NANCE of the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House,

An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma Orphan Destitute and Delinquent Minor Children who are not in State Institutions; providing for the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, and declaring an emergency.

ENROLLED SENATE BILL NO. 291—By SENATE COMMITTEE ON SOLDIERS' RELIEF AND HOUSE COMMITTEE ON SOLDIERS' RELIEF,

An Act authorizing the Soldiers' Relief Commission of the State of Oklahoma to build and equip "Memorial Chapel" for the use and benefit of ex-service persons at the Central State Hospital at Norman, Oklahoma; authorizing and directing the State Board of Public Affairs to set aside so much ground as may be necessary for the same; making an appropriation from the funds now on hand in the Soldiers' Relief Commission fund therefor,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 79 and 291 were ordered referred to the Governor for consideration.

#### GENERAL ORDER

Senator Nance called up for consideration HOUSE BILL NO. 440, by Committee on Revenue and Taxation, which bill was read at length.

Senator Nichols presiding.

Section 1 was considered and adopted, upon motion of Senator Commons.

Section 2 was considered.

Senators Commons and Briggs submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 440, line 4½, page 2, by inserting a new line reading as following: "The Common schools within the State and for."

COMMONS and BRIGGS.

Senators Commons and Briggs submitted the following amendment:

Mr. President: We move to amend House Bill No. 440, lines 2 and 3, page 3, by striking after the word "Treasury" the balance of line 2 and all of lines 3 and 4, and insert in lieu thereof the following:

"to be credited to and used and expended as follows:

"First: One Million Two Hundred Fifty Thousand Dollars (\$1,250,000.00) to the credit of a special fund to retire and pay all warrants issued pursuant to appropriation made by the terms and provisions of Senate Bill No. 92, passed by the Fifteenth Legislature, and thereafter,

"Second. Eight Million Two Hundred Thousand Dollars (\$8,200,000.00) per annum, shall be placed to the credit of a special fund and distributed and expended in the support and maintenance of the Common schools within the State as provided by laws now in force or hereafter enacted to provide aid for said schools, and thereafter,

Third. "Any revenues in excess of those provided above shall, as and when collected, be placed to the credit of the general revenue fund and be paid out pursuant to appropriations made by the Legislature."

COMMONS, and  
BRIGGS.

Senator Whitaker submitted the following amendment:

Mr. President: I move to amend the Commons Amendment to House Bill No. 440 by adding:

"The amount so paid to the Common schools of the State shall be used to reduce the ad valorem tax for school purposes, to the following extent: The amount of collections for the first full Calendar month for the first year shall be deemed the basis upon which the probable collection of tax for the first year shall be calculated; upon ascertainment of such amount, the Oklahoma Tax Commission shall calculate the probable amount of funds that will be so distributed to the said schools of the State, and the average ad valorem rate throughout the State that would be required to equal said amount; such rate shall be certified to the various counties of the State and the ad

valorem tax levy rate for school purposes in each district shall be reduced by the various County Excise Boards to the extent of such average so determined; for subsequent years, the estimate shall be based on collections for the previous year."

# WHITAKER.

Senator Taylor moved to table the Whitaker amendment, which motion prevailed, the roll call thereon being as follows:

## AYE:

Albright,	Commons,	George,	King,	Ritzhaupt,
Briggs,	Curnutt,	Hill,	Logan,	Taylor,
Burns,	Duffy,	Ivester,	MacDonald,	Thomas,
Carlile,	Fischl,	Johnston,	Nance,	
Carmack,	Garvin,	Jones,	Nichols,	Total, 23.

## NAY:

Broadbuss,	Lowrance,	Sowards,	Waldrep,	
Bushyhead,	Paul,	Spencer,	Whitaker,	
Chamberlin,	Pugh,	Stewart,	Wilbanks,	
Fidler,	Ray,	Timmons,	Wright,	Total, 16.

## EXCUSED:

Hutchinson,	Rinehart,	Willis,	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Howsley,	Rorschach,	Total, 2.
----------	------------	-----------

The vote occurring on the Commons-Briggs amendment, it was declared adopted.

Senators MacDonald, Nance and Johnston submitted the following amendment:

Mr. President: We move to amend House Bill No. 440, line 10, page 2, by striking the words and figures, "ninety-five percent (95%)," and inserting the words and figures, "ninety-seven and one-half per cent (97½%)".

MacDONALD,  
NANCE,  
JOHNSTON.

Senator Ray moved to table the MacDonald-Nance-Johnston amendment, which motion failed of adoption.

The vote occurring on the MacDonald-Nance-Johnston amendment, it was declared adopted.

Senators MacDonald, Nance and Johnston submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 440, line 5, page



3, by striking the words and figures, "five per cent (5%)," and inserting the words and figures, "two and one-half per cent (2½%)."

MacDONALD,  
NANCE,  
JOHNSTON.

Upon motion of Senator Commons, Section 2, as amended, was adopted.

Section 3 was considered.

Senators Timmons and Broaddus submitted the following amendment:

Mr. President: We move to amend House Bill No. 440, lines 8 and 9, page 4, by striking after the word, "corporation," in line 8, and before the word, "partnership," in line 10, the words, "municipal corporation."

TIMMONS and BROADDUS.

Senator Spencer moved to table the Timmons-Broaddus amendment, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Fischl,	Johnston,	Nichols,	Stewart,
Briggs,	Garvin,	Jones,	Pugh,	Thomas.
Carlile,	Hill,	King,	Ray,	
Chamberlin,	Howsley,	Logan,	Rorschach,	
Commons,	Ivester.	Nance,	Spencer.	Total, 22.

NAY:

Broaddus,	George,	Ritzhaupt,	Waldrep,	
Carmack,	Lowrance,	Sowards,	Whitaker,	
Duffy,	MacDonald,	Taylor,	Wilbanks,	
Fidler,	Paul,	Timmons,	Wright.	Total, 16

EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

NOT VOTING:

Burns,	Bushyhead,	Curnutt.	Total, 3.
--------	------------	----------	-----------

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 440, line 13, page 6, by changing the period after the word, "given," to a comma and inserting, "but is not intended to embrace or include those who purchase at wholesale for resale."

BRIGGS.

Upon motion of Senator Commons, Section 3, as amended, was adopted.

Section 4 was read.

Senators Commons, Briggs and Garvin submitted the following amendment:

Mr. President: We move to amend House Bill No. 440, lines 14 and 15, page 6, by striking after the word, "of," at the end of line 14 and before the word, "per," in line 15, the words and figure, "one per cent (1%)," and inserting the words and figure, "two per cent (2%)."

COMMONS,  
BRIGGS,  
GARVIN.

Upon motion of Senator Burns, the previous question was ordered.

The vote occurring on the Commons-Garvin amendment, it was declared adopted, the roll call thereon being as follows:

AYE:

Briggs,	Commons,	Howsley,	MacDonald,	Thomas,
Broadus,	Fidler,	Johnston,	Nance,	Timmons,
Burns,	Fischl,	Jones,	Nichols,	Waldrep,
Bushyhead,	Garvin,	King,	Ritzhaupt,	Whitaker,
Carlile,	George,	Logan,	Rorschach,	Wilbanks.
Carmack,	Hill,	Lowrance,	Spencer,	Total, 29.

NAY:

Albright,	Duffy,	Pugh,	Stewart,	
Chamberlin,	Ivester,	Ray,	Taylor,	
Curnutt,	Paul,	Sowards,	Wright.	Total, 12.

EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

Upon motion of Senator Commons, Section 4, as amended, was adopted.

Section 5 was considered.

Senator Paul submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440, line 16, page 6, by adding after the word, "property," and before the word, "con-," the words, "except the actual necessities of life, known as drugs, medicines, groceries and wearing apparel."

PAUL.

Senators Paul, Broadus and Timmons submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 440, lines 3

and 11, page 7, by striking after the word, "electricity," and before the word, "transportation," in each line. the word, "water."

PAUL,  
BROADDUS,  
TIMMONS.

Senator Duffy submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 440, line 15, page 10, by inserting after the word, "charitable," and before the word, "or," the words, "or by."

DUFFY.

Senator Ritzhaupt submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 440, by striking lines 4 and 5, page 7.

RITZHAUPT.

Senators George and Paul submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: We move to amend House Bill No. 440, line 14, page 8, by inserting after the word, "camps," the following: "Provided, however, that an exemption of \$7.00 shall be allowed on all purchases of foods, clothing and medicines."

GEORGE and PAUL.

Senators Stewart, Jones and MacDonald submitted the following amendment:

Mr. President: We move to amend House Bill No. 440, line 7½, page 8, by adding a new paragraph to be known as paragraph (H), as follows: "(H) Services of every kind and character, including professional fees, which are not specifically exempted in Section 5 of this Act."

STEWART,  
JONES,  
MacDONALD.

The vote occurring on the Stewart-Jones-MacDonald amendment, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Ivester,	Nance,	Sowards,	Wright.
Bushyhead,	Jones,	Paul,	Stewart,	
Chamberlin,	King,	Pugh,	Taylor,	
Fischl,	Lowrance,	Ray,	Thomas,	
Howsley,	MacDonald,	Ritzhaupt,	Wilbanks,	Total, 21.



## NAY:

Briggs,	Carmack,	Fidler,	Johnston,	Spencer.
Broadus,	Commons,	Garvin,	Logan,	
Burns,	Curnutt,	George,	Nichols,	
Carlile,	Duffy,	Hill,	Rorschach,	Total, 17.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Timmons,	Waldrep,	Whitaker.	Total, 3.
----------	----------	-----------	-----------

Senators Rorschach and Garvin submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 440, line 14-A, page 8, by inserting the following: "(K) A situs is hereby declared to exist for the purposes of this Act, and there is hereby levied a tax of 2% on the fair market value of goods, wares and merchandise imported or brought into this State by any consumer on which the Oklahoma consumer's tax has not been paid, provided said goods, wares and merchandise have terminated their movement into the State of Oklahoma, and the original package in which they were imported has been broken and they have been within the confines of the State of Oklahoma for a period of more than twenty-four hours prior to their consumption by the importer thereof."

RORSCHACH and GARVIN.

Senator Fidler submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 440, by adding at the end of line 5, page 7, the words and figures, "in excess of 35 cents."

FIDLER.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 440, line 14-A, page 8, by inserting the following: "(J) A license tax is hereby levied upon all salesmen and solicitors whose stock of goods, wares and merchandise are located without the State of Oklahoma, and on which the Oklahoma consumer's tax is not paid before delivery to the consumer or user, based upon 2% of the fair market value of the goods, wares and merchandise so sold by the solicitors or salesmen. The price charged to the consumer or user for the goods, wares and merchandise shall be prima facie evidence of their fair market value."

RORSCHACH.

Senator Fischl submitted the following amendment, which was

ruled out of order by the Presiding Officer, who stated a like amendment had been considered by the Senate:

Mr. President: I move to amend House Bill No. 440, line 14½, page 8, by adding the following: "(J) Professional services by lawyers."

FISCHL.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 440, immediately preceding line 15, page 8, by adding a new section, as follows:

"Upon all pullman fares or pullman tickets sold for intra-state use there is hereby levied a tax of 15%."

JOHNSTON.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 440, following paragraph (9), line 14, page 8, by adding a new paragraph, as follows.

"On all candies the price of which is in excess of 40 cents, per pound, there is hereby levied a sales tax of 5%."

JOHNSTON.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 440, between lines 14 and 15, page 8, by adding a new paragraph, as follows:

"A tax of 10 per centum of the sale price of pistols and revolvers is hereby levied and assessed except those sold to public officers of the United States or the State or any County or City Officer for official use."

JOHNSTON.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 440, immediately preceding line 15, page 8, by adding the following paragraph:

"A tax equivalent to 10 per centum of the amount collected for use or rental of safety deposit boxes, such tax to be paid by the person paying for the usage of the box is hereby levied. This tax shall not apply to any box rented or used by a public officer for public use and safety."

JOHNSTON.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 440, between lines 14 and 15, page 8, by adding a new paragraph, as follows:

"For all electric current sold or used for manufacture or transportation one-tenth of one cent per kilowatt hour, and for all other use one-fifth of one cent per kilowatt hour."

JOHNSTON.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Chamberlin:

Mr. President: I move to amend House Bill No. 440, between lines 14 and 15, page 8, by inserting a new paragraph, as follows:

"On gross receipts or service charges of intra-state shipments of every licensed carrier whether corporation, company or individual a charge of 5% is hereby levied and assessed upon the gross receipts derived therefrom."

JOHNSTON.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Commons:

Mr. President: I move to amend House Bill No. 440, between lines 14 and 15, page 8, by adding the following paragraph:

"Upon any contract, order or agreement of sale for future delivery or for forfeiture of any money or margin thereon based upon the future sales or exchange \* \* \* of any grain or other natural product or of any of the products known as industrials or upon stocks, shares, bonds or other interest in any corporation, joint stock company, or association there is hereby assessed and levied a tax of two per cent upon the gross amount of such transaction whether paid in cash or credit and whether paid or entered as a book or exchange transaction.

"This tax shall not apply to any sale of any grain or other commodity or natural product actually delivered or physically bought or sold or shipped or otherwise handled as a bona fide commercial transaction."

JOHNSTON.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440 by striking all of Section 8.

IVESTER.

Senator Ivester submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440, line 4, page 15, as follows:



By striking after the word "writing" and before the word "requiring," the balance of line 4, 5, 6 and line 7 down to and including the word "period."

IVESTER.

Senator Wright submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440, line 4, page 8, by striking all of paragraph (G).

WRIGHT.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440:

"All goods, wares and merchandise sold and delivered in packages shall be stamped on each package with a stamp showing the amount of tax assessable thereon, and the stamp or stamps required shall be so affixed that it can be seen at all times and must be of such material that it cannot be removed without mutilation and where such articles are not in package form or are sold in bulk or for any other reason, it is not feasible to affix a stamp thereto where the amount thereof is One Dollar or less, the payment of the tax shall be evidenced by the affixing of a stamp and the tearing or mutilation thereof in such form that a portion of the stamp only shall be affixed and the removal of the residue shall destroy the stamp for further use."

JOHNSTON.

Senator Johnston submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440 immediately preceding line 15, page 8, by adding a new paragraph as follows:

"Upon any article of second-hand goods, wares or merchandise, the sales price of which is \$1.00, or less, no sales tax shall be charged, and for all sales in excess of \$1.00 and less than \$11.00, the sales tax shall be one-half of the sales tax charged or chargeable for new merchandise of the same kind. The mere nominal use or marking down or slight damaging of any article shall not entitle the seller to the benefit of this exemption or reduction herein contemplated, but shall be deemed an effort to evade the payment of the tax levied herein."

JOHNSTON.

Senator Ritzhaupt submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440, line 18, page 11, by adding a new paragraph.

"(n) The gross proceeds derived from the sale of tickets on admissions to County or State Fairs."

RITZHAUPT.

Senator Duffy submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: I move to amend House Bill No. 440, line 3, page 13, after the word "month" (changing the period to a comma) and adding, "including all tax actually collected by said vendor, but in no event less than the amount of tax due under the applicable provisions of this Act."

DUFFY.

Senators Paul and Johnston submitted the following amendment, which was tabled, upon motion of Senator Briggs:

Mr. President: We move to amend House Bill No. 440, line 15, page 16 by inserting after the word "vendor," and before the word "and," the following:

"any vendor may absorb the tax that desires to do so."

PAUL and JOHNSTON.

Senator Rorschach submitted the following amendment, which was tabled, upon motion of Senator Briggs.

Mr. President: I move to amend House Bill No. 440, line 7-A, page 17, by inserting the following:

"No public utility whose rates are established by or under the control of the Corporation Commission of the State of Oklahoma shall be allowed to adjust their rates to include the tax herein levied by this Act until a full hearing is had and finding made by the Corporation Commission that the net returns after payment of the tax herein levied is less than a fair return upon the value of the property of the public utility."

RORSCHACH.

Senator Pugh and Ivester submitted the following amendment which was tabled, upon motion of Senator Briggs:

Mr. President: We move to amend House Bill No. 440, page 17, by striking Section 8, and adding the following:

"Nothing in this Act shall prohibit the vendor from collecting the tax from the consumer."

PUGH and IVESTER.

Senator Burns moved that House Bill No. 440 be advanced to engrossment and third reading, which motion prevailed.

Senator Nance moved that the Senate work under a Call of the House, which was the order.

Upon a roll call being ordered, the following were noted "absent:" Senators Fidler, Fischl, Garvin, Thomas, Timmons and Whitaker.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 440, as amended, was considered engrossed and placed upon third reading and final passage.

Senators Garvin, Thomas, Fischl, Timmons and Whitaker asked to be recorded "present," which was the order.

### THIRD READING

HOUSE BILL NO. 440 was read for the third time at length.

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

#### AYE:

Briggs,	Commons,	Johnston,	Nance,	Thomas,
Broadus,	Fischl,	Jones,	Nichols,	Whitaker,
Burns,	Garvin,	King,	Pugh,	Wilbanks.
Bushyhead,	George,	Logan,	Ritzhaupt,	
Carlile,	Hill,	Lowrance,	Rorschach,	
Carmack,	Howsley,	MacDonald,	Spencer,	Total, 27.

#### NAY:

Albright,	Duffy,	Ray,	Timmons,
Chamberlin,	Ivester,	Stewart,	Waldrep,
Curnutt,	Paul,	Taylor,	Wright.
			Total, 12.

#### EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

#### NOT VOTING:

Fidler,	Sowards.	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:



## AYE:

Briggs,	Commons,	Johnston,	Nichols,	Timmons,
Broadbuss,	Duffy,	Jones,	Pugh,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 33.

## NAY:

Albright,	Ivester,	Ray,	Taylor.
Curnutt,	Paul,	Stewart,	Total, 7.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Fidler.	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. 440 was ordered referred for engrossment.

Senator Pugh sent up the following explanation of his vote:

Mr. President: I am voting for House Bill No. 440, believing that the Conferees will cut the tax to one cent, and I will vote against the Conference Report unless it does cut the rate.

PUGH.

## GENERAL ORDER

HOUSE BILL NO. 441, by O'Dell, was read at length, and considered.

Senators Briggs and Commons submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 441, line 7, page 2, by striking after the word, "of," and before the word, "per centum," the word and figure, "one (1)," and inserting the word and figure, "two (2)."

BRIGGS and COMMONS.

Senator Briggs submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 441, line 5, page 5, by striking the word, "county," and inserting the words, "Oklahoma Tax Commission."

BRIGGS.

Upon motion of Senator Nance, House Bill No. 441, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 441, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 441 was read for the third time at length.

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

#### AYE:

Briggs,	Duffy,	Jones,	Pugh,	Timmons,
Broadus,	Fischl,	King,	Ray,	Whitaker,
Burns,	Garvin,	Logan,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Taylor,	
Commons,	Johnston,	Nichols,	Thomas,	Total, 32.

#### NAY:

Albright,	Curnutt,	Paul,	Stewart.
Chamberlin,	Ivester,	Spencer,	Total, 7.

#### EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

#### NOT VOTING:

Fidler,	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:

#### AYE:

Briggs,	Duffy,	Jones,	Pugh,	Timmons,
Broadus,	Fischl,	King,	Ray,	Whitaker,
Burns,	Garvin,	Logan,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Taylor,	
Commons,	Johnston,	Nichols,	Thomas,	Total, 32.

#### NAY:

Albright,	Curnutt,	Paul,	Stewart.
Chamberlin,	Ivester,	Spencer,	Total, 7.

## EXCUSED:

Hutchinson,	Rinehart,	Willis,	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Fidler,	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.

House Bill No. 441, as amended, was ordered referred for engrossment.

Referring further to SENATE BILL NO. 346, by Senate and House Committees on Oil and Gas, as amended by the Honorable House:

Senate Bill No. 346, as amended by the Honorable House, was read at length.

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

## AYE:

Albright,	Curnutt,	Jones,	Ray,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadus,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Wright.
Bushyhead,	George,	MacDonald,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	
Commons,	Johnston,	Pugh,	Timmons,	Total, 40.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Fidler.	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:

## AYE:

Albright,	Curnutt,	Jones,	Ray,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadus,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Wright.
Bushyhead,	George,	MacDonald,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	
Commons,	Johnston,	Pugh,	Timmons,	Total, 40.



EXCUSED:

Hutchinson, Rinehart, Willis. Total, 3.

NOT VOTING:

Fidler. 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 Engrossed House Amendments to Engrossed Senate Bill No. 346 and ordered the bill, as amended, referred for enrollment.

GENERAL ORDER

By unanimous consent, SENATE BILL NO. 374, by Thomas, Willis, et al., was considered engrossed and placed upon third reading and final passage.

By unanimous consent, Senator Hill was added as a joint author of Senate Bill No. 374.

THIRD READING

SENATE 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:

AYE:

Albright,	Commons,	Johnston,	Pugh,	Thomas,
Briggs,	Curnutt,	Jones,	Ray,	Timmons,
Broaddus,	Duffy,	King,	Ritzhaupt,	Waldrep,
Burns,	Fischl,	Logan,	Rorschach,	Whitaker,
Bushyhead,	Garvin,	MacDonald,	Sowards,	Wilbanks,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	Total, 38.

EXCUSED:

Hutchinson, Rinehart, Willis. Total, 3.

NOT VOTING:

Fidler, Ivester, Lowrance. 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:

## AYE:

Albright,	Commons,	Johnston,	Pugh,	Thomas,
Briggs,	Curnutt,	Jones,	Ray,	Timmons,
Broaddus,	Duffy,	King,	Ritzhaupt,	Waldrep,
Burns,	Fischl,	Logan,	Rorschach,	Whitaker,
Bushyhead,	Garvin,	MacDonald,	Sowards,	Wilbanks,
Carlile,	George,	Nance,	Spencer,	Wright.
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Taylor,	Total, 38.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Fidler,	Ivester,	Lowrance.	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. 374, as amended, was ordered referred for engrossment.

Referring further to SENATE BILL NO. 77, by Committee on Appropriations:

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

## AYE:

Briggs,	Commons,	Johnston,	Nichols,	Timmons,
Broaddus,	Duffy,	Jones,	Pugh,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 33.

## NAY:

Albright,	Ivester,	Ray,	Taylor.
Curnutt,	Paul,	Stewart,	Total, 7.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Fidler.	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. 77, as amended, was ordered referred for engrossment.

President Berry presiding.

Referring further to SENATE BILL NO. 126, by Timmons, et al., as amended by the Honorable House:

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

AYE:

Albright,	Curnutt,	Jones,	Ray,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadbudd,	Fischl,	Logan,	Rorschach,	Wilbanks,
Burns,	Garvin,	Lowrance,	Sowards,	Wright.
Bushyhead,	George,	MacDonald,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Paul,	Thomas,	
Commons,	Johnston,	Pugh,	Timmons,	Total, 40.

EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

NOT VOTING:

Fidler.	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 Bill No. 126 and ordered the bill, as amended, referred for enrollment.

CONFERENCE COMMITTEE REPORT

Senator Paul submitted the following Conference Committee Report, which was read and, upon his motion, adopted:

To the Honorable Senate and House of Representatives,  
Fifteenth Legislature.

GENTLEMEN:

We, your Conference Committee appointed to confer with reference to House Amendments to Senate Bill No. 35, by Paul, Burns, Bushyhead, Carmack, Curnutt, Fidler, Fischl, Garvin, Johnston, Jones, Lowrance, MacDonald, Ray, Rinehart, Ritzhaupt, Rorschach, Spencer, Taylor, Timmons and Willis, being an Act entitled:

An Act providing for bounty on hawks, crows and chaparrals, killed in the State of Oklahoma, providing for the issuance of cer-



tificates by County Clerks; the filing of claims for bounty; prescribing the method of payments thereof; prescribing the penalty for the violation of the terms of this Act and making an appropriation therefor, and declaring an emergency,

beg to report that said Committee after due conference hereby recommends:

First. That the House recede from House Amendment Number One, and that in lieu thereof Section One of said Bill as passed by the Senate be stricken, and that there be inserted in lieu thereof the following:

Section 1. Section 8936 Oklahoma Statutes, 1931, shall be amended to read as follows:

"Section 8936. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated and placed to the credit of the Game and Fish Fund in said Treasury the sum of Fifteen Thousand Dollars (\$15,000.00) for the fiscal year ending June 30, 1936, and Fifteen Thousand Dollars (\$15,000.00) for the fiscal year ending June 30, 1937, or so much thereof as may be necessary to be used by the Game and Fish Department for the following purposes: The paying of bounties on crows, chicken hawks, otherwise known as Blue Darter and Banded Tail Hawks, and all other hawks that catch chickens as determined by the Game and Fish Commission, chaparrals, gophers, jack rabbits, wolves, coyotes and bob cats. There shall be set aside by the State Game and Fish Commission the sum of Four Hundred Dollars (\$400.00) or as much thereof as may be available for each and every county of the State, on request of the County Commissioners of such county for the purpose of paying a bounty of ten cents (10c) on all chicken hawks, otherwise known as Blue Darter and Banded Tail Hawks, and all other hawks that catch chickens as determined by the Game and Fish Commission, and a bounty of five cents (5c) on all chaparrals, gophers and crows killed with firearms, and a bounty of two cents (2c) on all jack rabbits, and a bounty of one cent (1c) on each crow killed with dynamite or other explosives. The County Commissioners of the counties, that make request for the appropriations to the Game and Fish Commission must stipulate in that request the particular bird or animal on which the bounty is to be paid and pay out of the funds accordingly. In addition thereto the State Game and Fish Commission shall set aside, out of any balance of the Fifteen Thousand (\$15,000.00) Dollars, an amount equal to the amount appropriated by any county, up to, and not exceeding Four Hundred (\$400.00) Dollars for any one county. The additional money, set aside above the first Four Hundred (\$400.00) Dollars, appropriated for each county shall not be used by said county until the appropriation made by such county for the purpose of paying bounties on crows, chicken hawks, otherwise known as Blue Darter and Banded Tail Hawks, and all other hawks that catch chickens as determined by the Game and Fish Commission, gophers, jack rabbits, and predatory animals has been exhausted. Any person desiring to collect bounty for crows or other predatory animals killed shall present his claim to the County Clerk of the County in which such crows or other preda-

tory animals are killed within such time as may be prescribed by rules and regulations promulgated by the State Game and Fish Warden and make proof to the County Clerk in conformity with such rules and regulations promulgated by the State Game and Fish Warden in form prescribed and furnished by the State Game and Fish Warden and shall receive from the County Clerk forwarded to the Game and Fish Warden who shall issue voucher in the usual form, and send the same to the person and address set forth in the certificates; excepting that bounties paid from the County Appropriation shall be paid by warrants approved by the County Commissioners and issued by the County Clerk."

Second. That the Senate concur in House Amendment Number Two.

Third. That the House recede from Amendment Number Three, and that Section Three of the Original Bill be stricken and that there be inserted in lieu thereof the following:

Section 3. Section 8943 Oklahoma Statutes, 1933, be and the same is hereby amended to read as follows:

"Section 8943. The Board of County Commissioners of any County in this State may in their discretion include in their estimate for current expenses an amount for the purpose of offering a bounty on crow, hawks, chapparral, gopher and jack rabbit in an amount not to exceed the amount of the bounty as set out in Section One hereof, and for the purpose of offering a bounty on timber wolf and bob cat, or either, in an amount not to exceed Two Dollars and Fifty Cents (\$2.50), and for the purpose of offering a bounty on coyotes not to exceed One Dollar (\$1.00) each, and the Excise Board of any such county is authorized to make a levy for and to appropriate said sum. No claim shall be filed with the County Commissioners for less than One Dollar (\$1.00)."

Fourth. That the Senate concur in House Amendment Number Four.

Fifth. That the Senate concur in House Amendment Number Five.

Sixth. That the Senate concur in House Amendment Number Six.

Seventh. That a Conference Committee Amendment be adopted providing for the insertion in said bill of another Section to be numbered Section Four, and to read as follows:

"No bounty shall be paid under this Act to any non-resident of the State of Oklahoma. Written verified claims for all bounties must be filed and such claim shall specify the bounty claimed, the manner of killing the bird or animal; the date upon which killed and the place where killed, and the kind of bird or animal for which the bounty is claimed."

Eighth. That the following Conference Committee Amendment be

adopted to-wit: That Section Six of the original bill, being the emergency section, be re-numbered as Section Five.

ROBERTS,

DOTY,

ARMSTRONG,

HOWELL,

EBY,

HANKLA,

House Conferees.

PAUL,

CARMACK,

RITZHAUPT,

FISCHL,

SPENCER,

CARLILE,

Senate Conferees.

Senate Bill No. 35, as amended in Conference, was read at length.

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

## AYE:

Albright,	Curnutt,	Jones,	Ray,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Fischl,	Logan,	Rorschach,	Wright.
Burns,	Garvin,	Lowrance,	Sowards,	
Bushyhead,	George,	MacDonald,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Thomas,	Total, 35.

## NAY:

Commons,	Whitaker.	Total, 2.
----------	-----------	-----------

## EXCUSED:

Hutchinson,	Rinehart,	Willis,	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Fidler,	Ivester,	Nichols,	Timmons,	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:

## AYE:

Albright,	Curnutt,	Jones,	Ray,	Waldrep,
Briggs,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Fischl,	Logan,	Rorschach,	Wright.
Burns,	Garvin,	Lowrance,	Sowards,	
Bushyhead,	George,	MacDonald,	Spencer,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Paul,	Taylor,	
Chamberlin,	Johnston,	Pugh,	Thomas,	Total, 35.



NAY:

Commons, Whitaker. Total, 2.

EXCUSED:

Hutchinson, Rinehart, Willis. Total, 3.

NOT VOTING:

Fidler, Ivester, Nichols. Timmons. 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. 35, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 26—By SADLER, SCHWOERKE, WELCH, REED, ABERNETHY of Harmon, ALLEN, ARMSTRONG, BAILEY, BARNETT, BREWER, BREWSTER, DAVIS of Carter, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER, JOHNSON of Osage, KERR, LONG, O'DELL, ROBERTS, RONE, SINGLETON, THORNTON, STANDRIDGE, WHITT, PHILLIPS of Okfuskee of the House, and LOWRANCE, FISCHL, MacDONALD, BURNS, CHAMBERLIN, COMMONS, CURNUTT, GEORGE, HUTCHINSON, JONES, LOGAN, RAY and WHITAKER of the Senate,

A Concurrent Resolution memorializing Congress to establish and maintain a bath house and dormitory at Sulphur, Oklahoma, for war veterans afflicted with rheumatism, skin diseases, blood diseases and alcoholism,

and to advise you and through you, the Honorable Senate that the same has been adopted by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Concurrent Resolution No. 26 was ordered printed and placed upon the Calendar.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 134—By MUNGER, WRIGHT of Washita and HOWELL,

An Act relating to the purchase, sale, tagging, labelling and inspection of seeds and plants sold or offered for sale within this State for agricultural purposes; repealing all laws in conflict herewith; defining agricultural and vegetable seeds; providing for the certification of field seeds; prescribing the powers and duties of the Oklahoma State Board of Agriculture relating to seed and certain plants; the establishment of quarantine regulations relative to seeds and plants; requiring the labelling and tagging of seed and certain plants sold in this State; providing for the sale of such labels and tags; providing for the seizure and withdrawal from sale of impure or mislabeled or mistagged seeds and plants; levying an annual license tax upon wholesale and retail seed dealers; prohibiting common carriers from accepting for transportation into or within this State of any seed not tagged or labeled according to the provisions hereof; prescribing penalties for violation hereof, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 134.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 221—By COX, HOWELL, WRIGHT of Beaver, WORTHINGTON and PAULS,

An Act authorizing the County Commissioners over the several counties of the State of Oklahoma to devise methods and means to stop and prevent soil-drifting; and to provide rules and regulations for the enforcement of the same; repealing all laws in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 443—By ALLEN,

An Act to prohibit after the effective date hereof, the writing of

contingent or so-called mortality endowment contracts by life insurance companies, mutual aid associations and fraternal benefit societies; regulating the writing of such contracts; repealing all laws conflicting, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 448—By HOLLIMAN and MONTGOMERY,

An Act amending Section 5914 of Oklahoma Statutes, 1931, so as to permit treasurers of various subdivisions of the State to purchase for cancellation the bonds of their respective municipalities at a price above par upon conditions herein prescribed, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

President Pro Tempore Briggs presiding.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 221, 443 and 448.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 274—By KERR,

An Act relating to Chapter 131, Oklahoma Session Laws, 1933, providing that said chapter shall hereinafter be designated the "Oklahoma Oil and Gas Conservation Act," changing the designation of certain officers named therein and of the fund thereof; abolishing certain positions in the "Bureau for the Conservation of Oil and Gas" and providing that the remaining positions in said bureau be placed under the supervision and control of the "Conservation Officer" mentioned in this Act and be paid from the "Conservation Fund" named therein rather than from the General Revenue Fund of the State; placing the Well Log Division of the Corporation Commission under the supervision and control of said Conservation Officer and providing that fees collected thereby be paid into said Conservation Fund; creating certain positions in said division and providing that the salaries fixed therefor be paid from said Conservation Fund, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 471—By ELLIS.

An Act amending Section 4794, Oklahoma Statutes, 1931, relating



to the hunting for, capturing or killing of certain wild fowl and game, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 274 and 471.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 335—By COE, BILLINGS, CARLETON, GIBBONS, ELLIS, KEYES and SCHWOERKE of the House, and FIDLER of the Senate,

An Act authorizing and relating to the installation, maintenance and operation of a short-wave radio system for the Sheriff's Office of each county of the State having a population in excess of 150,000 persons according to the last Federal Decennial Census or any succeeding Federal Decennial Census which has secured permission to establish such a system from the Federal Communication Commission; said system to be used in apprehending criminals, preserving public peace and safety and in performing other duties pertaining to said office; providing for county appropriations and levies to establish, maintain and operate such a radio system, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 572—By SKINNER,

An Act making supplemental appropriation for the State Library for the remainder of the fiscal year ending June 30, 1935, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 335 and 572.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 337—By HUSER,

An Act safeguarding the public health of the people of the State of Oklahoma, and requiring examination and licensing of superintendents and operators in charge of the water supplies and sewage disposal plants of cities, towns and villages, having a population of less than one hundred thousand, according to the last United States Census reports; repealing all Acts in conflict therewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 355—By GIBBONS,

An Act regulating the use of roads and highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries thereof; prescribing the duties of such employees; providing penalties for the violation of this statute, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 569—By WORTHINGTON of the House, and CHAMBERLIN of the Senate,

An Act providing that each lake in the State of Oklahoma constructed with public funds, other than municipally owned lakes constructed wholly with municipal funds, shall be closed to fishing of any sort by any person with or without a license until such time as the State Game and Fish Commission shall by proclamation declare such lake open to fishing; prescribing penalties for violation of this Act, 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 337, 355 and 569.

President Berry presiding.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 406—By COMMITTEE ON APPROPRIATIONS,

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, and from the revolving funds and hospital funds of certain institutions; providing for the appropriation and distribution of the New College Funds in accordance with Section 5626, Oklahoma Statutes, 1931, to the institutions entitled to same, and providing for the appropriation and distribution of Section 13, Funds; as provided in Section 5464, Oklahoma Statutes, 1931, to the institutions entitled to the same and appropriating the public building fund to certain institutions herein specified,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives:

SINGLETON,  
WYLY,  
CARMICHAEL,  
HUEY,  
SULLIVAN,  
HOWELL,  
WRIGHT, of Washita,  
JOHNSON of Comanche,  
THORNTON,  
DUNN,  
JOHNSON of Rogers,  
MCALISTER,  
CAREY,  
WRIGHT of Beaver,  
BROWN.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nichols, the request of the Honorable House, for a conference on Engrossed House Bill No. 406, was ordered granted, the President appointing as Senate Conferees, thereunder, Senators Nichols, Jones, Duffy, Commons, Briggs, Carmack, Ritzhaupt, Rorschach, Hill, MacDonald, Broadbush, Carlile, Stewart, George and Waldrep.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has designated as substitute for Representative Eason, as a Conferee on:

ENGROSSED HOUSE BILL NO. 511—By BRANAN,



An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, bequests, successions and transfers; defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for non-payment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisments and assessments of the tax and the enforcement of this State; authorizing appeals from the County Court, authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the inheritance tax law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the inheritance tax statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfers, providing for the co-operation of all State and county officers in the enforcement of this Act, and providing penalties for failure thereof; declaring that if any Section or part of this Law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes 1931, amendments thereto, and all laws in conflict herewith, and declaring an emergency,

the following named Representative:

BARNETT.

I am directed to further advise you and through you, the Honorable Senate, that Representative BARNETT has been designated as Chairman of the House Conferees on said Bill.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 555—By MUNSON,

An Act amending Section 6347, Oklahoma Statutes, 1931; relating to public libraries of cities and towns and to estimated needs, appropriations and levies therefor, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 27—By CHAMBERS of the House, and TIMMONS of the Senate,

An Act amending Sections 6527 and 6528 of Oklahoma Statutes, 1931 (being 14 and 15, respectively, of Chapter 199, Session Laws of 1919), relating to commitment and imprisonment of persons convicted in municipal courts, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 27 and 555.

President Pro Tempore Briggs presiding.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 25—By KIKER, KERR, SULLIVAN, MUNGER, EASON, COX, ALLEN, POETEE, PHILLIPS of Okfuskee, GIBBONS, RAASCH and ROBERTS,

A Concurrent Resolution directing the State Highway Commission to proceed forthwith to make a survey of traffic on all designated State highways, to compile and correlate the data obtained and to file a copy thereof with the Governor and with each House of Legislature at the next session thereof,

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

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolution No. 25 and ordered the resolution returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 338—By FREEMAN and GOODWIN,

An Act authorizing C. B. McCormack to institute and prosecute an action against the State of Oklahoma for the use and benefit of himself and family for the alleged wrongful failure of the State Highway Department to comply with contract entered into in 1923 to do certain work on highway in Pawnee County.

ENROLLED HOUSE BILL NO. 454—By BOGGS, TRAW and COLEMAN of the House, and BRIGGS, HILL, WHITAKER, CHAMBERLIN and IVESTER of the Senate,

An Act authorizing and empowering the Eastern Oklahoma College, located at Wilburton, to provide for the care, training and education of the dependent youth and orphans, of the State, who have attained the equivalent of a common school educational standing and who, by reason of being poor, dependent, neglected or orphaned may be unable to be cared for, trained or educated otherwise; providing the method, procedure and qualification for admission for such benefits; giving the Board of Regents power and authority to provide rules and regulations pertaining to admission or enrollment of such students and terms and conditions of the continuance of their care, training or education, and declaring an emergency.

ENROLLED HOUSE BILL NO. 476—By MORROW of the House, and RITZHAUPT of the Senate,

An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for the purpose and to prevent unauthorized use and traffic in human bodies; prescribing the duties of certain officers and persons with relation to the disposition of dead human bodies; prescribing penalties for violation hereof, and declaring an emergency.

ENROLLED HOUSE BILL NO. 542—By ALLEN of the House, and RITZHAUPT of the Senate,

An Act authorizing the construction and equipment of dormitories on the campus of the Colored Agricultural and Normal University of the State of Oklahoma; providing for the issuance and payment of Colored Agricultural and Normal University Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories, authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds making the bonds non-taxable for any purpose, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



House Bills Nos. 338, 454 and 542 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

Senator Ritzhaupt presiding.

House Bill No. 476 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

President Berry presiding.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 38—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS,

An Act providing for the officers and employees of the Oklahoma Historical Society and fixing their compensation and further providing that appropriations may be made for extra help, repairs, markers and tablets, expense of travel, transportation, printing, binding, including the binding of copied manuscripts, magazines and newspapers and re-binding books, office supplies, stationery, telephone, telegraph, stamps and postage, and other necessary communications, and copies, material and equipment including books, cases, stacks, not exceeding Twelve Thousand Five Hundred (\$12,500.00) Dollars per annum, and declaring an emergency.

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 38 were read, as follows:

Amendment No. 1. That in Section 1, the salary of the Secretary to be fixed at \$1,800.00 per annum; and

Amendment No. 2. In the same Section, the following words be stricken: "That the board may employ a trained Secretary, who is a graduate with a degree from out an A-Class college at a salary not to exceed \$3,000.00 per annum."

Amendment No. 3. That the fee of the Librarian be changed to

\$1,200.00; Chief Clerk to \$1,200.00; Clerk for Indian Archives to be changed to \$1,200.00.

Amendment No. 4. At the conclusion of said Section the following words be added: "*and provided further, that the Board of Directors shall continue to elect or appoint such officers and employees as heretofore, who shall hold at the pleasure of the board and shall be employed by the board at a reduced salary, when necessary to conform to any reduction in appropriation bill.*"

Amendment No. 5. That a new Section be inserted designated as Section 2, which shall be in words and figures as follows:

"Section 2. *That for repairs, markers and tablets, expense of travel within the State, transportation, printing, binding, including the binding of copied manuscripts, magazines and newspapers and re-binding books, office supplies, stationery, telephone, telegraph, stamps and postage, and other necessary communications, and copied material, and equipment including books, cases, stacks and extra help when authorized by the Board of Directors and approved by the State Board of Affairs, not exceeding in the aggregate \$12,500.00 for any one year appropriation therefor may be made and embraced in the general appropriation bill, as provided in Section 56, Article 5, of the Constitution.*"

Upon motion of Senator Broadbush, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 38 and requested the Honorable House to grant a conference, thereon, the President appointing as Senate Conferees, thereunder, Senators Broadbush, Whitaker, Ray, Bushyhead and Chamberlin.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 181—By COMMITTEE ON APPROPRIATIONS,

An Act making supplemental appropriation for the State Prison at McAlester and the Sub-Prison at Stringtown, Oklahoma, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

President Pro Tempore Briggs presiding.

Engrossed Senate Bill No. 181 was ordered referred for enrollment.

## 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 Engrossed House Bill No. 276, by Whitaker of the House and Garvin of the Senate, entitled:

An Act appropriating and authorizing the payment of the sum of \$1,253.54, in payment of claim for injuries received by G. W. Lewis under the Workmen's Compensation Act.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 410, by Roberts, Reed, Standridge and Brewer, entitled:

An Act amending Section 2193, Oklahoma Statutes, 1931; defining automatic vending machines and pin or marble machines; providing a permit system for the operation of such machine or machines; prescribing the fees for such permits and specifically stating the purpose for which such fees are to be used; providing for the allocation and distribution of such fees; providing a penalty for the violation of this Act; repealing Section 2194, Oklahoma Statutes, 1931, 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 recommendation that it be printed and placed on the Calendar as amended.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred House Bill No. 424, by Chase, O'Dell, Barnett, Long and Hunt of Pittsburg of the House, and Nichols of the Senate, entitled:

An Act to prohibit persons, individuals, firms, corporations and others engaged in the purchase or transportation of oil from discounting or docking said oil in any sum greater than the actual gauged test of waste sediment when in a storage tank or tanks or in transportation; providing penalties for violation thereof,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be printed and placed on the Calendar as amended.

CURNUTT, Chairman.

Mr. President: We, your Special Committee on Senate Bill No. 304, to whom was referred Senate Bill No. 304, by Wright, et al., entitled:



An Act repealing Sections 5342, 5344, 5346, 5350, 5351, 5352 and 5353 O. S., 1931, relating to the State Penitentiary and the State Reformatory,

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.

CURNUTT, Chairman.

Mr. President: We, your Speical Committee on Senate Bill No. 309, to whom was referred Senate Bill No. 309, by Wright, et al., entitled:

An Act repealing Article 32, Chapter 34, O. S., 1931, being Sections 7194 to 7207 inclusive, O. S., 1931, relating to county high schools,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

Senator Wright submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President:

We, your Committee on Employment, beg leave to report that we have employed Belt G. Jones, Chaplain, for the period of ten days, ending April 17, 1935.

Respectfully submitted,

WRIGHT, Chairman,

CURNUTT,

STEWART,

RAY,

GEORGE

JONES.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 344 correctly engrossed and Senate Resolutions Nos. 20 and 21 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Enrolled Senate Resolutions Nos. 20 and 21 and ordered each transmitted to the Secretary of State.

Upon motion of Senator Hill, the Senate Auditor was directed to purchase for each member of the Senate Fifteen (\$15.00) Dollars worth of postage.

## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 404—By BROADDUS—A Bill to be entitled an Act creating a revolving fund for the Hospital for Negro Insane at Taft, Oklahoma, and declaring an emergency.

SENATE BILL NO. 405—By TAYLOR—An Act providing that all inmates committed to a penal institution within the State of Oklahoma shall not be eligible for parole until said inmates have served at least one-fourth ( $1\frac{1}{4}$ ) of the sentence assessed against them at the beginning of their term, and declaring an emergency.

SENATE BILL NO. 406—By RAY—An Act relating to fish and game, amending Sections 4824 and 4789, Oklahoma Statutes, 1931, as amended by Sections 1 and 2, respectively, of House Bill No. 419 of the Fifteenth Legislature; making it unlawful to possess any part of the carcass of deer or wild turkey; prescribing penalties for violation hereof, and declaring an emergency.

SENATE BILL NO. 407—By WALDREP—An Act amending Section 2, Senate Bill No. 1, of the Fifteenth Legislature of Oklanoma; making the Board of County Commissioners of each county the County Welfare Board created therein, and declaring an emergency.

SENATE BILL NO. 408—By JOHNSTON, WRIGHT and HUTCHINSON of the Senate, and O'NEILL of the House—An Act authorizing Lucy Barby Hutchins, her heirs, executors and administrators, to institute and prosecute an action against the State of Oklahoma in the matter of damages suffered by her to her person by reason of the wrongful acts and omissions of the State, its agents, servants, or employees.

Upon motion of Senator Nance, the Senate adjourned, to meet at 1:00 p. m., Tuesday, April 16, 1935.

SEVENTY-FIRST LEGISLATIVE DAY

TUESDAY, APRIL 16, 1935

Pursuant to adjournment, the Senate met at 1:00 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadus,	Fidier,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 42.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

GENERAL ORDER

Upon request of Senator Lowrance, HOUSE CONCURRENT RESOLUTION NO. 26, by Sadler, et al., of the House, and Lowrance, Chamberlin, et al., of the Senate, was taken up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 26—By SADLER, SCHWOERKE, WELCH, REED, ABERNETHY of Harmon, ALLEN, ARMSTRONG, BAILEY, BARNETT, BREWER, BREWSTER, DAVIS of Carter, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER, JOHNSON of Osage, KERR, LONG, O'DELL, ROBERTS, RONE, SINGLETON, THORNTON, STANDRIDGE, WHITT and PHILLIPS of Okfuskee of the House, and LOWRANCE, FISCHL, MACDONALD, BURNS, CHAMBERLIN, COMMONS, CURNUTT, GEORGE, HUTCHINSON, JONES, LOGAN, RAY and WHITAKER of the Senate.

A CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO ESTABLISH AND MAINTAIN A BATH HOUSE AND DORMI-



TORY AT SULPHUR, OKLAHOMA, FOR WAR VETERANS AFFLICTED WITH RHEUMATISM, SKIN DISEASES, BLOOD DISEASES AND ALCOHOLISM.

WHEREAS, the afflicted verterans of the World War, Spanish-American War, Civil War, and other afflicted soldiers, sailors and marines should have, at the expense of the Government treatment by bath for rheumatism, skin diseases, blood diseases and alcoholism; and

WHEREAS, the Hospital at Hot Springs, Akansas, is unable to afford accommodation for many of these afflicted due to the crowded condition; and

WHEREAS, there is at Sulphur, Oklahoma, an abundance of various mineral waters, such as sulphur, bromide, medicine and many others containing the medical qualities especially adapted for the treatment and care of skin, blood diseases, rheumatic ailments, alcoholism and for drug addicts; and Platt National Park is an ideal place for convalescents; and

WHEREAS, water of this character is not obtainable elsewhere; and

WHEREAS, many veterans are addicted to alcoholism and drugs; and

WHEREAS, it is said that a large number of alcoholics and drug addicts treated by bath at Hot Springs do not yield a second time to the habit; and

WHEREAS, it would prove a great benefit to the veterans to have bath facilities at said point at Sulphur, Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the Congress of the United States is hereby memorialized to establish and maintain a bath house and dormitory at Sulphur, Oklahoma, for the treatment of veterans of the World War, Spanish-American War and Civil War, who are afflicted with rheumatism, skin diseases, blood diseases and alcoholism.

BE IT FURTHER RESOLVED.

That copies of this Resolution be mailed by the Secretary of State to each member of the Oklahoma delegation in Congress and to the presiding officer of both the Senate and the House of Representatives of the United States Congress in Washington, D. C.

Senator Chamberlin moved the adoption of House Concurrent Resolution No. 26, which motion was adopted.

The President, in open session, signed Engrossed House Concur-

rent Resolution No. 26 and ordered the same returned to the Honorable House.

### 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. 559 by Skinner, entitled:

An Act relating to the "Free Fair Fund" to be levied in Ottawa County requiring the County Excise Board thereof to levy annually a tax of one-fourth mill upon all taxable property in said county for etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 440 and 441 correctly engrossed, and Senate Bill No. 181 correctly enrolled.

ALBRIGHT, Vice-Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 440, as amended, and 441, as amended, and ordered each returned to the Honorable House.

Senate Bill No. 181 was read at length 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.

### SECOND READING

The following Bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 404—By BROADDUS—Senator Broaddus asked unanimous consent, which was granted, that Senate Bill No. 404 be placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 405—By TAYLOR—Senator Taylor asked unanimous consent, to which Senator Logan objected, that Senate Bill No. 405 be placed upon the Calendar, without reference to a Committee.

Senate Bill No. 405 was ordered referred to the Committee on Legal Advisory.

SENATE BILL NO. 406—By RAY—Senator Ray asked unanimous consent, to which Senator Fischl objected, that Senate Bill No. 406 be placed upon the Calendar, without reference to a Committee.

Senator Ray moved that Senate Bill No. 406 be placed upon the Calendar without reference to a Committee.

Senator Fischl moved to table the Ray motion, which motion failed of adoption.

The vote occurring on the Ray motion, it was declared adopted.

Senator Ray moved that the rules of the Senate be suspended and Senate Bill No. 406 be advanced to engrossment and third reading, which motion prevailed.

SENATE BILL NO. 407—By WALDREP—Senator Waldrep asked unanimous consent, to which objection was voiced that Senate Bill No. 407 be placed upon the Calendar, without reference to a Committee.

Senator Waldrep moved that Senate Bill No. 407 be placed upon the Calendar, without reference to a Committee, which motion prevailed.

SENATE BILL NO. 408—By JOHNSTON, WRIGHT and HUTCHINSON of the Senate, and O'NEIL of the House—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 274—By KERR.—Senator Nichols moved that Senate Bill No. 274 be placed upon the Calendar, without reference to a Committee, which motion prevailed.

ENGROSSED HOUSE BILL NO. 471—By ELLIS—By unanimous consent, House Bill No. 471 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 555—By MUNSON—By unanimous consent, House Bill No. 555 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 27—By CHAMBERS of the House and TIMMONS of the Senate—By unanimous consent, House Bill No. 27 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 134—By MUNGER, WRIGHT of Washita and HOWELL—By unanimous consent, House Bill No. 134 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 221—By COX, HOWELL, WRIGHT of Beaver, WORTHINGTON and PAUL—Referred to Committee on Soil Erosion, Flood Control and Drainage.



ENGROSSED HOUSE BILL NO. 443—By ALLEN—By unanimous consent, House Bill No. 443 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 448—By HOLLIMAN and MONTGOMERY—By unanimous consent, House Bill No. 448 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 337—By HUSER—By unanimous consent, House Bill No. 337 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 355—By GIBBONS—By unanimous consent, House Bill No. 355 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 569—By WORTHINGTON of the House, and CHAMBERLIN of the Senate—By unanimous consent, House Bill No. 569 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 335—By COE, BILLINGS, CARLETON, GIBBONS, ELLIS, KEYES and SCHWOERKE of the House, and Fidler of the Senate—By unanimous consent, House Bill No. 335 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 572—By SKINNER—By unanimous consent, House Bill No. 572 was ordered placed upon the Calendar, without reference to a Committee.

Senator Timmons asked unanimous consent, to which Senator MacDonald objected, that HOUSE BILL NO. 355, by Gibbons, be withdrawn from the Calendar and referred to the Committee on Manufacturing and Industries.

Senator Timmons moved that House Bill No. 355 be withdrawn from the Calendar and referred to the Committee on Manufacturing and Industries, which motion failed of adoption.

Senator Garvin asked unanimous consent, to which Senator Nichols objected, that HOUSE BILL NO. 274, By Kerr, be withdrawn from the Calendar and referred to the Committee on Oil and Gas.

Senator Garvin moved that House Bill No. 274 be withdrawn from the Calendar and referred to the Committee on Oil and Gas, which motion, by unanimous consent, he withdrew.

President Pro Tempore Briggs presiding.

### THIRD READING

HOUSE BILL NO. 173 was read at length for the third time.

Senator Waldrep moved that further consideration of House Bill No. 173 be indefinitely postponed, which motion was tabled, upon motion of Senator Curnutt.

By unanimous consent, the following amendments were offered to House Bill No. 173:

Senator Thomas submitted the following amendment:

Mr. President: I move to amend Engrossed House Bill No. 173, line 18, page 28, as follows: by inserting after the word "reinstatement" and before the word "The," as follows:

"Providing that the Board shall not revoke or suspend the license of any person without first notifying said person 20 days previous of said hearing, and that said person under charge shall have his hearing within the town or community where said person so judged is practicing dentistry."

THOMAS.

Senator Commons asked unanimous consent, which was granted, that Senate Conferees under HOUSE BILL NO. 311 be excused for the purpose of a conference.

Senator Paul asked unanimous consent to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, line 16, page 7, by adding after the word "Act," the following:

"Provided, however, the Commission shall not adopt rules or regulations that would force any dentist to raise the price on anything he might sell or raise the price on any service he might render."

PAUL.

Senator Curnutt presiding.

Senator Stewart moved that further consideration of House Bill No. 173 be indefinitely postponed.

Senator Hill raised a point of order against the Stewart motion, which was sustained, stating an identical motion had been previously disposed of.

Senator Stewart moved that House Bill No. 173 be referred to a Special Committee of three for further consideration, which motion was tabled, upon motion of Senator Rinehart.

President Pro Tempore Briggs presiding.

Senator Hill submitted the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Bill No. 173, line 3, page 31, by adding after the word "of" in line 3, and before the word "advertising," in line 3, the following: "false, fraudulent or misleading."

HILL.

Senator Fischl submitted the following amendment:

Mr. President: I move to amend House Bill No. 173, line 1, page 3, by striking the word "prohibit" and inserting in lieu thereof the word, "permit."

FISCHL.

Senator Hill moved to table the Fischl amendment.

Senator Fischl raised a point of order against the Hill motion, which was sustained, stating the motion followed discussion.

Upon motion of Senator Curnutt, the Fischl amendment was tabled.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, lines 11 to 18, page 3, and 1 to 4, page 4, by striking Section 6 and inserting in lieu thereof the following:

"Section Six. There is hereby constituted a Board of the organization to be known as 'The Board of Governors of the Registered Dentists of Oklahoma,' consisting of nine (9) members to be appointed by the Governor by and with the advice and consent of the Senate. No two members of said Board shall reside in the same Supreme Court Judicial District; four (4) of said members shall be appointed for a term of two (2) years, and two (2) for three (3) years. Members thereafter appointed shall serve for two (2) years. No member shall be eligible to succeed himself on said Board. The Board shall annually elect one of its members as President, two Vice-Presidents, and one Treasurer. The Treasurer shall give such bond as shall be fixed by the Board. The members of said Board shall draw a per diem of Six Dollars (\$6.00) per day and actual expenses not to exceed, however, the sum of Three Hundred Sixty Dollars (\$360.00) per year, per diem, and Three Hundred Sixty Dollars (\$360.00) per year expenses per member."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, line 16, page 17, by striking the words, "It shall be unlawful for any," and



inserting in lieu thereof, "no;" striking the word, "to," line 17, between the words, "hereof" and "announce," and inserting "shall."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, lines 7 and 8, page 21, by striking the words, "It shall be unlawful for any," in line 7, and inserting in lieu thereof the word, "no;" and striking the word "to," between the words, "persons" and "practice," line 8, and inserting the word, "shall."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, lines 7 to 11, page 23, by striking all of line 7 beginning with the word, "shall," all of lines 8, 9, 10, 11 and inserting in lieu thereof, "shall be subject to discipline as provided herein, and in addition to the remedies provided herein the writ of injunction is made available to the Board for the enforcement of this Act."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, lines 14, 17, 18, page 24, by striking the words, "It shall be unlawful for any," line 14, and inserting in lieu thereof the word, "no," and striking the word, "to," between the words, "persons" and "own;" line 14, and inserting the word, "shall;" and by striking the words, "it shall be unlawful for any," lines 17 and 18, and inserting the word, "no," and by striking the word, "to" before the verb "be" and inserting the word, "shall."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, lines 9 to 14, page 25, by striking all of lines 9 to 14.

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, lines 8, 9, 10, page 33, by striking all of line 8 after the word, "shall," lines 9 and 10, and insert, "upon the filing of a written complaint."

FISCHL.

Senator Hill submitted the following amendment:

Mr. President: I move to amend Engrossed House Bill No. 173, by striking out Section 29 and insert in lieu thereof the following:

"SECTION 29. It shall be unlawful for any person, firm or corporation engaged in the practice of dentistry to publish, directly or indirectly, or circulate, through the usual commercial channels, through the press, magazines and directories, by radio or by sign display, any false, fraudulent or misleading statement as to the skill or method of practice of any person or operator; or in any way fraudulently to advertise to practice dentistry; or to claim, or infer, superiority over other dental practitioners; or in any way to advertise as having superior ability to diagnose and prescribe treatment for malposed teeth by use of impressions, or casts, made from natural teeth; or to publish reports of cases or certificates of same in any public advertising media; or to advertise as using any secret anesthetic, drug, formula, material, medicine, method or system; or to claim the use of any secret or patent methods, treatments, or appliances; or to offer free dental services or examinations; or to publish any schedule of comparative prices or fees for the service, or services, of any person engaged as principal, or agent, in the practice of dentistry, or for any material or materials whatsoever used, or to be used, or offering to guarantee or warrant any dental service; or to employ "Cappers" or "Steerers" to obtain patronage; or to exhibit or use specimens of dental work, or illustrations of same on posters, or any other media calling attention of the public to any person engaged in the practice of dentistry; or to give a public demonstration of skill or methods of practicing dentistry upon or along the streets or highways or any place other than his office where he is known to be regularly engaged in the practice of his profession; and any person committing an offense against any of the provisions of this Section shall, upon conviction, be subjected to such penalties as are provided in this Act; provided, that any person licensed under this Act may announce by way of a professional card containing only the name, title, degrees, office location, office hours, phone number, and residence address and phone number, if desired, and if he is registered in a specialty he may announce it, or announce his change of place of business, absence from, or return to, business, in the same manner; or issue appointment cards to his patients, when the information thereon is limited to matter pertaining to the time and place of appointment and instructions to patients, and that permitted on the professional card; or display the name of the licensee, on the premises where engaged in the profession, upon the windows thereof and by a door plate or name or office directory when the information is limited to that of the professional card."

HILL.

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

Mr. President: I move to amend House Bill No. 173, line 15, page 25, by striking Section 29 and inserting in lieu thereof:

"No person shall publish or circulate fraudulent or misleading statements as to the skill or methods of any operator, superior equip-

ment, painless operations, or as to the use of drugs of unknown formula, or to advertise any prices for services, or to guarantee dental work, or to give free examination of the mouth."

FISCHL.

Senator Duffy moved to table the Fischl amendment, which motion failed of adoption.

The vote occurring on the Fischl amendment, it was declared adopted.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, line 7, page 41, by striking all of Section 47 and subsequent sections, to be properly renumbered.

IVESTER.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend House Bill No. 173, following Section 29, by adding, "Provided, however, any dentist may fix and advertise the price of dental plates and/or false teeth."

STEWART.

The vote occurring on the Stewart amendment, it was declared failed of adoption, the roll call thereon being as follows:

AYE:

Broadus,	Fischl,	Pugh,	Stewart,	Wright.
Carlile,	King,	Ray,	Taylor,	
Carmack,	Lowrance,	Rorschach,	Thomas,	
Commons,	Paul,	Sowards,	Waldrep,	Total, 17.

NAY:

Albright,	Fidler,	Ivester,	Rinehart,	Wilbanks.
Briggs,	Garvin,	Johnston,	Ritzhaupt,	
Burns,	George,	Jones,	Spencer,	
Curnutt,	Hill,	Logan,	Timmons,	
Duffy,	Howsley,	Nance,	Whitaker,	Total, 21.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Bushyhead,	Chamberlin,	MacDonald,	Nichols.	Total, 4.
------------	-------------	------------	----------	-----------

Senator Paul moved that the vote be reconsidered by which the Stewart amendment failed of adoption, which motion failed of adoption.



House Bill No. 173, as amended, was read at length.

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

AYE:

Albright,	Fidler,	Johnston,	Pugh,	Timmons,
Broadus,	Garvin,	Jones,	Rinehart,	Whitaker,
Burns,	George,	Logan,	Ritzhaupt,	Wilbanks,
Curnutt,	Hill,	Nance,	Rorschach,	Wright.
Duffy,	Howsley,	Paul.	Spencer,	Total, 24.

NAY:

Briggs,	Commons,	Lowrance,	Stewart,	Waldrep.
Carlile,	Fischl,	MacDonald,	Taylor,	
Carmack,	King,	Ray,	Thomas,	Total, 13.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Bushyhead,	Ivester,	Sowards.
Chamberlin,	Nichols,	Total, 5.

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:

AYE:

Albright,	Fischl,	Jones,	Pugh,	Wilbanks,
Broadus,	Garvin,	King,	Rinehart,	Wright.
Burns,	George,	Logan,	Ritzhaupt,	
Chamberlin,	Hill,	Lowrance,	Rorschach,	
Curnutt,	Howsley,	Nance,	Spencer,	
Duffy,	Ivester,	Nichols,	Timmons,	
Fidler,	Johnston,	Paul,	Whitaker,	Total, 30.

NAY:

Briggs,	Carmack,	MacDonald,	Stewart,	Thomas.
Carlile,	Commons,	Ray,	Taylor,	Total, 9.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Bushyhead,	Sowards,	Waldrep.	Total, 3.
------------	----------	----------	-----------

The emergency having received the constitutional two-thirds ma-

majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 173, as amended, was ordered referred for engrossment.

Senator Stewart moved that the vote be reconsidered by which House Bill No. 173 and the Emergency thereto were passed.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 374 correctly engrossed.

ALBRIGHT, Vice-Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 374 and ordered the same transmitted to the Honorable House, for consideration.

#### GENERAL ORDER

Senator Nichols moved that HOUSE BILL NO. 131, by Huser, be considered, which was the order.

Section 1 was read and adopted, upon motion of Senator Nichols.

Sections 2, 3, 4 and 5 were read and adopted, upon motions of Senator Commons.

Section 6 was read.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 131, line 15, page 9, by adding after the word, "Cosmetology," and before the word, "or," the following: "or who has been engaged in such practice within the past twelve months previous to the enactment of this Act."

PUGH.

Upon motion of Senator Commons, Section 6, as amended, was adopted.

Section 7 was read.

Senator Commons submitted the following amendment:

Mr. President: I move to amend House Bill No. 131, lines 6 and 18, page 10, and lines 1 to 7, page 11, by striking all of said lines and substituting the following: "The State Commissioner of Health is hereby designated ex-officio Commissioner of Cosmetology,

and he is hereby authorized to employ a sufficient number of qualified persons to properly administer the provisions of this Act."

COMMONS.

Senator Burns moved to table the Commons amendment, which motion failed of adoption.

Senator Hill moved the adoption of the previous question, which was the order.

The vote occurring on the Commons amendment, it was declared failed of adoption, the roll call thereon being as follows:

AYE:

Bushyhead,	Garvin,	Paul,	Spencer,
Carlile,	King,	Rinehart,	
Commons,	Lowrance,	Rorschach,	Total, 10.

NAY:

Briggs,	Fidler,	Jones,	Ritzhaupt,	Wright.
Broadus,	Fischl,	Logan,	Sowards,	
Burns,	George,	MacDonald,	Taylor,	
Carmack,	Hill,	Nance,	Thomas,	
Chamberlin,	Howsley,	Nichols,	Timmons,	
Curnutt,	Ivester,	Pugh,	Whitaker,	
Duffy,	Johnston,	Ray,	Wilbanks,	Total, 29.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Albright,	Stewart,	Waldrep.	Total, 3.
-----------	----------	----------	-----------

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 131, line 8, page 17, by adding after the word, "Act," and before the word, "upon," the following: "or who has practiced within twelve months previous to the effective date of this Act."

PUGH.

Section 7, as amended, was declared adopted, upon motion of Senator Nichols.

Sections 8, 9, 10, 11, 12, 13 and 14 were read and adopted, upon motions of Senator Nichols.

Section 15 was read.

Senator Duffy submitted the following amendment, which was adopted:



Mr. President: I move to amend House Bill No. 131, line 3, page 19, by changing the figures, "\$10.00" to "\$5.00".

DUFFY.

Upon motion of Senator Duffy, Section 15, as amended, was adopted.

Section 16 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 131, by striking lines 6 and 7, page 20.

RITZHAUPT.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 131, by adding in line 7½, page 20, a new paragraph as follows: "Persons practicing Chiropractic or Osteopathy."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 16, as amended, was adopted.

Section 17 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 131, line 10, page 20, by adding after the word, "regulations," and before the word, "for," the words, "subject to the approval of the State Superintendent of Health."

RITZHAUPT.

Upon motion of Senator Nichols, Section 17, as amended, was adopted.

Section 18 was read.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 131, line 11, page 21, by striking after the word, "except," the remainder of the section and inserting the following: "in a room or rooms which are not used or occupied for residential purposes."

CHAMBERLIN.

Upon motion of Senator Nichols, Section 18, as amended, was adopted.

Sections 19, 20, 21, 22, 23, 24 and 25, were read and adopted, by unanimous consent.

Section 26 was read.

Senator Paul submitted the following amendment:

Mr. President: I move to amend House Bill No. 131, line 1, page 28, by adding after the word, "thereby," the following: "Provided that the provisions of this Act shall not affect counties with a population of less than 35,000."

PAUL.

Senator Paul asked unanimous consent, which was granted, to submit the following amendment to his amendment:

Mr. President: I move to amend the Paul Amendment, by striking the words and figures, "of less than 35,000," and inserting the words and figures, "between 31,000 and 32,000."

PAUL.

Senator Curnutt raised a point of order against the Paul Amendment to the original amendment, stating it was class legislation.

Senator Paul asked unanimous consent, which was granted, to withdraw his amendment to the original amendment.

Senator Curnutt moved to table the Paul Amendment, which motion failed of adoption.

Upon motion of Senator Burns, the previous question was ordered.

The vote occurring on the Paul Amendment, it was declared failed of adoption, the roll call thereon being as follows:

AYE:

Albright,	Carmack,	Johnston,	Rinehart,	Stewart,
Briggs,	Commons,	King,	Ritzhaupt,	Whitaker,
Broadus,	Howsley,	Lowrance,	Sowards,	Wright.
Carlile,	Ivester,	Paul,	Spencer,	Total, 19.

NAY:

Burns,	Fidler,	Logan,	Rorschach,	
Bushyhead,	Fischl,	Nance,	Taylor,	
Chamberlin,	George,	Nichols,	Thomas,	
Curnutt,	Hill,	Pugh,	Timmons,	
Duffy,	Jones,	Ray,	Wilbanks.	Total, 20.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

## NOT VOTING:

Garvin,            MacDonald,    Waldrep.        Total, 3.

Upon motion of Senator Nichols, Section 26 was adopted.

Section 27 was read and adopted, upon motion of Senator Nichols.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment to Section 16, which was adopted:

Mr. President: I move to amend House Bill No. 131, line 2, page 20, by changing the period to a comma and adding the words, "or nursing."

RITZHAUPT.

Senator Chamberlin asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 131, line 16½, page 27, by adding a new section, as follows: "The State Board of Cosmetology shall, at the close of each fiscal year, file with the Governor and the State Auditor a true and correct report of all fees charged, collected and received during the previous fiscal year and shall pay into the General Revenue Fund of the State ten (10%) per cent of the gross fees so charged, collected and received by it during the fiscal year."

CHAMBERLIN.

Senator Pugh asked unanimous consent, which was granted, to submit the following amendment to Section 14, which was adopted:

Mr. President: I move to amend House Bill No. 131, line 9, page 18, by adding after the word, "Act," and before the word, "shall," the following: "or who have practiced within 12 months previous to the effective date of this Act."

PUGH.

Upon motion of Senator Nichols, House Bill No. 131, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 131, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 131 was read for the third time at length.

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



AYE:

Albright,	Chamberlin,	Hill,	Nichols,	Taylor,
Briggs,	Commons,	Howsley,	Pugh,	Thomas,
Broadbudd,	Curnutt,	Johnston,	Ray,	Timmons,
Burns,	Duffy,	Jones,	Rinehart,	Waldrep,
Bushyhead,	Fidler,	King,	Rorschach,	Wilbanks,
Carlile,	Fischl,	Logan,	Spencer,	Wright.
Carmack,	George,	MacDonald,	Stewart,	Total, 34.

NAY:

Ivester,	Nance,	Ritzhaupt,	Whitaker.
Lowrance,	Paul,	Sowards,	Total, 7.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Garvin.	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:

AYE:

Albright,	Chamberlin,	Hill,	Nichols,	Taylor,
Briggs,	Commons,	Howsley,	Pugh,	Thomas,
Broadbudd,	Curnutt,	Johnston,	Ray,	Timmons,
Burns,	Duffy,	Jones,	Rinehart,	Waldrep,
Bushyhead,	Fidler,	King,	Rorschach,	Wilbanks,
Carlile,	Fischl,	Logan,	Spencer,	Wright.
Carmack,	George,	MacDonald,	Stewart,	Total, 34.

NAY:

Ivester,	Nance,	Ritzhaupt,	Whitaker.
Lowrance,	Paul,	Sowards,	Total, 7.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Garvin.	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. 131, as amended, was ordered referred for engrossment.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 65—By COE and MAUK,

An Act amending Section 1, Chapter 126, Oklahoma Session Laws, 1933, and providing that the excise tax levied in said Section shall not apply to gasoline sold, or stored and distributed, or withdrawn from storage, within this State, to be used by airplanes or other aircraft, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 150—By COX,

An Act amending Section 5491, Oklahoma Statutes, 1931, relating to deferred payments of purchasers of school lands,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 65 and 150.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has reconsidered the vote whereby it previously refused to concur in the Senate Amendments to:

ENGROSSED HOUSE BILL NO. 183—By KERR, EASON and KIKER,

An Act levying an excise tax of one-eighth of one cent per barrel on petroleum oil produced in the State of Oklahoma subsequent to the passage and approval of this Act; providing for the deposit of the proceeds of such tax in the State Treasury to the credit of the "Pro-ration Fund" created hereby, and the appropriation of said fund for

the payment of salaries and expenses of the proration umpire, his assistant and deputies, and the proration attorney or attorneys, and for the payment of salaries and expenses of reporters, stenographers and clerks, and all items of office expense and supplies, as fixed and authorized by the provisions of Chapter 132 of the Session Laws of Oklahoma, 1933; providing for the time and manner of the payment of said tax by the purchaser or producer; providing for penalties and proceedings of delinquencies, and prescribing penalties for the violation of this Act; repealing Chapter 132 of the Session Laws of Oklahoma, 1933; repealing all Acts in conflict herewith and for other purposes, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the House has concurred in the Senate Amendments, and the Bill has been passed as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 404—By COE and DOTY,

An Act authorizing the governing bodies of cities and towns to levy and collect gross receipts taxes upon public utilities operating within the corporate limits of such cities or towns without franchises, limiting the amount of such taxes; excepting certain utilities from the provisions hereof; providing for the collection of such tax by civil action; repealing all Acts or parts of Acts in conflict herewith; providing that invalidity of any part shall not affect the validity of remainder, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 404.

To the President of the Senate,  
Building.

SIR:

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



## ENROLLED HOUSE BILL NO. 135—By HUSER,

An Act authorizing the County Clerks to verify, free of charge signature to any forms required by law to be filed with the State or the United States or their agencies, and declaring an emergency.

## ENROLLED HOUSE BILL NO. 473—By SHOEMAKE, BRANAN and THORNTON of the House, and BROADDUS and WHITAKER of the Senate,

An Act empowering and authorizing the County of Muskogee, Oklahoma, and the Excise Board thereof, to levy and collect an annual tax for the use and benefit of the Free Oklahoma State Fair at Muskogee, which is also known as the Oklahoma Free State Fair and Muskogee County Free Fair; defining the names thereof; regulating the manner of making appropriation therefor and the expenditure of the funds raised from said tax, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 195 and 473 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

## ENROLLED HOUSE BILL NO. 409—By DAVIS of the House, and RORSCHACH of the Senate,

An Act amending Section 5930, Oklahoma Statutes, 1931, 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; excepting sales to the United States Government, or any agency thereof, from the operation thereof, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 409 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 427—By STOKES and WRIGHT of Beaver of the House, and HOWSLEY of the Senate,

An Act providing for the refund and repayment of the penalties, interest and costs collected on ad valorem taxes in all counties of the State since December 1, 1933, where the penalties are now held in the sinking fund of said counties, and against which there is no bonded indebtedness or other obligations now outstanding; providing that the terms of this Bill shall expire at the end of the fiscal year ending June 30th, 1936, at which time any unclaimed moneys hereunder shall then be considered the same as any other moneys of the counties properly in said sinking funds, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 427 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 33—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS,

An Act providing for the officers and employees of the Oklahoma Historical Society and fixing their compensation and further providing that appropriations may be made for extra help, repairs, markers and tablets, expense of travel, transportation, printing, binding, including the binding of copies, manuscripts, magazines and newspapers and re-binding books, office supplies, stationery, telephone, telegraph, stamps and postage, and other necessary communications, and copies, material

and equipment including books, cases, stacks, not exceeding Twelve Thousand and Five Hundred (\$12,500.00) Dollars per annum, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives: Branam, Peterson, Wyly, Haynes and Thornton.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 235—By MILITARY AFFAIRS COMMITTEE,

An Act to provide an accounting system for the National Guard; to bring injury to officers and men while on duty within the provisions of the Workmen's Compensation Law; prohibiting discriminations; providing that officers and men employed by the public shall not lose pay while on duty in the National Guard; making it a felony to assault troops while on duty; providing that the Attorney General or Judge Advocate must defend in certain cases; exempting National Guard property from taxation, making it a misdemeanor to destroy military property and providing for discipline of the National Guard, and declaring an emergency,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 235 was read, as follows, and, upon motion of Senator MacDonald, concurred in by the Senate:

Amendment No. 1. Page 2, Section 3, Lines 4 to 9 inclusive, by striking said lines of typewritten Bill.

SENATE BILL NO. 235, as amended by the Honorable House, was read at length.

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



AYE:				
Albright,	Commons,	Ivester,	Nichols,	Stewart,
Briggs,	Curnutt,	Johnston,	Paul,	Taylor,
Broadbudd,	Duffy,	Jones,	Ray,	Thomas,
Burns,	Fidler,	King,	Rinehart,	Timmons,
Bushyhead,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Carlile,	Garvin,	Lowrance,	Rorschach,	Whitaker,
Carmack,	George,	MacDonald,	Sowards,	Wilbanks.
Chamberlin,	Howsley,	Nance,	Spencer,	Total, 39.

EXCUSED:		
Hutchinson,	Willis.	Total, 2.

NOT VOTING:		
Hill,	Pugh,	Wright. 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:

AYE:				
Albright,	Commons,	Ivester,	Nichols,	Stewart,
Briggs,	Curnutt,	Johnston,	Paul,	Taylor,
Broadbudd,	Duffy,	Jones,	Ray,	Thomas,
Burns,	Fidler,	King,	Rinehart,	Timmons,
Bushyhead,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Carlile,	Garvin,	Lowrance,	Rorschach,	Whitaker,
Carmack,	George,	MacDonald,	Sowards,	Wilbanks.
Chamberlin,	Howsley,	Nance,	Spencer,	Total, 39.

EXCUSED:		
Hutchinson,	Willis.	Total, 2.

NOT VOTING:		
Hill,	Pugh,	Wright. 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 Engrossed House Amendment to Engrossed Senate Bill No. 235 and ordered the bill, as amended, referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART.

An Act making an appropriation to pay the mileage and per diem of members of the House of Representatives and the Senate and the per diem of employees, and for the printing of the Permanent Journals and Session Laws, together with other expenses of the Regular Session of the Fifteenth Legislature; providing for the closing of the business of the two Houses of said session by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency,

together with the Engrossed House Substitute for same, and to advise you and through you the Honorable Senate, that the same has been passed by the House, as amended, by such Substitute, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 370 was read, as follows:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS COMMONS, NICHOLS and RINEHART,

AN ACT MAKING AN APPROPRIATION TO PAY THE MILEAGE AND PER DIEM OF MEMBERS OF THE HOUSE OF REPRESENTATIVES AND THE SENATE AND THE PER DIEM OF EMPLOYEES, AND FOR THE PRINTING OF THE PERMANENT JOURNALS AND SESSION LAWS, TOGETHER WITH OTHER EXPENSES OF THE REGULAR SESSION OF THE FIFTEENTH LEGISLATURE; PROVIDING FOR THE CLOSING OF THE BUSINESS OF THE TWO HOUSES OF SAID SESSION BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby appropriated out of any moneys in the State Treasury to the credit of the General Revenue Fund, not otherwise appropriated, the following sums:

To pay mileage and per diem of members of the Senate and salaries of their employees and other expenses of the Senate, including the printing of the permanent journal thereof .....\$15,000.00

To pay mileage and per diem of the members of the House of Representatives and salaries of their employees and other expenses, including the printing of the permanent journal thereof .....\$20,000.00

For printing Session Laws .....\$ 3,000.00

The closing of the business of the House of Representatives and the Senate, and the preparation of the journals of the two Houses, and the Session Laws, for the printer, are hereby declared to be expenses of the Fifteenth Legislature of this State, and those expenses shall be paid from this and other appropriations made for the House of Representatives and the Senate of this Legislature.

The Session Laws, when printed and paid for, shall be deposited with the Secretary of State, who shall distribute the same to the State Officers, Departments and Institutions entitled thereto. After the adjournment of the Regular Session of the Fifteenth Legislature, the Speaker of the House of Representatives and the President Pro Tempore of the Senate are hereby authorized and directed as follows:

First. All outstanding and valid claims against the House of Representatives and the Senate shall be presented to the Speaker of the House of Representatives and the President Pro Tempore of the Senate, respectively, and shall be, by them, examined and audited, and all claims and valid obligations of the House of Representatives and the Senate shall be, by them, approved for payment against the Legislative contingent or other expense fund available for that purpose.

Second. To close all unfinished business of the House of Representatives and the Senate, and properly prepare, index and superintend the publication of the Permanent Journals of the House of Representatives and Senate of the Regular Session of the Fifteenth Legislature; provided, that a typewritten copy of said Permanent Journals shall be prepared and certified to by the Presiding Officers of the two Houses as being a true and correct copy of the proceedings of the House of Representatives and the Senate during all sessions of the Fifteenth Legislature and filed with the Secretary of State; provided, further, that in the process and work of indexing and superintending the publication of said Journals and the closing of the unfinished business of the two Houses, the Speaker of the House of Representatives and the President Pro Tempore of the Senate, respectively, are hereby authorized to retain or employ such assistance or help as may be found necessary to complete such work; provided, further, that the salary of the Speaker of the House of Representatives and the President Pro Tempore of the Senate and of all members of the House of Representatives and the Senate employed by them, while engaged in such work, shall be Six (\$6.00) Dollars per day and actual and necessary expenses, and the salaries of all other assistants retained for the purposes aforesaid shall be fixed by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective Houses.

The Speaker of the House of Representatives and the President Pro Tempore of the Senate are further authorized and directed to make an inventory of the two Houses, enter the same in the permanent book of records, and preserve such record as the record of the respective Houses. When the property and records of the House of Representatives have been invoiced, the same, together with the House Chamber and all House Committee Rooms shall be delivered to the Speaker of the House of Representatives or to such person as he may designate, who shall have the absolute care, custody and control of the same



until the next Session of the State Legislature, and when the property and records of the Senate have been invoiced such property and records, together with the Senate Chamber and all Senate Committee Rooms, shall be delivered to the Secretary of the Senate, who shall have the absolute care, custody and control of the same until the next Session of the State Legislature. The State Auditor is hereby authorized and directed to pay all claims audited and approved by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective Houses as hereinbefore authorized.

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.

Senator Nichols moved that the Senate refuse to concur in Engrossed House Amendment to Engrossed Senate Bill No. 370 and request the Honorable House to grant a conference thereon, which motion prevailed, the President Pro Tempore appointing as Senate Conferees, thereunder, Senators Nance, Nichols, Commons, Stewart and Hill.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 181—By COMMITTEE ON APPROPRIATIONS.

An Act making supplemental appropriation for the State Prison at McAlester and the Sub-Prison at Stringtown, Oklahoma, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 181 was ordered referred to the Governor, for consideration.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 77 correctly engrossed.

ALBRIGHT, Acting Chairman.

The President Pro Tempore, in open session, signed Engrossed

Senate Bill No. 77 and ordered the bill transmitted to the Honorable House, for consideration.

Referring to motion lodged by Senator Nichols, to reconsider the vote by which SENATE BILL NO. 390, by Albright and Waldrep, was passed:

Senator Burns moved that the vote be reconsidered by which Senate Bill No. 390 was passed, which motion was tabled, upon motion of Senator Waldrep.

By unanimous consent, Senators Albright and Howsley were added as Senate Conferees under ENGROSSED HOUSE BILL NO. 406, by Committee on Appropriations.

Senator Johnston asked unanimous consent, which was granted, to withdraw from Committee, HOUSE JOINT RESOLUTION NO. 6, by Morse, and place it upon the Calendar, as a Special Order for 2:00 p. m., on the next legislative day.

Senator Fischl asked unanimous consent, which was granted, for Jimmy and Billy Wright, sons of Senator Wright, to be delegated as Senate pages for the remainder of this legislative day.

#### GENERAL ORDER

Upon request of Senator Johnston, SENATE JOINT RESOLUTION NO. 26, by Johnston, was considered.

Section 1 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 26, by striking Section 1 and inserting in lieu thereof the following:

"Section 1. There is hereby referred and submitted to the people, for their approval or rejection, the following proposed Constitutional Amendment to Article 10 of the Constitution of the State of Oklahoma, said amendment to be designated 'Section 21,' said Section 21, as proposed, to be for and instead of Section 21 of Article 10 contained in the original Constitution of the State of Oklahoma, as follows, to-wit:

"Section 21. The Oklahoma Tax Commission is hereby created. Said Commission shall be composed of three members appointed by the Governor and confirmed by the Senate. The Governor shall designate one member as chairman. The tenure of office of members of such Commission shall be coterminous with that of the Governor making the appointments and until their successors are appointed and qualified. The Governor shall have the power to remove any member of such Commission from office when, in his opinion, the public interests would be thereby subserved.

"The Oklahoma Tax Commission, as created by Section 2, Article 1, Chapter 66, Session Laws, 1931, as existing at the time of the adoption of this Constitutional amendment, shall comprise the Oklahoma Tax Commission created hereunder, subject to all of the provisions of this Section and, until otherwise provided by law, shall possess all of the powers and duties now conferred upon the Oklahoma Tax Commission created hereunder, subject to all Oklahoma. Said Oklahoma Tax Commission as created hereunder shall be the State Board of Equalization and as such, its duties shall be to adjust and equalize the valuation of real and personal property of the several counties in the State and to assess all railroad, public service, public utility, transportation and transmission corporation property and, until otherwise provided by law, shall possess all of the powers and duties and be subject to all of the laws relating to the State Board of Equalization existing prior to the adoption of this Section, and it shall perform such other duties as may be prescribed by law."

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

Upon motion of Senator Johnston, Section 3 was ordered stricken.

Upon motion of Senator Johnston, Senate Joint Resolution No. 26, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Johnston, Senate Joint Resolution No. 26, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 26 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 26—By JOHNSTON.

A JOINT RESOLUTION SUBMITTING TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 21 OF ARTICLE 10 OF THE CONSTITUTION OF OKLAHOMA.

Be It Resolved by the Senate and the House of Representatives of the Fifteenth Legislature of the State of Oklahoma:

"Section 1. There is hereby referred and submitted to the people for their approval or rejection, the following proposed Constitutional Amendment to Article 10 of the Constitution of the State of Oklahoma, said amendment to be designated 'Section 21,' said Section 21, as proposed, to be for and instead of Section 21 of Article 10, contained in the original Constitution of the State of Oklahoma, as follows, to-wit:

"Section 21. The Oklahoma Tax Commission is hereby created. Said Commission shall be composed of three members appointed by the Governor and confirmed by the Senate. The Governor



shall designate one member as chairman. The tenure of office of members of such Commission shall be coterminous with that of the Governor making the appointments and until their successors are appointed and qualified. The Governor shall have the power to remove any member of such Commission from office when, in his opinion, the public interests would be thereby subserved.

"The Oklahoma Tax Commission, as created by Section 2, Article 1, Chapter 66, Session Laws, 1931, as existing at the time of the adoption of this Constitutional amendment, shall comprise the Oklahoma Tax Commission created hereunder, subject to all of the provisions of this Section and until otherwise provided by law, shall possess all of the powers and duties now conferred upon the Oklahoma Tax Commission under the laws of the State of Oklahoma. Said Oklahoma Tax Commission as created hereunder shall be the State Board of Equalization and as such, its duties shall be to adjust and equalize the valuation of real and personal property of the several counties in the State and to assess all railroad, public service, public utility, transportation and transmission corporation property and, until otherwise provided by law, shall possess all of the powers and duties and be subject to all of the laws relating to the State Board of Equalization existing prior to the adoption of this Section, and it shall perform such other duties as may be prescribed by law."

JOHNSTON.

Section 2. The Secretary of State shall prepare and submit this proposed amendment to the Constitution as and in the manner now provided by law for the submission of amendments to the Constitution, to the people for their approval or rejection. The ballot title to the said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No. ....

State Question No.....

"The gist of the proposition is as follows:

"TO AMEND SECTION 21 OF ARTICLE 10 OF THE CONSTITUTION BY SUBSTITUTING A NEW SECTION DESIGNATED SECTION 21 FOR AND INSTEAD OF SECTION 21, CONSTITUTING THE OKLAHOMA TAX COMMISSION AS CREATED BY CHAPTER 66 OF THE SESSION LAWS OF OKLAHOMA, 1931, THE STATE BOARD OF EQUALIZATION ALL OF THE POWERS AND DUTIES HERETOFORE PRESCRIBED BY LAW AND WHICH MAY HEREAFTER BE CONFERRED UPON SAID BOARD.

"SHALL THE POPOSED AMENDMENT BE ADOPTED?

☐ YES

☐ NO"

The President of the Senate shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

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

AYE:

Albright,	Carmack,	Johnston,	Nance,	Taylor,
Briggs,	Commons,	Jones,	Pugh,	Thomas,
Burns,	Duffy,	King,	Rinehart,	Whitaker,
Bushyhead,	George,	Logan,	Rorschach,	Wright.
Carlile,	Hill,	Lowrance,	Stewart,	Total, 24.

NAY:

Chamberlin,	Ivester,	Ray,	Waldrep,
Curnutt,	MacDonald,	Ritzhaupt,	Wilbanks.
Fischl,	Nichols,	Sowards,	Total, 11.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Broaddus,	Garvin,	Paul,	Timmons.
Fidler,	Howsley,	Spencer,	Total, 7.

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. 26 was ordered referred for engrossment.

Senator Nichols moved that the vote be reconsidered by which Senate Joint Resolution No. 26 was passed.

Referring to ENGROSSED SENATE BILL NO. 335, by Waldrep, of the Senate, and ABERNATHY of Pottawatomie, Spencer and Carey of the House, as amended by the Honorable House:

SENATE BILL NO. 335, as amended by the Honorable House, was read at length.

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

AYE:

Albright,	Curnutt,	Jones,	Pugh,	Thomas,
Briggs,	Duffy,	King,	Ray,	Waldrep,
Bushyhead,	Fischl,	Logan,	Rinehart,	Whitaker,
Carlile,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Ivester,	Nance,	Sowards,	
Commons,	Johnston,	Paul,	Taylor,	Total, 33.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Broaddus,	Fidler,	Howsley,	Spencer,	Timmons.
Burns,	Garvin,	Nichols,	Stewart,	Total, 9.

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:

AYE:

Albright,	Curnutt,	Jones,	Pugh,	Thomas,
Briggs,	Duffy,	King,	Ray,	Waldrep,
Bushyhead,	Fischl,	Logan,	Rinehart,	Whitaker,
Carlile,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carmack,	Hill,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Ivester,	Nance,	Sowards,	
Commons,	Johnston,	Paul,	Taylor,	Total, 33.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Broaddus,	Fidler,	Howsley,	Spencer,	Timmons.
Burns,	Garvin,	Nichols,	Stewart,	Total, 9.

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 Engrossed House Amendments to Engrossed Senate Bill No. 335, and ordered the Bill, as amended, referred for enrollment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 169, 263 and 350 correctly engrossed.

ALBRIGHT, Vice-Chairman.

By unanimous consent, Bills under Third Reading were considered.

THIRD READING

SENATE BILL NO. 263 was read at length for the third time.

Senator Jones asked unanimous consent, which was granted, to submit the following amendment, which was adopted:



Mr. President: I move to amend the title of Senate Bill No. 263, to read as follows: "AN ACT AMENDING SECTIONS 9057, 9070, 9071 AND 9073, OKLAHOMA STATUTES 1931, RELATING TO THE STANDING, KEEPING, TRAVELING, ADVERTISING OR OFFERING FOR PUBLIC SERVICES IN ANY MANNER ANY STALLION OR JACK, IN THE STATE OF OKLAHOMA; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY."

JONES.

Senator Jones asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 263, line 4, page 2, by adding after the word, "Oklahoma," and before the word, "livestock," the word, "State."

JONES.

Senate Bill No. 263, as amended, was read at length.

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

AYE:

Albright,	Chamberlin,	Johnston,	Pugh,	Waldrep,
Briggs,	Commons,	Jones,	Ray,	Whitaker,
Broadus,	Duffy,	King,	Ritzhaupt,	Wright.
Bushyhead,	George,	Logan,	Rorschach,	
Carlile,	Hill,	Lowrance,	Stewart,	
Carmack,	Ivester,	Nichols,	Taylor,	Total, 27.

NAY:

Curnutt,	Paul,	Wilbanks.
Nance,	Sowards,	Total, 5.

EXCUSED:

Hutchinson,	Willis,	Total, 2.
-------------	---------	-----------

NOT VOTING:

Burns,	Garvin,	Rinehart,	Timmons
Fidler,	Howsley,	Spencer,	
Fischl,	MacDonald,	Thomas,	Total, 10.

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 Jones, the emergency section to Senate Bill No. 263 was ordered stricken and the title amended by striking the words "AND DECLARING AN EMERGENCY."

Senate Bill No. 263 was ordered referred for re-engrossment.

SENATE 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:

AYE:				
Albright,	Commons,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Curnutt,	Lowrance,	Rorschach,	Whitaker,
Broaddus,	Duffy,	Nance,	Sowards,	Wilbanks,
Burns,	George,	Nichols,	Spencer,	Wright.
Bushyhead,	Hill,	Paul,	Stewart,	
Carlile,	Johnston,	Pugh,	Taylor,	
Carmack,	Jones,	Ray,	Thomas,	
Chamberlin,	King,	Rinehart,	Timmons,	Total, 36.

EXCUSED:		
Hutchinson,	Willis.	Total, 2.

NOT VOTING:			
Fidler,	Garvin,	Ivester,	
Fischl,	Howsley,	MacDonald.	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:

AYE:				
Albright	Commons,	Logan,	Ritzhaupt,	Waldrep,
Briggs,	Curnutt,	Lowrance,	Rorschach,	Whitaker,
Broaddus,	Duffy,	Nance,	Sowards,	Wilbanks,
Burns,	George,	Nichols,	Spencer,	Wright.
Bushyhead,	Hill,	Rinehart,	Stewart,	
Carlile,	Johnston,	Paul,	Taylor,	
Carmack,	Jones,	Pugh,	Thomas,	
Chamberlin,	King,	Ray,	Timmons,	Total, 36.

EXCUSED:		
Hutchinson,	Willis,	Total, 2.

NOT VOTING:			
Fidler,	Garvin,	Ivester,	
Fischl,	Howsley,	MacDonald.	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. 344, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 169 was read at length for the third time.

Senator Duffy asked unanimous consent, which was granted, to submit the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 169, line 2, page 1, by inserting after the word, "time," the words, "before said cause is set for trial".

DUFFY.

Senate Bill No. 169, as amended, was read at length.

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

AYE:

Albright	Chamberlin,	Logan,	Ray,	Timmons,
Briggs,	Commons,	Lowrance,	Rinehart,	Waldrep,
Broaddus,	George,	MacDonald,	Rorschach,	Whitaker,
Burns,	Hill,	Nance,	Sowards,	Wilbanks,
Bushyhead,	Johnston,	Nichols,	Spencer,	Wright.
Carlile,	Jones,	Paul,	Taylor,	
Carmack,	King,	Pugh,	Thomas,	Total, 33.

NAY:

Curnutt,	Duffy.	Total, 2.
----------	--------	-----------

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Fidler,	Garvin,	Ivester,	Stewart.
Fischl,	Howsley,	Ritzhaupt,	Total, 7.

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 Broaddus, the emergency section to Senate Bill No. 169 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 169 was ordered referred for re-engrossment.

Senator Nance asked unanimous consent, which was granted, to read to the Senate copy of a letter which he had directed to Hon. F. N. Shoemaker, Democratic Floor Leader of the House of Representatives of the 15th Legislature.

Upon motion of Senator MacDonald, the Nance letter, above referred to, is herewith incorporated in the Journal.



April 16, 1935.

Hon. F. N. Shoemake,  
Democratic Floor Leader,  
House of Representatives,  
Oklahoma City, Oklahoma.

Honorable Sir:

It has been called to my attention that the statement has been repeatedly made to the members of the House of Representatives that the Senate will not pass House Bill No. 212 after it is revised by the Conference Committee. I am at a loss to understand why such false and misleading assertions should be made by anyone in view of the action of the Senate in passing House Bill No. 212 originally by an almost unanimous vote.

House Bill No. 212 is now pending in conference between the two Houses where I am sure the differences between the two Houses will be worked out satisfactorily to all persons interested. The Senate sent the bill to conference to give the two Houses opportunity to work out the common school aid problem and write a bill that would guarantee to each child in this State equal educational opportunity with a full nine months term of school. The conferees are working to that goal at this time.

The Senate is greatly interested in the problem of schools. A vast majority of Senators feel that if this legislative session succeeds in solving the school problem in a permanent manner and forever insuring equal educational opportunity to each child, it will have achieved the greater attainment of all legislative action. The Senate is intensely interested in passing House Bill No. 212, as well as the companion bill, House Bill No. 440, better known as the two per cent sales tax which finances common school education.

As further testimony and evidence of the good faith and intention of the Senators, more than two thirds of the membership of the Senate have this day signed the following declaration of position, action and policy:

We, the undersigned members of the Oklahoma State Senate, hereby, mutually pledge ourselves to the following position, action, and policy concerning House Bill No. 212 and House Bill No. 440:

House Bill No. 212 is better known as the common school aid Bill. This Bill authorizes the distribution of certain special funds authorized in House Bill No. 440. In other words, House Bill No. 212 distributes \$8,200,000.00 annually for the aid of common school education in Oklahoma. It lays down a fundamental principle of democracy that every child is entitled to equal educational opportunity, which includes a full nine months term of school, and House Bill No. 212, with the distribution of public funds authorized therein, fully insures said full nine months of school.

House Bill No. 440 levies and collects a two per cent sales tax

for the use and benefit of common school education in Oklahoma. This bill has been passed by the Senate as amended, and is now pending in the House. House Bill No. 440 and House Bill No. 212 are companion measures; one cannot be enacted into law without the other.

The purpose of this declaration of position, action and policy is to assure the people of Oklahoma that the Senate will enact into law House Bill No. 212 when the Senate is assured by the Action of the House that House Bill No. 440, which finances the school Bill, will be enacted into law. We, the undersigned Senators therefore pledge ourselves to pass House Bill No. 212 when the House completes final action on House Bill No. 440 at a rate of two per cent. This statement is further published for the purpose of assuring the House of the good faith of the Senate in completing action on both bills.

RINEHART,	THOMAS,	JOHNSTON,
FIDLER,	NANCE,	FISCHL,
RAY,	MacDONALD,	WILBANKS,
HILL,	TAYLOR,	LOWRANCE,
RORSCHACH,	BRIGGS,	SOWARDS,
CARLILE,	NICHOLS,	CARMACK,
GEORGE,	BUSHYHEAD,	RITZHAUPT,
KING,	COMMONS,	WHITAKER,
LOGAN,	GARVIN,	BURNS,
HOWSLEY.	WALDREP.	JONES,
		SPENCER.

I am giving you this information that you may present the same to the House of Representatives. There is no desire on the part of the Senate to go into a deadlock with the House, but the Senate feels that it must insist that common school education be properly financed along with the other objects of government, which include the balancing of the budget. I trust that you will succeed in persuading the House to pass the two per cent sales tax and thereby solve the common school problem.

I am, with all good wishes,

Yours very truly,

JIM NANCE,

JN:FB

Democratic Floor Leader.

Upon motion of Senator Hill, the Senate approved and confirmed the Nance letter, above incorporated.

### THIRD READING

Upon motion of Senator Rorschach, SENATE BILL NO. 386, by Rorschach, of the Senate, and Martin of the House, was ordered stricken.

SENATE BILL NO. 350 was read for the third time at length.

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

AYE:

Albright	Carlile,	Johnston,	Nance,	Thomas,
Briggs,	Carmack,	Jones,	Ritzhaupt,	Timmons,
Broadbudd,	Commons,	Logan,	Rorschach,	Wright.
Burns,	George,	Lowrance,	Sowards,	
Bushyhead,	Hill,	MacDonald,	Taylor,	Total, 23.

NAY:

Chamberlin,	King,	Pugh,	Stewart,	
Curnutt,	Nichols,	Ray,	Waldrep,	
Duffy,	Paul,	Spencer,	Wilbanks.	Total, 12.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Fidler,	Garvin,	Ivester,	Whitaker.
Fischl,	Howsley,	Rinehart,	Total, 7.

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 Rorschach, the emergency section to Senate Bill No. 350 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 350 was ordered referred for re-engrossment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 126 correctly enrolled.

ALBRIGHT, Vice-Chairman.

Senate Bill No. 126 was read at length 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.

MESSAGES

The following Messages from the Honorable House were received and read:



To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 114—By SPECK, HOYT, KERR, COOK and PETERSON,

An Act amending Sections 3, 11 and 12, of Chapter 32, Oklahoma Session Laws of 1925, being Sections 10622, 10630, and 10631, Oklahoma Statutes, 1931, relating to mutual benefit associations, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 114.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 187—By KERR and KIKER,

An Act amending Sections 2, 3, 4 and 6 of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the correlative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes,

together with Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill has been passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 187 was read, as follows, which, upon motion of Senator Nance, was adopted:

To the President of the Senate and  
The Speaker of the House:

We, your Conference Committee, appointed to consider Engrossed House Bill No. 187, by Kerr and Kiker of the House, being an Act entitled:

AN ACT AMENDING SECTIONS 2, 3, 4 AND 6 OF CHAPTER 131, SESSION LAWS OF OKLAHOMA, 1933, PROVIDING FOR THE SPACING OF OIL WELLS IN THE COMMON SOURCES OF OIL SUPPLY IN THIS STATE, MORE EFFECTIVELY PREVENTING WASTE AND ADJUSTING THE CORRELATIVE RIGHTS OF PRODUCERS OF OIL AND ROYALTY OWNERS IN SUCH COMMON SOURCES OF SUPPLY, AND FOR OTHER PURPOSES,

beg leave to report that we have had the same under consideration and recommend as follows, to-wit:

First. That the House concur in Senate Amendment Number One.

Second. That the House concur in Senate Amendment Number Two.

Third. That the House concur in Senate Amendment Number Three.

Fourth. That the House concur in Senate Amendment Number Four.

Fifth. That the House concur in Senate Amendment Number Five.

Sixth. That the House concur in Senate Amendment Number Six.

Seventh. That the House concur in Senate Amendment Number Seven.

Eighth. That the Senate recede from Senate Amendment No. Eight and that the following Conference Committee Amendment be adopted.

Page 3, Line 16, after the word "supply" strike semi-colon and place period, and strike balance of sub-section (a) and insert: "The drilling unit shall not exceed ten (10) acres in size, unless eighty per cent (80%) or more of the lessees of record as of the date of bringing in the first well and owning at least eighty per cent (80%) of all acreage embraced within the probable producing area of the common source of supply agree to a larger unit, but in no event shall such a drilling unit exceed forty (40) acres. Provided, that sub-section (a) shall not apply to oil fields producing from a common source of supply and already developed or substantially drilled and developed at the time of the passage of this Act, unless unanimously agreed to by all operators therein."

Ninth. That the Senate recede from Senate Amendment Number Nine.

Tenth. That the House concur in Senate Amendment Number Ten.

Eleven. That the House concur in Senate Amendment Number Eleven.

Twelfth. That the House concur in Senate Amendment Number Twelve.

Thirteenth. That the House concur in Senate Amendment Number Thirteen.

Fourteenth. That the House concur in Senate Amendment Number Fourteen.

Fifteenth. That the House concur in Senate Amendment Number Fifteen.

Sixteenth. That the House concur in Senate Amendment Number Sixteen.

Seventeenth. That the House concur in Senate Amendment Number Seventeen.

Eighteenth. That the House Concur in Senate Amendment Number Eighteen.

Nineteenth. That the House concur in Senate Amendment Number Nineteen.

Twentieth. That the House concur in Senate Amendment Number Twenty.

Twenty-first. That the following conference committee amendment be adopted:

Page 3, Line 18, after the word "develop" strike the remainder of sub-section A of Section 3.

Twenty-second. That the following conference committee amendment be adopted:

Page 4, Line 12, after the word "Act," being the end of sub-section B of Section 3, add the following:

"Provided, however, if such a unit is located on the edge of a common source of supply and adjacent to a producing unit, then upon application, notice and hearing before the Commission, in conformity with the procedural requirements of Chapter 131, Session Laws of



Oklahoma, 1933 by order of the Commission, the well on such a unit may be drilled at other than the approximate center.

Respectfully submitted,

KERR,  
EASON,  
MOFFETT,  
HOLLIMAN,  
WOOTEN,  
CAREY,  
ELLIS,  
KIKER,  
MONTGOMERY,  
House Conferees.

CURNUTT,  
FISHL,  
JONES,  
CARMACK,  
IVESTER,  
NICHOLS,  
NANCE,  
WALDREP,  
TIMMONS,  
BROADDUS,  
PAUL,  
Senate Conferees.

Engrossed House Bill No. 187, as amended in Conference, was read at length.

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

AYE:

Albright	Chamberlin,	Johnston,	Nichols,	Sowards,
Briggs,	Commons,	Jones,	Paul,	Stewart,
Broaddus,	Curnutt,	King,	Pugh,	Taylor,
Burns,	Duffy,	Logan,	Ray,	Thomas,
Bushyhead,	Fischl,	Lowrance,	Rinehart,	Timmons,
Carlile,	George,	MacDonald,	Ritzhaupt,	Waldrep.
Carmack,	Hill,	Nance,	Rorschach,	Total, 34.

NAY:

Spencer,	Wilbanks.	Total, 2.
----------	-----------	-----------

EXCUSED:

Hutchinson,	Willis,	Wright.	Total, 3.
-------------	---------	---------	-----------

NOT VOTING:

Fidler,	Howsley,	Whitaker,
Garvin,	Ivester,	Total, 5.

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:

## AYE:

Albright	Chamberlin,	Johnston,	Nichols,	Sowards,
Briggs,	Commons,	Jones,	Paul,	Stewart,
Broadbudds,	Curnutt,	King,	Pugh,	Taylor,
Burns,	Duffy,	Logan,	Ray,	Thomas,
Bushyhead,	Fischl,	Lowrance,	Rinehart,	Timmons,
Carlile,	George,	MacDonald,	Ritzhaupt,	Waldrep.
Carmack,	Hill,	Nance,	Rorschach,	Total, 34.

## NAY:

Spencer,	Wilbanks.	Total, 2.
----------	-----------	-----------

## EXCUSED:

Hutchinson,	Willis,	Wright.	Total, 3.
-------------	---------	---------	-----------

## NOT VOTING:

Fidler,	Howsley,	Whitaker.
Garvin,	Ivester,	Total, 5.

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 House Bill No. 187, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

## MESSAGES

The following Messages from the Governor were received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

A. DERRYBERRY, ALTUS, OKLAHOMA,

as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 15th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF

OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

TOM DYER, BLANCHARD, OKLAHOMA,

as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 15th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

JOE ALBERS, PERRY, OKLAHOMA,

as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 15th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

G. P. CARR, SHAWNEE, OKLAHOMA,

as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 15th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

JOSEPH S. THOMPSON, OKLAHOMA CITY, OKLAHOMA,

as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 15th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.



To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

SIM JOHNSON, KONOWA, OKLAHOMA,

as a Member of the State Board of Arbitration and Conciliation, for  
a term of four (4) years.

Done, at Oklahoma City, Oklahoma, this the 15th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

MRS. GRACE NORRIS DAVIS, OKLAHOMA CITY, OKLAHOMA,

as a Member of the State Board of Education, to succeed and for the  
remainder of the term of Mrs. Kate Galt Zaneis, resigned.

Done, at Oklahoma City, Oklahoma, this the 15th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF  
OKLAHOMA: E. W. MARLAND.

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

\* \* \* \* \*

The Senate re-assembled, in open session, with the President Pro  
Tempore presiding.

Senator Lowrance moved that the vote be reconsidered by which  
SENATE BILL NO. 263, by Jones, was passed.

#### GENERAL ORDER

Senator Curnutt asked unanimous consent, which was granted,  
to consider SENATE BILL NO. 400, by Curnutt, of the Senate, and  
Johnson of Osage and Hunt of Osage of the House.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was  
adopted:

Mr. President: I move to amend Senate Bill No. 400, line 3, page 1, by inserting after the word, "corporation," and before the word, "offering," the words, "purchasing, selling or".

CURNUTT.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 400, line 5, page 1, by striking the following: "private sale or public auction," and inserting in lieu thereof the words, "community or public auction sale".

CURNUTT.

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

Sections 2 and 3 were read and adopted, upon motions of Senator Curnutt.

By unanimous consent, Senate Bill No. 400, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wilbanks, SENATE BILL NO. 123, by Wilbanks and George of the Senate, and Huser of the House, was advanced to engrossment and third reading.

Senator MacDonald moved that HOUSE BILL NO. 398 be ordered withdrawn from the Committee on Roads and Highways and placed upon the Calendar, which motion prevailed.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Oil and Gas to whom was referred Engrossed House Bill No. 346 by O'Dell, Long, Allen, Peterson, Wooten, Ellis, Carey, Kiker, Hunt of Osage, Barnett, Doggett and Brewster, entitled:

An Act requiring all persons, firms, associations or corporations owning, operating, or leasing any gas, water or oil pipe lines in any county, to file a map or plat thereof with the County Assessor; prescribing the contents of said map or plat; prescribing penalties for failure to comply with the provisions hereof, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the amendments listed below without recommendation.

GARVIN, Chairman.

## FIRST READING

By unanimous consent, the following Bill was introduced and read for the first time:

SENATE BILL NO. 409—By STEWART—An Act appropriating funds collected and placed to the credit of the State Highway Construction and Maintenance Fund in the State Treasury, to be used and expended by the State Highway Commission of the State of Oklahoma in the payment of salaries, wages and expenses of the State Highway Commission, its agents, servants and employees, and other obligations and such other purposes as may be provided by law, and for the construction and maintenance of State Highways, and highways constructed under the provisions of Chapter 50, Article 2, Oklahoma Statutes, 1931, and Acts amendatory thereof, and declaring an emergency.

Upon motion of Senator Nance, the Senate adjourned, to meet at 1:00 o'clock p. m., Wednesday, April 17, 1935.



SEVENTY-SECOND LEGISLATIVE DAY

WEDNESDAY, APRIL 17, 1935

Pursuant to adjournment, the Senate met at 1:00 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Timmons,
Broadus,	Fidler,	King,	Rinehart,	Waldrep,
Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 42.

EXCUSED:

Hutchinson,	Willis,	Total, 2.
-------------	---------	-----------

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Nance, flowers were ordered sent Senator Willis, who is ill at Canton, Okla.

Senator Nance moved that the vote be reconsidered by which HOUSE BILL NO. 29, by Abernathy of Pottawatomie, et al., was indefinitely postponed, which motion prevailed.

Senator Nance moved that House Bill No. 29 be referred to a Special Committee of seven, with instructions to redraft the bill, which motion prevailed, the President appointing as such Special Committee, Senators Commons, Whitaker, Broadus, Rinehart, Nichols, Waldrep and Burns.

Senator Commons asked unanimous consent, which was granted, to be not appointed as a member of the Special Committee, and the President appointed Senator Chamberlin in his stead.

Senator Nance moved that the Honorable House be requested to

return HOUSE BILL NO. 440, by O'Dell, for the purpose of correcting Senate Amendments thereto, which motion prevailed.

Senator Nance moved that the vote be reconsidered by which ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18 was adopted, which motion prevailed.

Senator Nance moved that the Honorable House be requested to return Engrossed House Concurrent Resolution No. 18, for further consideration, which motion prevailed.

Senator Nance asked unanimous consent, which was granted, to submit a substitute for SENATE BILL NO. 121, by Nance, Briggs, et al., and that the substitute bill be printed and placed upon the Calendar.

#### MOTION LODGED TO RECONSIDER

Referring to the Ivester motion to reconsider the vote by which HOUSE BILL NO. 196, by Huser, was passed:

Senator Nichols moved to table the Ivester motion, which motion was adopted.

The Presiding Officer, in open session, signed Engrossed House Bill No. 196 and ordered the Bill transmitted to the Honorable House.

Referring to the Stewart motion to reconsider the vote by which HOUSE BILL NO. 173, by Coe, et al., of the House, and Fidler of the Senate, was passed:

Senator Logan moved to table the Stewart motion.

Senator Stewart raised a point of order against the Logan motion, stating his motion to reconsider the vote by which House Bill No. 173 was passed, was still in his possession.

Senator Nance cited Rule 10-A regarding such motions.

Senator Stewart raised a point of order against the Logan motion, which was sustained, stating the Senate not under the proper order of business for consideration of the Logan motion.

The regular order of business was taken up.

#### SECOND READING

The following bills were read for the second time:

SENATE BILL NO. 409—By STEWART—Senator Stewart asked unanimous consent, which was granted, that Senate Bill No. 409 be placed upon the Calendar, without reference to a Committee, which was the order.

ENGROSSED HOUSE BILL NO. 65—By COE and MAUK—By unanimous consent, House Bill No. 65 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 150—By COX—By unanimous consent, House Bill No. 150 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 404—By COE and DOTY—By unanimous consent, House Bill No. 404 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 114—By SPECK, HOYT, KERR, COOK and PETERSON—By unanimous consent, House Bill No. 114 was ordered placed upon the Calendar, without reference to a Committee.

#### GENERAL ORDER

Senator Waldrep asked unanimous consent, to which Senator Ritzhaupt objected, that SENATE BILL NO. 407, by Waldrep, be advanced to engrossment and third reading.

Upon motion of Senator Waldrep, Senate Bill No. 407 was advanced to engrossment and third reading.

By unanimous consent, SENATE BILL NO. 400, by Curnutt, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 400 was read for the third time at length.

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

##### AYE:

Albright,	Curnutt,	Johnston,	Rinehart,	Whitaker,
Briggs,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Broadus,	Fischl,	Logan,	Sowards,	Wright.
Burns,	Garvin,	Lowrance,	Stewart,	
Bushyhead,	George,	Nichols,	Taylor,	
Carmack,	Hill,	Paul,	Thomas,	
Commons,	Ivester,	Ray,	Timmons,	Total, 31.

##### NAY:

Duffy,	Nance,	Rorschach.	Total, 3.
--------	--------	------------	-----------

##### EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------



**NOT VOTING:**

Carlile,	Howesley,	MacDonald,	Spencer,	
Chamberlin,	Jones,	Pugh,	Waldrep.	Total, 8.

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. 400 was ordered referred for engrossment.

**MOTION LODGED TO RECONSIDER**

Referring to the Stewart motion to reconsider the vote by which HOUSE BILL NO. 173 was passed:

Senator Hill moved that the Stewart motion be tabled.

Senator Nance presiding.

The vote occurring on the Hill motion, it was declared adopted, the roll call thereon being as follows:

**AYE:**

Albright,	Duffy,	Hill,	Nichols,	Timmons,
Broadus,	Fidler,	Howesley,	Paul,	Wilbanks,
Burns,	Garvin,	Jones,	Rinehart,	Wright.
Curnutt,	George,	Logan,	Rorschach,	Total, 19.

**NAY:**

Briggs,	Fischl,	MacDonald,	Stewart,	
Carlile,	Ivester,	Nance,	Taylor,	
Carmack,	Johnston,	Ray,	Thomas,	
Commons,	Lowrance,	Sowards,	Waldrep.	Total, 16.

**EXCUSED:**

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

**NOT VOTING:**

Bushyhead,	King,	Ritzhaupt,	Whitaker.
Chamberlin,	Pugh,	Spencer,	Total, 7.

**GENERAL ORDER**

Senator Timmons asked unanimous consent, which was granted, to consider SENATE BILL NO. 271, by Timmons.

Section 1 was read.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 271, line 1, page 1, by striking the word, "heretofore."

CURNUTT.

Senator Paul moved that further consideration of Senate Bill No. 271 be indefinitely postponed.

Senator Duffy, as a substitute, moved that Senate Bill No. 271 be referred to a Special Committee, said Committee to make its report on the next legislative day, and the bill to retain its place upon the Calendar, which motion prevailed, the Presiding Officer appointing as such Special Committee, Senators Duffy, Timmons and Paul.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 131 correctly engrossed, and Senate Bills Nos. 169, 350, 390 and 400 correctly engrossed, and Senate Bills Nos. 335 and 346 correctly enrolled.

ALBRIGHT, Vice-Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 169, 350, 390 and 400 correctly engrossed, and Senate Bills Nos. orable House, for consideration.

Senator Nichols asked unanimous consent, which was granted, to have his name stricken as a joint author of ENGROSSED SENATE BILL NO. 390.

Senate Bill No. 390 was ordered referred for re-engrossment.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 131, as amended, and ordered the bill returned to the Honorable House.

Senate Bills Nos. 335 and 346 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.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives, to advise you and through you the Honorable Senate, that the Speaker of the House has appointed as additional House Conferees on:

**ENGROSSED HOUSE BILL NO. 406—By COMMITTEE ON APPROPRIATIONS,**

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State educational eleemosynary and penal institutions, and from the revolving funds and hospital funds of certain institutions; providing for the appropriation and distribution of the new college funds in accordance with Section 5626, Oklahoma Statutes, 1931, to the institutions entitled to same, and providing for the appropriation and distribution of Section 13 funds; as provided in Section 5464, Oklahoma Statutes, 1931, to the institutions entitled to the same and appropriating the public building fund to certain institutions herein specified,

the following named Representatives: Montgomery and Larason.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,

Building.

SIR:

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

**ENGROSSED HOUSE BILL NO. 439—By HOLLIMAN,**

An Act amending Section 5918, Oklahoma Statutes, 1931, relating to the investment of sinking funds; authorizing State and municipal officials to agree to the refunding of bonds in default and to agree to a scaling down of the debt represented by defaulted bonds, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 439.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART,



An Act making an appropriation to pay the mileage and per diem of members of the House of Representatives and the Senate and the per diem of employees, and for the printing of the Permanent Journals and Session Laws, together with other expenses of the Regular Session of the Fifteenth Legislature; providing for the closing of the business of the two houses of said Session by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives: Phillips of Okfuskee, Huser, Coe, Phillips of Pawnee, Kerr, Poe and Gibbons.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 126—By TIMMONS.

An Act authorizing and directing the State Board of Public Affairs to execute a release and waiver to School District No. 7, Tulsa County, Oklahoma, of all rights and authority the State of Oklahoma has to explore and develop oil and gas and/or mineral rights to certain lands located within said county, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk

Enrolled Senate Bill No. 126 was ordered transmitted to the Governor, for his consideration.

#### GENERAL ORDER

Senator Garvin asked unanimous consent, which was granted, to take up for consideration HOUSE BILL NO. 413, by Eby and Eason.

Senator Garvin moved that House Bill No. 413 be advanced to engrossment and third reading.

Senator Fischl, as a substitute, moved that the Senate proceed with the consideration of House Bills Nos. 413 and 410 in the order named, which motion prevailed.

House Bill No. 413 was declared before the Senate.

Section 1 was read.

Senator Logan submitted the following amendment:

Mr. President: I move to amend House Bill No. 413 by striking after the word, "title," line 2, page 6, all of lines 2, 3, 4, 5, 6, 7, 8, 9 and 10, and the first two words in line 11; by striking lines 15 and 16 after the word, "may;" page 7, lines 7 and 8, by striking, "and making of bond;" line 11 strike, "and the amount of the bond shall be \$500.00;" page 8, lines 2 and 3, strike the words, "and making of bond;" lines 5 and 6 by striking, "and the amount of the bond required shall be \$1,000.00;" pages 15 and 16 by striking all of Section 7, and renumbering succeeding sections.

LOGAN.

The vote occurring on the Logan amendment, it was declared failed of adoption, the roll call thereon being as follows:

AYE:

Briggs,	Carlile,	Logan,	Taylor,	Whitaker,
Burns,	Curnutt,	Ray,	Thomas,	Wilbanks.
Bushyhead,	Duffy,	Ritzhaupt,	Waldrep,	Total, 14.

NAY:

Broaddus,	Garvin,	Johnston,	Paul,
Carmack,	George,	Jones,	Stewart,
Commons,	Hill,	Nance,	Timmons.
Fischl,	Ivester,	Nichols,	Total, 15.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Albright,	Howsley,	MacDonald,	Rorschach,	Wright.
Chamberlin,	King,	Pugh,	Sowards,	
Fidler,	Lowrance,	Rinehart,	Spencer,	Total, 13.

Senator Nichols moved a Call of the House, which was the order.

Upon a roll call, the following members were noted absent: Senators Albright, Chamberlin, Fidler, Howsley, King, MacDonald, Pugh, Rinehart, Rorschach, Sowards, Spencer and Wright.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator Broaddus moved that the Honorable House be requested to appoint a Committee to work with the Senate Committee, appointed relative to HOUSE BILL NO. 29, by Abernathy of Pottawatomie, Munson and Freeman, which motion prevailed.

Senators Albright, Howsley, Lowrance and Rorschach asked to be recorded "present," which was the order.

Referring further to HOUSE BILL NO. 413:

Upon motion of Senator Garvin House Bill No. 413 was advanced to engrossment and third reading.

Upon motion of Senator Garvin, the rules of the Senate were suspended and House Bill No. 413 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 413 was read for the third time at length.

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

#### AYE:

Albright,	Commons,	Hill,	Nance,	Taylor,
Briggs,	Curnutt,	Howsley,	Nichols,	Thomas,
Broadus,	Duffy,	Ivester,	Ray,	Timmons,
Bushyhead,	Fischl,	Johnston,	Ritzhaupt,	Waldrep,
Carlile,	Garvin,	Jones,	Rorschach,	Wright.
Carmack,	George,	Lowrance,	Stewart,	Total, 29.

#### NAY:

Logan,	Whitaker,	Wilbanks.	Total, 3.
--------	-----------	-----------	-----------

#### EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

#### NOT VOTING:

Burns,	King,	Pugh,	Spencer.
Chamberlin,	MacDonald,	Rinehart,	
Fidler,	Paul,	Sowards,	Total, 10.

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:

#### AYE:

Albright,	Curnutt,	Ivester,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	Johnston,	Rorschach,	Wright.
Broadus,	Fischl,	Jones,	Stewart,	
Bushyhead,	Garvin,	Lowrance,	Taylor,	
Carlile,	George,	Nance,	Thomas,	
Carmack,	Hill,	Nichols,	Timmons,	
Commons,	Howsley,	Ray,	Waldrep,	Total, 30.



## NAY:

Logan,	Whitaker,	Total, 2.
--------	-----------	-----------

## EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

## NOT VOTING:

Burns,	King,	Pugh,	Spencer.
Chamberlin,	MacDonald,	Rinehart,	
Fidler,	Paul,	Sowards,	Total, 10.

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. 413, and ordered the same returned to the Honorable House.

Senators Wright, Sowards, MacDonald, King and Rinehart asked to be recorded "present," which was the order.

## GENERAL ORDER

HOUSE BILL NO. 410, by Roberts et al., was taken up for consideration and read at length.

Senator Carlile moved that further consideration of House Bill No. 410 be indefinitely postponed.

Senator Fischl, as a substitute, moved that Committee Amendments to House Bill No. 410 be ordered stricken and the Bill advanced to engrossment and third reading.

Senator Paul raised a point of order against the Fischl motion, which was sustained, stating the Carlile motion to indefinitely postpone was a superior one.

Senator Chamberlin asked to be recorded "present," which was the order.

Senator Fischl moved to table the Carlile motion, which motion prevailed, the roll call thereon being as follows:

## AYE:

Briggs,	Garvin,	Nance,	Rorschach,
Broadus,	Ivester,	Nichols,	Stewart,
Burns,	Jones,	Ray,	Taylor,
Carmack,	Logan,	Rinehart,	Timmons,
Fischl,	Lowrance,	Ritzhaupt,	Waldrep.
			Total, 20.

**NAY:**

Albright,	Curnutt,	Howsley,	Paul,	Whitaker,
Bushyhead,	Duffy,	Johnston,	Pugh,	Wilbanks,
Carlile,	George,	King,	Sowards,	Wright.
Chamberlin,	Hill,	MacDonald,	Thomas,	Total, 19.

**EXCUSED:**

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

**NOT VOTING:**

Commons,	Fidler,	Spencer.	Total, 3.
----------	---------	----------	-----------

Upon motion of Senator Fischl, the Committee Amendments to House Bill No. 410 were ordered stricken.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 410, line 2½, page 3, by adding a new paragraph, as follows: "Provided, that each vending machine, as defined as an automatic coin operating machine, shall have written upon it in a conspicuous place the percentum upon which said machine operates; that is, it must specifically mark whether it pays at the rate of 80, 70 or 60 or lower, or any division of the figures indicated above."

RITZHAUPT.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 410, line 15, page 3, by striking after the word, "than," and before the word, "machine," and substituting the words, "twenty-five."

IVESTER.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 410, line 12, page 4, by substituting after the word, "than," in line 11, and before the word, "machine," in line 12, the words, "twenty-five."

IVESTER.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 410, line 1, page 5, by substituting after the word, "exceed," and before the word, "in," the words, "twenty-five".

IVESTER.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 410, line 15, page 6, by substituting after the word "exceed," and before the word, "for," the figures, "\$60.00" for the figures, "\$20.00".

IVESTER.

Senator Carlile submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 419, page 7, after Section 10 by adding a new section, as Section 11, as follows: "Section 11. Any person who owns or who is in charge of a slot machine, as defined in this Act, who knowingly permits any person under 21 years of age to play such machine, shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$25.00 nor more than \$100.00," and by renumbering succeeding sections.

CARLILE.

Upon motion of Senator Fischl House Bill No. 410, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended and House Bill No. 410 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Carmack,	Logan,	Rinehart,	Taylor,
Briggs,	Fischl,	Lowrance,	Ritzhaupt,	Timmons,
Broadbudd,	Garvin,	Nance,	Rorschach,	Waldrep.
Burns,	Jones,	Nichols,	Sowards,	
Carlile,	King,	Ray,	Stewart,	Total, 23.

#### NAY:

Bushyhead,	Duffy,	Ivester,	Paul,	Whitaker,
Chamberlin,	George,	Johnston,	Pugh,	Wilbanks,
Curnutt,	Hill,	MacDonald,	Thomas,	Total, 14.

#### EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------



NOT VOTING:

Commons,	Howsley,	Wright.
Fidler,	Spencer,	Total, 5.

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:

AYE:

Albright,	Fischl,	Lowrance,	Ritzhaupt,	Waldrep,
Briggs,	Garvin,	MacDonald,	Rorschach,	Wilbanks.
Broaddus,	Ivester,	Nance,	Sowards,	
Burns,	Jones,	Nichols,	Stewart,	
Carlile,	King,	Ray,	Taylor,	
Carmack,	Logan,	Rinehart,	Timmons,	Total, 26.

NAY:

Bushyhead,	Duffy,	Howsley,	Pugh,
Chamberlin,	George,	Johnston,	Thomas,
Curnutt,	Hill,	Paul,	Whitaker.
			Total, 12.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Commons,	Fidler,	Spencer,	Wright.	Total, 4.
----------	---------	----------	---------	-----------

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, the title to House Bill No. 410 was ordered amended by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 410, as amended, was ordered referred for engrossment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 214, 377, 406 and 407 correctly engrossed, and Senate Bill No. 235 correctly enrolled.

ALBRIGHT, Vice-Chairman.

Senate Bill No. 235 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and order transmitted to the Honorable House for consideration.

## THIRD READING

SENATE BILL NO. 406 was read at length for the third time.

Senator Pugh asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 406, line 7, page 3, by striking after the letter, "a," and before the word "deer," the word, "buck," and by striking lines 12, 13, 14, 15 and 16.

PUGH.

Senator Ray asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 406, page 4, by adding a new section to be numbered Section 4½, as follows: "Section 4½. No person, male or female, who is under the age of 16 years or over the age of 60 years shall be compelled to obtain a fishing license."

RAY.

Upon objection being offered to the consideration of the Ray amendment, Senator Paul moved that the rules of the Senate be suspended for the purpose of considering the Ray amendment, which motion prevailed.

The vote occurring on the Ray amendment, it was declared adopted.

Senator Stewart asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 406, line 9, page 3, by striking after the word, "than," and before the word, "nor," and inserting "Twenty-five (\$25.00) Dollars."

STEWART.

Senate Bill No. 406, as amended, was read at length.

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

## AYE:

Briggs,	Hill,	MacDonald,	Rinehart,	Waldrep,
Burns,	Howsley,	Nance,	Sowards,	Whitaker.
Carlile,	Johnston,	Paul,	Stewart,	
Carmack,	Jones,	Pugh,	Taylor,	
Duffy,	King,	Ray,	Thomas,	Total, 22.

**NAY:**

Albright,	Chamberlin,	Garvin,	Lowrance,	Timmons.
Broaddus,	Curnutt,	George,	Nichols,	
Bushyhead,	Fischl,	Logan,	Ritzhaupt,	Total, 13.

**EXCUSED:**

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

**NOT VOTING:**

Commons,	Ivester,	Spencer,	Wright.
Fidler,	Rorschach,	Wilbanks,	Total, 7.

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 Ray moved that the vote be reconsidered by which Senate Bill No. 406 failed of passage.

By unanimous consent, Senate Bill No. 407 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

SENATE BILL NO. 407 was read at length for the third time.

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. 407, line 8, page 1, by adding after the word, "composed," and before the word, "of," the following: "The county health officer," and strike from line 8 the word, "of."

**WALDREP.**

Senate Bill No. 407, as amended, was read at length.

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

**AYE:**

Albright,	Curnutt,	Jones,	Paul,	Waldrep,
Briggs,	Duffy,	King,	Pugh,	Whitaker.
Broaddus,	Garvin,	Logan,	Ray,	
Burns,	George,	Lowrance,	Rinehart,	
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	
Carlile,	Howsley,	Nance,	Thomas,	
Carmack,	Johnston,	Nichols,	Timmons,	Total, 30.

**NAY:**

Chamberlin,	Taylor.	Total, 2.
-------------	---------	-----------



## EXCUSED:

Hutchinson, Willis. Total, 2.

## NOT VOTING:

Commons,	Ivester,	Spencer,	Wright.
Fidler,	Rorschach,	Stewart,	
Fischl,	Sowards,	Wilbanks,	Total, 10.

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:

## AYE:

Albright,	Curnutt,	Jones,	Paul,	Waldrep,
Briggs,	Duffy,	King,	Pugh,	Whitaker.
Broaddus,	Garvin,	Logan,	Ray,	
Burns,	George,	Lowrance,	Rinehart,	
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	
Carlile,	Howsley,	Nance,	Thomas,	
Carmack,	Johnston,	Nichols,	Timmons,	Total, 30.

## NAY:

Chamberlin, Taylor. Total, 2.

## EXCUSED:

Hutchinson, Willis. Total, 2.

## NOT VOTING:

Commons,	Ivester,	Spencer,	Wright.
Fidler,	Rorschach,	Stewart,	
Fischl,	Sowards,	Wilbanks,	Total, 10.

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. 407, as amended, was ordered referred for engrossment.

SENATE 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:

## AYE:

Albright,	Carlile,	Hill,	Nance,	Ritzhaupt,
Briggs,	Carmack,	Johnston,	Nichols,	Sowards,
Broaddus,	Duffy,	King,	Paul,	Taylor,
Burns,	Garvin,	Lowrance,	Pugh,	Thomas,
Bushyhead,	George,	MacDonald,	Rinehart,	Total, 24.

**NAY:**

Chamberlin,	Howsley,	Logan,	Whitaker,
Curnutt,	Ivester,	Ray,	Wilbanks.
Fischl,	Jones,	Timmons,	Total, 11.

**EXCUSED:**

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

**NOT VOTING:**

Commons,	Rorschach,	Stewart,	Wright.
Fidler,	Spencer,	Waldrep,	Total, 7.

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 Thomas, the emergency section to Senate Bill No. 377 was ordered stricken and the title of the bill amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 377, as amended, was ordered referred for re-engrossment.

**SPECIAL COMMITTEE REPORT**

By unanimous consent, the following Special Committee Report was submitted, and, upon motion of Senator Timmons, adopted:

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 271, by Timmons (by request), entitled:

An Act limiting time for assessment and proceedings for collection of income taxes, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith recommend that the bill do pass, as amended by said Special Committee.

DUFFY, Chairman.

By unanimous consent, SENATE BILL NO. 271 was considered.

Senator Duffy, on behalf of the Special Committee, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 271, line 7, page 1, by striking after the word, "provided," the remainder of line 7, all of lines 8, 9 and 10, page 1, and lines, 2 and 3, page 2, and inserting in lieu thereof the following: "\* \* \* In the case of a false or fraudulent return with intent to evade tax or of a failure to file a return, the tax may be assessed, or a proceeding in court for the collection of such tax may be begun without assessments at any time."

DUFFY.

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

Upon motion of Senator Timmons, Senate Bill No. 271 was advanced to engrossment and third reading.

Upon motion of Senator Timmons, the rules of the Senate were suspended and Senate Bill No. 271, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 271 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Ivester,	Nance,	Thomas,
Briggs,	Duffy,	Johnston,	Nichols,	Timmons,
Broadus,	Fischl,	Jones,	Paul,	Waldrep,
Burns,	Garvin,	King,	Pugh,	Whitaker,
Carlile,	George,	Logan,	Ray,	Wilbanks.
Carmack,	Hill,	Lowrance,	Ritzhaupt,	
Chamberlin,	Howsley,	MacDonald,	Taylor,	Total, 33.

#### EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

#### NOT VOTING:

Bushyhead,	Fidler,	Rorschach,	Spencer,	Wright.
Commons,	Rinehart,	Sowards,	Stewart,	Total, 9.

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:

#### AYE:

Albright,	Curnutt,	Ivester,	Nance,	Thomas,
Briggs,	Duffy,	Johnston,	Nichols,	Timmons,
Broadus,	Fischl,	Jones,	Paul,	Waldrep,
Burns,	Garvin,	King,	Pugh,	Whitaker,
Carlile,	George,	Logan,	Ray,	Wilbanks.
Carmack,	Hill,	Lowrance,	Ritzhaupt,	
Chamberlin,	Howsley,	MacDonald,	Taylor,	Total, 33.

#### EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------



NOT VOTING:

Bushyhead,	Fidler,	Rorschach,	Spencer,	Wright.
Commons,	Rinehart,	Sowards,	Stewart,	Total, 9.

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. 271, as amended, was ordered referred for engrossment.

Senator Ray moved that the vote be reconsidered by which SENATE BILL NO. 377, by Thomas, Burns, et al., was passed.

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 Flood Control, Soil Erosion and Irrigation, to whom was referred House Bill No. 221, by Raasch, Cox and Howell of the House, and Howsley and Wright of the Senate, entitled:

An Act conferring additional duties, powers and limitations upon the Conservation Commission of the State of Oklahoma, as created by the Laws of Oklahoma, Article 5, Chapter 70, Oklahoma Statutes of 1931, as amended by House Bill No. 84 of the Fifteenth Legislature; providing for the formation of Conservancy Districts and the appointment of the members of the Oklahoma Conservation Commission and their successors and, etc.,

beg leave to report that we had the same under consideration and herewith report the following Senate Committee Substitute for House Bill No. 221 and recommend that said Substitute do pass.

HOWSLEY, Chairman.

Mr. President: We, your Committee on Privileges and Elections, to whom was referred Senate Bill No. 286, by Burns, entitled:

An Act providing for the payment of the poll tax as a prerequisite for voting; providing for collection by County Treasurers; establishing exemption for certain voters; providing for the details for collection; and the issuance of receipts and exemption certificates, etc.,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

WILBANKS, Chairman.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 123, 151, 337 and 401 correctly engrossed.

ALBRIGHT, Vice-Chairman.

### THIRD READING

SENATE BILL NO. 214 was read at length for the third time.

Senator Broaddus asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 214, line 18, page 2, by inserting after the word, "serving," and before the word "such," the word, "notice."

BROADDUS.

Senator Broaddus asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 214, line 4, page 3, by inserting after the word, "advertised," the following: "Provided the failure to give such notice shall not constitute a bar upon the merits of any claim in any action against the surety or sureties."

BROADDUS.

Senate Bill No. 214, as amended, was read at length.

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

#### AYE:

Albright,	Curnutt,	King,	Pugh,	Waldrep,
Briggs,	Garvin,	Logan,	Ray,	Whitaker,
Broaddus,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Carlile,	Hill,	MacDonald,	Rorschach,	Wright.
Carmack,	Howsley,	Nance,	Sowards,	
Chamberlin,	Johnston,	Nichols,	Taylor,	
Commons,	Jones,	Paul,	Timmons,	Total, 32.

#### NAY:

Duffy,	Ivester.	Total, 2.
--------	----------	-----------

#### EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

#### NOT VOTING:

Burns,	Fidler,	Rinehart,	Stewart,	
Bushyhead,	Fischl,	Spencer,	Thomas.	Total, 8.

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. 214, as amended, was ordered referred for engrossment.

### GENERAL ORDER

Upon motion of Senator Wright, SENATE BILL NO. 309, by Wright, et al., was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, SENATE BILL NO. 203, by Ritzhaupt, et al., was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 203 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 203 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Jones,	Paul,	Taylor,
Briggs,	Duffy,	King,	Ray,	Thomas,
Broadbuss,	Garvin,	Logan,	Ritzhaupt,	Timmons,
Carlile,	George,	Lowrance,	Rorschach,	Whitaker,
Carmack,	Hill,	MacDonald,	Sowards,	Wilbanks,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Johnston,	Nichols,	Stewart,	Total, 34.

#### NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

#### EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

#### NOT VOTING:

Burns,	Fidler,	Rinehart,	
Bushyhead,	Fischl,	Waldrep.	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:



## AYE:

Albright,	Curnutt,	Jones,	Paul,	Taylor,
Briggs,	Duffy,	King,	Ray,	Thomas,
Broadbudd,	Garvin,	Logan,	Ritzhaupt,	Timmons,
Carlile,	George,	Lowrance,	Rorschach,	Whitaker,
Carmack,	Hill,	MacDonald,	Sowards,	Wilbanks,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright,
Commons,	Johnston,	Nichols,	Stewart,	Total, 34.

## NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

## EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

## NOT VOTING:

Burns,	Fidler,	Rinehart,	
Bushyhead,	Fischl,	Waldrep.	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. 203 was ordered referred for engrossment.

SENATE BILL NO. 151 was read at length for the third time.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 151, by striking lines 4 and 5, page 1.

CURNUTT.

Senator Spencer asked to be recorded "present," which was the order.

Senator Commons asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 151, by striking Sections 2 and 3.

COMMONS.

Senator Commons submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend the title of Senate Bill No. 151, by striking therefrom the following: "REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREOF, AND DECLARING AN EMERGENCY."

COMMONS.

Senate Bill No. 151, as amended, was read at length.

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

**AYE:**

Albright,	Curnutt,	Jones,	Ray,	Whitaker,
Broaddus,	Duffy,	King,	Ritzhaupt,	Wilbanks.
Burns,	Garvin,	Lowrance,	Rorschach,	
Carlile,	George,	MacDonald,	Sowards,	
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 30.

**NAY:**

Stewart. Total, 1.

**EXCUSED:**

Hutchinson, Willis. Total, 2.

**NOT VOTING:**

Briggs,	Fischl,	Paul,	Waldrep,
Bushyhead,	Ivester,	Rinehart,	Wright.
Fidler,	Logan,	Timmons,	Total, 11.

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. 151, as amended, was ordered referred for engrossment.

**GENERAL ORDER**

Upon motion of Senator Ritzhaupt, SENATE BILL NO. 403, by Ritzhaupt and Paul, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 403 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

SENATE 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:

**AYE:**

Albright,	Duffy,	Jones,	Nichols,	Taylor,
Broaddus,	Garvin,	King,	Paul,	Thomas,
Burns,	George,	Logan,	Ray,	Wright.
Carlile,	Hill,	Lowrance,	Ritzhaupt,	
Carmack,	Howsley,	MacDonald,	Rorschach,	
Curnutt,	Johnston,	Nance,	Spencer,	Total, 27.

**NAY:**

Chamberlin,	Stewart,	Whitaker,	
Commons,	Waldrep,	Wilbanks.	Total, 6.

**EXCUSED:**

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

**NOT VOTING:**

Briggs,	Fidler,	Ivester,	Rinehart,	Timmons.
Bushyhead,	Fischl,	Pugh,	Sowards,	Total, 9.

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:

**AYE:**

Albright,	Duffy,	Logan,	Ritzhaupt,	Whitaker,
Briggs,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Broaddus,	George,	MacDonald,	Sowards,	Wright.
Burns,	Hill,	Nance,	Spencer,	
Carlile,	Howsley,	Nichols,	Taylor,	
Carmack,	Johnston,	Paul,	Thomas,	
Commons,	Jones,	Pugh,	Timmons,	
Curnutt,	King,	Ray,	Waldrep,	Total, 35.

**NAY:**

Chamberlin,	Stewart.	Total, 2.
-------------	----------	-----------

**EXCUSED:**

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

**NOT VOTING:**

Bushyhead,	Fischl,	Rinehart.
Fidler,	Ivester,	Total, 5.

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. 403 was ordered referred for engrossment.

SENATE BILL NO. 401 was read for the third time at length.

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



AYE:

Albright,	Curnutt,	King,	Ray,	Timmons,
Briggs,	Duffy,	Logan,	Rinehart,	Whitaker,
Broaddus,	Garvin,	Lowrance,	Ritzhaupt,	Wilbanks,
Burns,	George,	MacDonald,	Rorschach,	Wright.
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 36.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Bushyhead,	Fischl,	Stewart,	
Fidler,	Jones,	Waldrep.	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:

AYE:

Albright,	Curnutt,	King,	Ray,	Timmons,
Briggs,	Duffy,	Logan,	Rinehart,	Whitaker,
Broaddus,	Garvin,	Lowrance,	Ritzhaupt,	Wilbanks,
Burns,	George,	MacDonald,	Rorschach,	Wright.
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Ivester,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 36.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Bushyhead,	Fischl,	Stewart,	
Fidler,	Jones,	Waldrep.	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. 401, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 123 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	King,	Ray,	Whitaker,
Briggs,	Garvin,	Logan,	Rinehart,	Wilbanks,
Broadbudd,	George,	Lowrance,	Ritzhaupt,	Wright.
Burns,	Hill,	MacDonald,	Rorschach,	
Carlile,	Howsley,	Nance,	Sowards,	
Carmack,	Ivester,	Nichols,	Spencer,	
Chamberlin,	Johnston,	Paul,	Taylor,	
Commons,	Jones,	Pugh,	Timmons,	Total, 35.

## NAY:

Duffy.	Total, 1.
--------	-----------

## EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

## NOT VOTING:

Bushyhead,	Fischl,	Thomas,	
Fidler,	Stewart,	Waldrep.	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:

## AYE:

Albright,	Curnutt,	King,	Ray,	Whitaker,
Briggs,	Garvin,	Logan,	Rinehart,	Wilbanks,
Broadbudd,	George,	Lowrance,	Ritzhaupt,	Wright.
Burns,	Hill,	MacDonald,	Rorschach,	
Carlile,	Howsley,	Nance,	Sowards,	
Carmack,	Ivester,	Nichols,	Spencer,	
Chamberlin,	Johnston,	Paul,	Taylor,	
Commons,	Jones,	Pugh,	Timmons,	Total, 35.

## NAY:

Duffy.	Total, 1.
--------	-----------

## EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

## NOT VOTING:

Bushyhead,	Fischl,	Thomas,	
Fidler.	Stewart,	Waldrep.	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. 123, and ordered the same transmitted to the Honorable House.

### GENERAL ORDER

Upon motion of Senator MacDonald, SENATE BILL NO. 365, by MacDonald, was advanced to engrossment and third reading.

Upon motion of Senator MacDonald, the rules of the Senate were suspended and Senate Bill No. 365 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Albright,	Garvin,	Logan,	Rinehart,	Wilbanks,
Briggs,	George,	Lowrance,	Rorschach,	Wright.
Broadus,	Hill,	MacDonald,	Sowards,	
Burns,	Howsley,	Nance,	Spencer,	
Carlile,	Johnston,	Nichols,	Stewart,	
Carmack,	Jones,	Paul,	Taylor,	
Chamberlin,	King,	Ray,	Whitaker,	Total, 30.

#### NAY:

Curnutt,	Duffy,	Ivester.	Pugh,	Total, 4.
----------	--------	----------	-------	-----------

#### EXCUSED:

Hutchinson,	Willis,	Total, 2.
-------------	---------	-----------

#### NOT VOTING:

Bushyhead,	Fidler,	Ritzhaupt,	Timmons,	
Commons,	Fischl,	Thomas,	Waldrep,	Total, 8.

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:

#### AYE:

Albright,	Duffy,	King,	Ray,	Whitaker,
Briggs,	Garvin,	Logan,	Rinehart,	Wilbanks,
Broadus,	George,	Lowrance,	Rorschach,	Wright.
Burns,	Hill,	MacDonald,	Sowards,	
Carlile,	Howsley,	Nance,	Spencer,	
Carmack,	Johnston,	Nichols,	Stewart,	
Chamberlin,	Jones,	Paul,	Taylor,	Total, 31.



## NAY:

Curnutt,	Ivester,	Pugh,	Total, 3.
----------	----------	-------	-----------

## EXCUSED:

Hutchinson,	Willis,	Total, 2.
-------------	---------	-----------

## NOT VOTING:

Bushyhead,	Fidler,	Ritzhaupt,	Timmons,	Total, 8.
Commons,	Fischl,	Thomas,	Waldrep.	

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. 365 was ordered referred for engrossment.

## GENERAL ORDER

Upon motion of Senator Nichols, HOUSE BILL NO. 276, by Whitaker of the House and Garvin of the Senate, was advanced to engrossment and third reading.

Senator Logan asked unanimous consent, to which Senator Garvin objected, that HOUSE BILL NO. 274, by Kerr, be advanced to engrossment and third reading.

## THIRD READING

SENATE BILL NO. 337 was read at length for the third time.

Senator Nichols asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 337, line 10, page 5, by striking the abbreviation, "Mrs."

NICHOLS.

Senate Bill No. 337, as amended, was read at length.

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

## AYE:

Albright,	Commons,	Johnston,	Paul,	Thomas,
Briggs,	Curnutt,	Jones,	Pugh,	Whitaker,
Broadus,	Duffy,	King,	Ray,	Wilbanks,
Burns,	Garvin,	Logan,	Rinehart,	Wright.
Bushyhead,	George,	Lowrance,	Ritzhaupt,	
Carlile,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Sowards,	
Chamberlin,	Ivester,	Nichols,	Spencer,	Total, 36.

**NAY:**

Stewart, Total, 1.

**EXCUSED:**

Hutchinson, Willis, Total, 2.

**NOT VOTING:**

Fidler, Taylor, Waldrep,  
Fischl, Timmons, Total, 5.

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:

**AYE:**

Albright,	Commons,	Johnston,	Paul,	Thomas,
Briggs,	Curnutt,	Jones,	Pugh,	Whitaker,
Broadbudd,	Duffy,	King,	Ray,	Wilbanks,
Burns,	Garvin,	Logan,	Rinehart,	Wright.
Bushyhead,	George,	Lowrance,	Ritzhaupt,	
Carlile,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Sowards,	
Chamberlin,	Ivester,	Nichols,	Spencer,	Total, 36.

**NAY:**

Stewart. Total, 1.

**EXCUSED:**

Hutchinson, Willis. Total, 2.

**NOT VOTING:**

Fidler, Taylor, Waldrep,  
Fischl, Timmons, Total, 5.

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. 337 was ordered referred for re-engrossment.

**GENERAL ORDER**

Upon motion of Senator Taylor, SENATE BILL NO. 333, by Taylor, was considered.

Section 1 was read.

Senator Paul asked unanimous consent, which was granted, to be added as a joint author of Senate Bill No. 333.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 333, line 3, page 1, by striking after the word, "real," and before the word, "mortgage," the words, "or chattel."

IVESTER.

Senator Commons moved that further consideration of Senate Bill No. 333 be indefinitely postponed.

Senator Paul presiding.

The vote occurring on the Commons motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Albright,	Chamberlin,	George,	MacDonald,	Timmons,
Broadus,	Commons,	Hill,	Nichols,	Waldrep,
Burns,	Curnutt,	Ivester,	Pugh,	Whitaker,
Carlile,	Duffy,	Jones,	Rinehart,	Wilbanks.
Carmack,	Garvin,	King,	Spencer,	Total 24.

NAY:

Bushyhead,	Logan,	Paul,	Rorschach,	Taylor.
Howsley,	Lowrance,	Ray,	Sowards,	Wright.
Johnston,	Nance,	Ritzhaupt,	Stewart,	Total, 14.

EXCUSED:

Hutchinson,	Willis.	Total, 2.
-------------	---------	-----------

NOT VOTING:

Briggs,	Fidler,	Fischl,	Thomas.	Total, 4
---------	---------	---------	---------	----------

Senator Taylor moved that, when the Senate adjourn today, it adjourn to meet on Monday, April 22nd, 1935.

Senator Nichols, as a substitute, moved that, when the Senate adjourns today, it adjourn to meet under the rules, which motion prevailed.

Upon motion of Senator Chamberlin, the Call of the House was ordered lifted.

President Berry presiding.

### COMMITTEE REPORTS

By unanimous consent, the following Special Committee Report was submitted, the bill ordered printed and placed upon the Calendar:



Mr. President: We, your Special Committee to whom was referred Senate Bill No. 269 by Nance, entitled:

An Act providing that certain foster children shall inherit, in the absence of a will, in the estate of his foster parent, 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.

JOHNSTON, Chairman.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 173 and Senate Bill No. 151 correctly engrossed.

ALBRIGHT, Vice-Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 173, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bill No. 151 and ordered the bill transmitted to the Honorable House, for consideration.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 386—By BRANAN,

An Act amending Section 8948, Oklahoma Statutes, relating to predatory animals, and providing for recovery for damages.

ENGROSSED HOUSE BILL NO. 558—By HUSER,

An Act waiving, releasing and extinguishing any rights acquired by the State of Oklahoma by virtue of a grant of free fishing rights to the State of Oklahoma executed by the town of Dustin, a municipal corporation, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 386 and 558.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 491—By GIBBONS,

An Act authorizing the construction and equipment of dormitories on the campus of the Central State Teachers' College of the State of Oklahoma, located at Edmond, Oklahoma; providing for the issuance and payment of Central State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 491 was read at length for the fourth time, the enrolled copy signed, in open session, by the President and ordered returned to the Honorable House.

The following Message from the Governor was received and read:

April 15, 1935.

To the President and Members  
of the Honorable Senate,  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 97, 136, 32 and 290, entitled:

ENROLLED SENATE BILL NO. 97—By DUFFY of the Senate, and DOGGETT, HAYNES and McCOLLOM of the House, entitled:

An Act amending Sections 1, 2 and 3, Chapter 137, Oklahoma

Session Laws, 1933, relating to the County Emergency Investment Fund to provide that the Excise Board of any county may, by order, cause one-half of all monies apportioned to such county from certain sources to be placed in said funds; providing for the disposition of any funds on hand in any county whose Excise Board does not execute such order; providing for disposition of all monies received by virtue of the liquidation of investments already made from said fund in such counties, and declaring an emergency.

ENROLLED SENATE BILL NO. 136—By TIMMONS, BROADDUS, RAY, COMMONS, NICHOLS, GARVIN, KING, DUFFY, BUSHY-HEAD, FIDLER and ALBRIGHT, entitled:

An Act authorizing Building and Loan Associations, co-operative banks and other mutual savings institutions to join the Federal plan for the guaranty of their deposits and share and to insure their deposits and share accounts with the Federal Savings and Loan Insurance Corporation, and declaring an emergency.

ENROLLED SENATE BILL NO. 32—By CURNUTT, entitled:

An Act amending Section 9725, Oklahoma Statutes, 1931, relating to the purpose for which private corporations are formed, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

ENROLLED SENATE BILL NO. 290—By TIMMONS, entitled:

An Act establishing and organizing an Agricultural and Industrial Exposition and Fair in Tulsa County in the State of Oklahoma and defining the purposes thereof; providing for the appointing of a Board of Directors and the organization thereof and defining its powers and duties; providing that the county treasurer shall be the custodian of funds and fixing the manner of disbursing the same; authorizing a salary to be paid to the Secretary of the Board and authorizing the Board of Directors to employ necessary assistance and a reasonable compensation therefor; providing for the holding at the option of the Board of Directors, annually an Agricultural and Industrial Exposition and Fair, and granting powers to such directors at any time to provide for exhibitions and contests of speed and athletics; providing for a reasonable admission fee, and authorizing other fees to be charged and providing that such income shall be used for the conducting of such Agricultural and Industrial Exposition and Fair and the maintenance, improvements and construction of buildings and grounds thereof; authorizing the Board of County Commissioners of said county to estimate in the county needs for each fiscal year a sum not to be used in payment of premiums and for the maintenance, improvements and construction of buildings and grounds, and payment of approved claims against the organization heretofore known as Tulsa Free State Fair, and making it the mandatory duty of the Excise Board to approve such estimate; authorizing the leasing of the property of such exposition and fair under certain terms and conditions, and repealing Chapter 159 of the Session Laws of



1925, as amended by Chapter 242, Session Laws of 1929, and all Acts and parts of Acts in conflict herewith; and declaring an emergency, and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

Upon motion of Senator Ray, the Senate adjourned, to meet under the rules.

SEVENTY-THIRD LEGISLATIVE DAY

THURSDAY, APRIL 18, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	Logan,	Rorschach,	Wright.
Briggs,	Fischl,	Lowrance,	Sowards,	
Broadbudd,	Garvin,	MacDonald,	Spencer,	
Burns,	George,	Nance,	Stewart,	
Bushyhead,	Howsley,	Nichols,	Taylor,	
Carlile,	Hutchinson,	Paul,	Thomas,	
Carmack,	Ivester,	Pugh,	Timmons,	
Chamberlfn,	Johnston,	Ray,	Waldrep,	
Commons,	Jones,	Rinehart,	Whitaker,	
Curnutt,	King,	Ritzhaupt,	Wilbanks,	Total, 41.

EXCUSED:

Fidler,	Hill,	Willis.	Total, 3.
---------	-------	---------	-----------

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Logan asked unanimous consent, which was granted, to request the Honorable House to return ENGROSSED HOUSE BILL NO. 173, by Coe, et al.

The President introduced Lieutenant Governor Victor Myers, of the State of Washington, who addressed the Senate.

Senator Timmons moved that the Senate proceed to the consideration of SENATE BILL NO. 217, by Ritzhaupt.

Senator Albright moved to table the Timmons motion, which motion prevailed.

COMMITTEE REPORTS

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills

begs leave to report House Bill No. 410, Senate Bills Nos. 214, 271, 365, 403 and 407 correctly engrossed.

ALBRIGHT, Acting Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 410, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 214, 271, 365, 403 and 407, and ordered each transmitted to the Honorable House for consideration.

The following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Engrossed House Bill No. 119 by Davis, entitled:

An Act amending Section 917, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace in forcible entry and detainer suits, 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.

CURNUTT, Chairman.

## SECOND READING

The following bills were read for the second time:

ENGROSSED HOUSE BILL NO. 439—By HOLLIMAN—By unanimous consent, House Bill No. 439 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 386—By BRANAN—By unanimous consent, House Bill No. 386 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 558—By HUSER—By unanimous consent, House Bill No. 558 was ordered placed upon the Calendar, without reference to a Committee.

## GENERAL ORDER

Senator Nance called up for consideration substitute for SENATE BILL NO. 121, by Nance, Briggs, et al., which was read at length.

Senator Commons presiding.

Sections 1, 2, 3, 4, 5 and 6 were adopted, by unanimous consent.



Section 7 was considered.

Senator Curnutt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 121, line 14, page 10, by inserting after the word, "years," the following: "Providing, that it shall be the mandatory duty of said Board to commence foreclosure proceedings when any purchaser has been delinquent as long as two years in payment of principal or interest."

CURNUTT.

Upon motion of Senator Nance, Section 7, as amended, was adopted.

Sections 8 to 16, both inclusive, were adopted, by unanimous consent.

Section 17 was considered.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend Senate Bill No. 121 by striking after the word, "of," in line 2, the balance of line 2, all of line 3 before the word, "said," and inserting the words and figures, "One Hundred Thousand Dollars (\$100,000.00)."

PUGH.

Upon motion of Senator Nance, Section 17 was adopted.

Upon motion of Senator Nance, Senate Bill No. 121 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 121, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 121 was read for the third time at length.

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

AYE:

Albright,	Duffy,	Jones,	Ray,	Taylor,
Briggs,	Fischl,	King,	Rinehart,	Thomas,
Carnack,	Garvin,	Logan,	Rorschach,	Whitaker.
Chamberlin,	George,	Lowrance,	Sowards,	
Commons,	Ivester,	Nance,	Spencer,	
Curnutt,	Johnston,	Paul,	Stewart,	Total, 27.

## NAY:

Pugh. Total, 1.

## EXCUSED:

Fidler, Hill, Wilbanks, Willis. Total, 4.

## NOT VOTING:

Broadus, Carlile, MacDonald, Timmons,  
Burns, Howsley, Nichols, Waldrep,  
Bushyhead, Hutchinson, Ritzhaupt, Wright. Total, 12.

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. 121 was ordered referred for engrossment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 337 correctly engrossed.

## SOWARDS, Vice-Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 337 and ordered it transmitted to the Honorable House, for consideration.

Senator Ray moved that the Senate work under a Call of the House, which motion prevailed.

Upon roll call, the following members were noted "absent": Senators Bushyhead, Carlile, Carmack, Howsley, Jones, MacDonald, Pugh, Ritzhaupt, Rorschach, Thomas and Timmons.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senators Howsley, Carmack, Ritzhaupt and Jones asked to be recorded "present," which was the order.

## GENERAL ORDER

SENATE BILL NO. 372, by Sowards, was called up for consideration by Senator Waldrep.

Section 1 was read.

Senator Waldrep moved the adoption of Section 1, which motion failed of adoption.

Senators Pugh, Timmons and MacDonald asked to be recorded "present," which was the order.

Upon motion of Senator Carmack, further consideration of Senate Bill No. 372 was indefinitely postponed.

SENATE BILL NO. 224, by Sowards, was considered.

Upon motion of Senator Johnston, Senate Bill No. 224 was advanced to engrossment and third reading.

Senator Broadbudd moved that HOUSE BILL NO. 404, by Coe, et al., be referred to a Special Committee, with instructions to substitute therefor SENATE BILL NO. 228, which motion prevailed, the Presiding Officer appointing as such Special Committee, Senators Broadbudd, King and Whitaker.

Senator Rorschach asked to be recorded "present," which was the order.

Upon motion of Senator Whitaker, HOUSE BILL NO. 140, by Bailey, was advanced to engrossment and third reading.

#### MOTION LODGED TO RECONSIDER

Senator Ray moved that the vote be reconsidered by which SENATE BILL NO. 406, by Ray, failed of passage, which motion failed of adoption.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolution No. 17 and Senate Bill No. 193 correctly engrossed.

ALBRIGHT, Acting Chairman.

#### MESSAGE

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

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 440—By COMMITTEE ON REVENUE AND TAXATION,



An Act levying a consumers' tax upon the gross receipts derived from the sales to consumers or users, of all tangible person property, and of all goods, wares, merchandise, foods, confections, and drinks sold in the State of Oklahoma, and of tickets or admissions to place of amusement or athletic events, and of gas, electricity, and water, and of transportation to passengers, and of communication service by telephone, telegraph, and radio-casting, and of advertising and printing, upon the gross receipts derived from the sales to consumers or users, of all service of furnishing rooms by hotels, public inns and public rooming or lodging houses and tourist camps; defining terms; prescribing certain exemptions; providing for the disposition of the revenues arising hereunder, providing for the collection of such taxes and for the enforcement of this act by the Oklahoma Tax Commission; providing for the expenses of such collection and enforcement; empowering said Commission to prescribe rules and regulations for the enforcement of this Act; prescribing penalties for the violation of this Act; authorizing refunds; making such taxes and penalties a lien on vendor's property; providing a legal remedy for aggrieved taxpayers; declaring the provisions of this Act to be severable; repealing conflicting laws, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives:

THORNTON,	ABERNETHY, of Harmon,
GIBBONS,	ROBERTS,
SULLIVAN,	O'DELL,
HUNT, of Osage,	HOLLIMAN,
BROWN,	COUCH,
BREWER,	MUNGER,
HOWELL,	CHASE,
WORTHINGTON,	POE.
FREEMAN,	

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Paul moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 440, be granted and Senate Conferees appointed, which motion prevailed, the Presiding Officer appointing as such conferees, Senators Commons, Burns, Ritzhaupt, Nance, Ray, Briggs, King, Jones, Paul, Carlile, Carmack, Hill, Sowards, Bushyhead, MacDonald, Broadus and Whitaker.

### THIRD READING

SENATE JOINT RESOLUTION NO. 17 was read at length for the third time.

Senator Curnutt moved that further consideration of Senate Joint Resolution No. 17 be indefinitely postponed.

Senator Burns moved to table the Curnutt motion, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Briggs,	Chamberlin,	Logan,	Rinehart,	Thomas,
Burns,	Fischl,	Paul,	Stewart,	Wright.
Carmack,	Hutchinson,	Pugh,	Taylor,	Total, 14.

NAY:

Albright,	Duffy,	Jones,	Sowards,
Broaddus,	George,	Ray,	Timmons,
Commons,	Ivester,	Ritzhaupt,	Whitaker.
Curnutt,	Johnston,	Rorschach,	Total, 15.

EXCUSED:

Fidler,	Hill,	Wilbanks,	Willis,	Total, 4.
---------	-------	-----------	---------	-----------

NOT VOTING:

Bushyhead,	Howsley,	MacDonald,	Spencer,
Carlile,	King,	Nance,	Waldrep.
Garvin,	Lowrance,	Nichols,	Total, 11.

Senator Logan presiding.

The vote occurring on the Curnutt motion, it was declared adopted.

Senators Carlile and Bushyhead asked to be recorded "present," which was the order.

SENATE BILL NO. 193 was read at length for the third time.

Senator Duffy asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 193, line 3, page 2, by adding after the word, "same," the following: "Provided, that before the claim of any county shall be paid by the State Auditor, it shall be necessary for the Court Clerk of said county to make an affidavit that the court funds of said county, as provided in Chapter 117 of the 1933 Session Laws, are exhausted."

DUFFY.

Senator Chamberlin moved that further consideration of Senate Bill No. 193 be indefinitely postponed.

Senator Fischl, in lieu of all pending motions, moved the adoption of the following substitute for Senate Bill No. 193, which motion prevailed:

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 193—By STEWART, NANCE, BRIGGS, IVESTER and FISCHL.

AN ACT ESTABLISHING A CRIMINAL COURT FUND TO PAY

COSTS OF HOLDING DISTRICT AND SUPERIOR COURT IN THE SEVERAL COUNTIES OF THE STATE OF OKLAHOMA AS PROVIDED HEREIN; DECLARING IT TO BE THE POLICY OF THE STATE TO PAY SUCH COSTS; MAKING AN APPROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. It is hereby declared to be the policy of the State of Oklahoma, in order to provide funds for the holding of court for the trial of criminal cases in District and Superior Courts of the State, where no such funds are available, to pay the necessary costs of holding such court.

Section 2. For the purpose of carrying out the provisions of this Act there is hereby created in the office of the State Treasurer a "Criminal Court Fund" into which shall be placed the appropriation herein authorized, or so much thereof as may be necessary, and out of which shall be paid the expenses of the trial of criminal cases in the District and Superior Courts of this State as herein authorized.

Section 3. Whenever the funds available for the trial of criminal cases in any District or Superior Court in this State are insufficient for the purpose of holding a term of court for the trial of criminal cases, the Judge of said Court shall certify such fact to the Governor of the State of Oklahoma, and shall certify the amount of funds necessary to permit the holding of such term of court and to pay the expenses thereof as herein authorized, and the Governor of the State of Oklahoma shall, upon receipt of such certificate cause an investigation of the facts therein set out to be made, and if satisfied with the correctness thereof shall issue an executive order directed to the State Treasurer of the State of Oklahoma commanding him to pay to the Clerk of the court over which such Judge presides and in which such court is to be held a sum sufficient to pay the expenses of said court as herein authorized, and which shall be paid by a warrant drawn upon the said Criminal Court Fund, and in the manner now provided by law for the expenditure of funds of the State of Oklahoma. The Clerk of said court shall be liable upon his official bond for the proper expenditure of said funds, and the same shall not be used except in pursuance of the provisions hereof.

Section 4. The funds herein provided shall be used only for the purpose of paying such jury fees and mileage, claims for serving process and mileage, and witness fees and mileage, as shall be approved by the Judge holding said court, and shall be paid by the Clerk of said Court out of said funds in the same manner as like claims and fees are now paid. After the payment of all such claims and fees so authorized to be paid out of said fund, any unexpended balance thereof in the hands of the Clerk of said court shall be returned to the State Treasurer and redeposited in said Criminal Court Fund.

Section 5. For the purpose of making this Act effective there is hereby appropriated out of any funds in the State Treasury, not other-



wise appropriated, the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00), Fifty Thousand Dollars (\$50,000.00) to be available for the fiscal year ending June 30, 1935, One Hundred Thousand Dollars (\$100,000.00) to be available for the fiscal year ending June 30, 1936, and One Hundred Thousand Dollars (\$100,000.00) to be available for the fiscal year ending June 30, 1937.

Section 6. 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.

FISCHL.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend the Fischl amendment to Senate Bill No. 193 by adding a new paragraph, as follows: "Provided, however, that no county shall be entitled to any portion of the funds provided herein until said county has appropriated and expended a sum equal to at least the amount said county appropriated during the fiscal year immediately preceding the passage and approval of this Act."

CURNUTT.

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

Mr. President: I move to amend Senate Bill No. 193 by adding a new section to be numbered Section 5½, as follows: "Section 5½. Chapter 117, Session Laws of Oklahoma, 1933, shall remain in full force and effect."

FISCHL.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend the Fischl amendment by adding after the figures, "1933," the word, "and any and all acts amendatory thereof."

CHAMBERLIN.

The vote occurring on the Fischl amendment, as amended, it was declared adopted.

### THIRD READING

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:

## AYE:

Briggs,	Fischl,	King,	Paul,	Taylor,
Burns,	Garvin,	Lowrance,	Ray,	Whitaker.
Carlile,	Ivester,	MacDonald,	Rinehart,	
Carmack,	Johnston,	Nance,	Ritzhaupt,	
Commons,	Jones,	Nichols,	Stewart,	Total, 22.

## NAY:

Broaddus,	Duffy,	Logan,	Thomas,
Bushyhead,	George,	Pugh,	Timmons,
Chamberlin,	Howsley,	Sowards,	Wright.
Curnutt,	Hutchinson,	Spencer,	Total, 15.

## EXCUSED:

Fidler,	Hill,	Wilbanks,	Willis.	Total, 4.
---------	-------	-----------	---------	-----------

## NOT VOTING:

Albright,	Rorschach,	Waldrep.	Total, 3.
-----------	------------	----------	-----------

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 Stewart moved that the vote be reconsidered by which Senate Bill No. 193 failed of passage.

President Berry presiding.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives, to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for the appointment of a Special Committee, to meet with a like Committee from your Honorable Body, for the purpose of redrafting:

ENGROSSED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER,

An Act amending Sections 12527, 12535 and 12536, Oklahoma Statutes, 1931, levying an excise tax on gasoline; providing for the apportionment of the revenue derived from the excise tax on gasoline; creating a rural highway improvement fund,

and to further advise you that the Speaker has appointed the following Representatives on said Committee: Abernathy of Pottawatomie, Gibbons, Barnett, Williams, O'Neill, Goodwin and Chase.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to request that a Committee be appointed by the Honorable Senate to meet with a like Committee appointed by the House, said Joint Committee to be charged with the following particular duties:

1. To determine the approximate amount of revenue that will accrue to the State during the coming biennium from all sources, including sales tax at 1 per cent.

2. To determine as near as possible the exact amount of emergency and regular appropriations that have been made by the Fifteenth Session, and to estimate the probable total of appropriations that will hereafter be made.

3. To recommend to the House and Senate what tax, if any, should be levied under the provisions of Sections 2, 3 and 4, Article 10, of the Constitution, the rate of said tax, and the class or classes of property on which same shall be levied.

I am further directed to advise you, and through you the Honorable Senate, that similar action has been taken by the House of Representatives, and pursuant thereto the Speaker Pro Tempore has appointed on said Committee the following named Representatives: Phillips of Okfuskee, Shoemaker, Holliman, Singleton, Thornton, Carmichael, Gibbons and O'Brien.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Nance moved that the request of the Honorable House, for the appointment of a Committee, to be charged with the duties outlined in the above message, be granted, which motion prevailed, the President appointing as such Committee, Senators Briggs, Nance, Commons, Nichols, Broadus, Bushyhead, Burns and Rorschach.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:



## ENGROSSED HOUSE BILL NO. 441—By O'DELL and KIKER,

An Act levying an excise tax on every motor vehicle, automobile, motor truck, motor tractor, trailer, semi-trailer, tractor, motorcycle, and motor bus, as the same are respectively defined by Section 1, Chapter 290, Oklahoma Session Laws, 1919; providing the time when such tax shall be levied and collected, the manner and method of collecting said tax; fixing the rate of such tax and basis of value; providing that the Oklahoma Tax Commission shall ascertain, compute and collect the tax and enforce the provisions of this Act; authorizing the Oklahoma Tax Commission to prescribe and promulgate rules and regulations for the enforcement of said Act and the collection of said tax; making said tax a lien on the vehicles; exempting certain vehicles; making such tax in lieu of all other taxes, general or special, except motor registration fees, mileage taxes and fees paid to the Corporation Commission; and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Abernethy of Harmon, Kiker, Montgomery, Haynes, Couch, Pugh, Morrow, Taylor, Ulmark, Schwoerke, Doggett, Holliman, Hunt of Osage, Wright of Washita and Beck.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

President Pro Tempore Briggs presiding.

Upon motion of Senator Nance, the request of the Honorable House for a conference on Engrossed House Bill No. 441, was ordered granted, the President Pro Tempore appointing as Senate Conferees thereunder, Senators Commons, Burns, Ritzhaupt, Nance, Ray, Briggs, King, Jones, Paul, Carlile, Carmack, Hill, Sowards, Bushyhead, MacDonald, Broadus and Whitaker.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 13—By SCHWOERKE, PHILLIPS of Okfuskee, BAILEY, BILLINGS and CARLETON,

A Joint Resolution declaring the Secretary of State to refer to the people for their approval or rejection at the next general election or at some special election called by competent authority for the people and held in the State of Oklahoma; a proposed amendment to Section 7, Article 23, of the Constitution of the State of Oklahoma,

and to advise you, and through you the Honorable Senate, that the

same has been adopted by the House, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Joint Resolution No. 13.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 99—By KEYES and WINGO,

An Act amending Section 54, Oklahoma Statutes, 1931, relating to legal notices to be published in paper of paid general circulation; prior publication for one hundred and four weeks; change of location in county; failure of publication for 14 days due to accident or mortgage foreclosure; exception where no newspaper in county,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 99.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you, the Honorable Senate, that the House has granted the request of your Honorable Body for the return of:

ENGROSSED HOUSE BILL NO. 173—By COE, BARNETT, CAREY, KERR, JOHNSON of Osage, GREGORY, HUEY, BRANAN, WORTHINGTON, CORSON, BYROM, ALLEN, ULMARK, O'NEILL, PHILIPS of Pawnee and MORSE of the House, and FIDLER of the Senate,

An Act to create an organization to be known as "The Registered Dentists of Oklahoma," to provide for its organization, membership, dues and powers; defining the practice of dentistry and dental hygiene; prescribing rules of admission, professional conduct and prohibiting certain practices, providing for penalties for the violation of the pro-

visions of said Act; to repeal Chapter 41 of the Session Laws of the Seventh Legislature, same being Article 7, Chapter 24, Oklahoma Statutes, 1931, and all other laws in conflict herewith, and declaring an emergency,

for the purpose of correcting the Senate Amendments thereto, and we are herewith returning same.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 348—By CARLETON,  
SCHWOERKE and BILLINGS,

An Act declaring the policy of the State with reference to and regulating taxicabs, as defined herein, operating in cities having a population of 125,000 or more; prohibiting the operation of such taxicabs without a certificate of convenience and necessity; requiring such taxicabs to carry liability insurance covering loss or damage to persons and property; conferring jurisdiction upon the Corporation Commission over such taxicabs and their operation; authorizing and directing said Commission to fix fares to be charged by such taxicabs; authorizing and directing said Commission to issue certificates of convenience and necessity for the operation of such taxicabs; fixing the fees for such certificates; authorizing said Commission to make rules and regulations governing the fixing of fares and issue of certificates of convenience and necessity; providing for the enforcement and punishment for the violation of the provisions of this Act, and the orders, rules and regulations of said Commission; reserving to cities certain powers heretofore granted them; repealing all Acts inconsistent with the provisions of this Act.

ENGROSSED HOUSE BILL NO. 426—By O'DELL (by request),

An Act authorizing Earl W. Baker & Co., to institute and prosecute an action against the State Highway Department for the use and benefit of the said Earl W. Baker & Co., on account of the failure of the Highway Department to complete contract No. NRM 12-C paving in Tulsa County, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 447—By HOLLIMAN,

An Act amending Section 11017, Oklahoma Statutes, 1931, with reference to the limitation of an action upon a lien.

ENGROSSED HOUSE BILL NO. 595—By COE,



An Act dedicating certain portions of the State Capitol grounds and approaches thereto to the public use as streets, boulevards and highways; providing for the filing of plat thereof, 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 Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 348, 426, 447 and 595.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 196—By HUSER,

An Act repealing Section 7734, Oklahoma Statutes, 1931, relating to a County Treasurer holding his office for a longer period than two terms in succession,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 196 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 39—By BROADDUS, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS,

An Act relating to the Oklahoma Historical Society, its powers, duties, its board of directors, officers and employees, their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and

records in its custody, charges therefor, and declaring an emergency, together with the Engrossed House Amendments to same, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 39 was read, as follows:

Amendment No. 1. Section 10 of Senate Bill No. 39 is amended by adding the following at the end of said Section:

"Provided, that the North wing of the Second Floor of the Oklahoma Historical Society Building is hereby reserved as headquarters for the American Legion and its Auxiliary, the Spanish-American War Veterans and its Auxiliary, and the officers of the Soldiers' Relief Commission of the State of Oklahoma. Said Soldiers' Relief Commission shall assign the space herein reserved to said organizations."

Upon motion of Senator Broadus, the Senate refused to concur in Engrossed House Amendment to Engrossed Senate Bill No. 39, requested the Honorable House to grant a Conference thereon, the President Pro Tempore appointing as Senate conferees, thereunder, Senators Broadus, Chamberlin, Whitaker, Bushyhead and Ray.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 86—By RINEHART and CURNUTT,

An Act authorizing administrators, executors and guardians to lease lands and mineral interests in lands for oil and gas mining purposes; prescribing the procedure therefor, and declaring an emergency.

ENGROSSED SENATE BILL NO. 229—By RORSCHACH of the Senate, and BAILEY of the House,

An Act authorizing transfer of funds in the sum of Twenty Thousand (\$20,000.00) Dollars out of the Hospital Fund into the General Maintenance Fund of the Eastern Oklahoma Hospital at Vinita, Oklahoma, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 86 and 229 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 329—By HUTCHINSON,

An Act abolishing the Superior Court in any county or counties in the State of Oklahoma having a population of not less than 45,500 nor more than 46,000; providing for the disposition of all cases pending in said courts, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 329 was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 335—By WALDREP of the Senate, and ABERNATHY of Pottawatomie, SPENCER and CAREY of the House,

An Act to amend Section 7494, Oklahoma Statutes, 1931, providing for the building, completing, furnishing and equipping a court house and jail in Pottawatomie County; providing that the Excise Board of Pottawatomie County shall set up a special appropriation out of said court house fund for the completing, furnishing and equipping the court house and jail, and declaring an emergency.

ENROLLED SENATE BILL NO. 346—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS,



An Act relating to the interstate compact to conserve oil and gas; amending Section 3, of Senate Bill No. 208, approved March 6, 1935; designating the Governor as the official representative of Oklahoma on the Interstate Oil Compact Commission; authorizing the Governor to appoint an assistant representative, prescribing his duties and fixing his compensation; authorizing the employment of other assistants, and the incurring of expenses; creating a special fund and appropriating moneys to accrue thereto to the payment of the compensation and expenses authorized by this Act; prescribing manner of the disbursement of the special fund, and providing that any balance at the end of any fiscal year shall be credited to the proration fund; providing that provisions of the Act cease to operate if State withdraws from the compact and balance in the special fund shall be credited to the proration fund, and declaring an emergency.

ENROLLED SENATE BILL NO. 235—By MILITARY AFFAIRS COMMITTEE,

An Act to provide an accounting system for the National Guard; to bring injury to officers and men while on duty within the provisions of the Workmen's Compensation Law; prohibiting discriminations; providing that officers and men employed by the public shall not lose pay while on duty in the National Guard; making it a felony to assault troops while on duty; providing that the Attorney General or Judge Advocate must defend in certain cases; exempting National Guard property in certain cases, exempting National Guard property from taxation, making it a misdemeanor to destroy military property and providing for discipline of the National Guard, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 235, 335 and 346 were ordered referred to the Governor, for consideration.

#### GENERAL ORDER

HOUSE BILL NO. 335, by Coe, et al., of the House, and Fidler, of the Senate, was considered.

Upon motion of Senator Rinehart, House Bill No. 335 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 335 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 335 was read for the third time at length.

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

AYE:				
Albright,	Commons,	Johnston,	Ray,	Timmons,
Briggs,	Curnutt,	King,	Rinehart,	Whitaker,
Broadbudd,	Duffy,	Logan,	Ritzhaupt,	Wright.
Burns,	Fischl,	Lowrance,	Sowards,	
Bushyhead,	Garvin,	Nance,	Spencer,	
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	Total, 35.

EXCUSED:				
Fidler,	Hill,	Wilbanks,	Willis.	Total, 4.

NOT VOTING:		
Hutchinson,	MacDonald,	Waldrep.
Jones,	Rorschach,	Total, 5.

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:

AYE:				
Albright,	Commons,	Johnston,	Ray,	Timmons,
Briggs,	Curnutt,	King,	Rinehart,	Whitaker,
Broadbudd,	Duffy,	Logan,	Ritzhaupt,	Wright.
Burns,	Fischl,	Lowrance,	Sowards,	
Bushyhead,	Garvin,	Nance,	Spencer,	
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Howsley,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	Total, 35.

EXCUSED:				
Fidler,	Hill,	Wilbanks,	Willis.	Total, 4.

NOT VOTING:		
Hutchinson,	MacDonald.	Waldrep.
Jones,	Rorschach,	Total, 5.

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. 335, and ordered the same returned to the Honorable House.

Senator Ray moved that the vote be reconsidered by which SENATE BILL NO. 406, by Ray, failed of passage.

Senator Fischl raised a point of order against the Ray motion, stating such motion had previously been disposed of, which point was sustained.

Senator Paul moved that the rules of the Senate be suspended for the purpose of reconsidering the vote by which Senate Bill No. 406 failed of passage, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Curnutt,	Logan,	Rinehart,	Wright.
Briggs,	Duffy,	Lowrance,	Sowards,	
Bushyhead,	Howsley,	MacDonald,	Stewart,	
Carmack,	Johnston,	Nance,	Taylor,	
Chamberlin,	Jones,	Paul,	Waldrep,	
Commons,	King,	Ray,	Wilbanks,	Total, 25.

NAY:

Burns,	Fischl,	George,	Spencer,	Whitaker.
Carlile,	Garvin,	Ritzhaupt,	Thomas,	Total, 9.

EXCUSED:

Fidler,	Hill,	Willis.	Total, 3.
---------	-------	---------	-----------

NOT VOTING:

Broaddus,	Ivester,	Pugh,	Timmons.
Hutchinson,	Nichols,	Rorschach,	Total, 7.

Upon motion of Senator Ray, the vote was reconsidered by which Senate Bill No. 406 failed of passage.

Senator Fischl moved that Senate Bill No. 406 be referred to a Special Committee of 3, for the purpose of re-writing the bill.

Senator Paul raised a point of order against the Fischl motion, which was sustained, stating the motion following discussion.

Upon motion of Senator Nance, the previous question was ordered.

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



AYE:

Albright,	Curnutt,	Jones,	Paul,	Waldrep,
Briggs,	Duffy,	King,	Ray,	Wilbanks,
Bushyhead,	Howsley,	Lowrance,	Sowards,	Wright.
Carmack,	Hutchinson,	MacDonald,	Stewart,	
Commons,	Johnston,	Nance,	Taylor,	Total, 23.

NAY:

Burns,	Fischl,	Logan,	Ritzhaupt,	Whitaker.
Carlile,	Garvin,	Nichols,	Spencer,	
Chamberlin,	George,	Rinehart,	Thomas,	Total, 13.

EXCUSED:

Fidler,	Hill,	Willis.	Total, 3.
---------	-------	---------	-----------

NOT VOTING:

Broaddus,	Pugh,	Timmons.
Ivester,	Rorschach,	Total, 5.

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:

AYE:

Albright,	Curnutt,	King,	Ray,	Taylor,
Briggs,	Duffy,	Logan,	Rinehart,	Waldrep,
Bushyhead,	Howsley,	Lowrance,	Ritzhaupt,	Whitaker,
Carmack,	Hutchinson,	MacDonald,	Rorschach,	Wilbanks,
Chamberlin,	Johnston,	Nance,	Sowards,	Wright.
Commons,	Jones,	Paul,	Stewart,	Total, 29.

NAY:

Burns,	Fischl,	George,	Spencer,	
Carlile,	Garvin,	Nichols,	Thomas.	Total, 8.

EXCUSED:

Fidler,	Hill,	Willis.	Total, 3.
---------	-------	---------	-----------

NOT VOTING:

Broaddus,	Ivester,	Pugh,	Timmons.	Total, 4.
-----------	----------	-------	----------	-----------

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. 406 was ordered referred for engrossment.

Senator Fischl moved that the vote be reconsidered by which Senate Bill No. 406 was passed.

Senator Paul moved that the rules of the Senate be suspended for the purpose of considering the Fischl motion, which motion prevailed.

Upon motion of Senator Paul, the Fischl motion was tabled.

By unanimous consent, the following proceedings were had in open session:

Senator Ritzhaupt submitted the following Committee Report, which, upon his motion, was adopted:

Mr. President: We, your Committee on Education, to whom was referred the executive nomination of MRS. GRACE NORRIS DAVIS, of Oklahoma City, as a Member of the State Board of Education, to succeed and for the remainder of the term of Mrs. Kate Galt Zaneis, resigned, beg leave to recommend that the Senate advise and consent to the confirmation of said executive nomination.

RITZHAUPT, Chairman.

Senator Rinehart moved that the Senate advise and consent to the confirmation of the executive nomination of MRS. GRACE NORRIS DAVIS, of Oklahoma City, as a Member of the State Board of Education, to succeed and for the remainder of the term of Mrs. Kate Galt Zaneis, resigned, which motion was seconded by Senator MacDonald and adopted by the Senate.

By unanimous consent, the Secretary was directed to immediately notify the Governor of the above confirmation.

Upon motion of Senator Nance, the Call of the House was ordered lifted.

#### COMMITTEE REPORTS

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 203 correctly engrossed.

SOWARDS, Vice-Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 203 and ordered the same transmitted to the Honorable House, for consideration.

By unanimous consent, 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 Engrossed House Joint Resolution No. 4, by Morse, et al., entitled:

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute do pass.

Upon motion of Senator Nance, the Senate adjourned, to meet as provided under the rules.



## SEVENTY-FOURTH LEGISLATIVE DAY

FRIDAY, APRIL 19, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Timmons,
Broadus,	Fidler,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Taylor,	Total, 42.

## EXCUSED:

Willis. Total, 1.

## ABSENT:

MacDonald, Total, 1.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Fidler asked unanimous consent, which was granted, that the Senate stand at ease for two minutes out of respect to the memory of Reverend W. M. Wilson, a former Chaplain of the Senate.

The Senate was called to order by the President.

The Journal for the previous legislative day was declared approved.

Senator Fidler sent up the following telegram, which was read and, upon his request, incorporated in the Journal:

WASHINGTON D C

APRIL 17, 1935

W C FIDLER

STATE CAPITOL

OKLA CITY

THE GOVERNORS OF TEXAS AND NEW MEXICO AND

SEVERAL SENATORS INCLUDING COLORADO KANSAS AND OKLAHOMA HELD A MEETING LAST NIGHT. WE UNANIMOUSLY AGREED TO RECOMMEND THREE PROJECTS OR DAMS AS PARTS OF A UNIFIED PLAN STOP CADDO DAM IN COLORADO CONCHAS DAM IN NEW MEXICO AND FORT RENO DAM IN OKLAHOMA STOP WE WILL PRESENT THIS PLAN TO THE PRESIDENT THIS MORNING STOP OF COURSE I SHALL URGE OTHER PROJECTS FROM TIME TO TIME IN ACCORDANCE WITH THEIR EFFICIENCY AND ECONOMY STOP WE HOPE TO HAVE SYMPATHETIC COOPERATION AND PROMPT ACTION HERE.

(SIGNED) T P GORE USS.

Senator Fischl moved that the vote be reconsidered by which HOUSE BILL NO. 173, by Coe, et al., of the House, and Fidler, of the Senate, was passed, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Fischl,	Johnston,	Paul,	Timmons,
Carlile,	Garvin,	Jones,	Pugh,	Whitaker,
Chamberlin,	George,	King,	Rinehart,	Wilbanks,
Curnutt,	Hill,	Logan,	Sowards,	Wright.
Duffy,	Howsley,	Lowrance,	Spencer,	
Fidler,	Hutchinson,	Nance,	Thomas,	Total, 28.

NAY:

Carmack,	Ivester.	Taylor.	Total, 3.
----------	----------	---------	-----------

EXCUSED:

Willis,	Total, 1.
---------	-----------

ABSENT:

MacDonald.	Total, 1.
------------	-----------

NOT VOTING:

Briggs,	Bushyhead,	Ray,	Stewart,
Broadbuss,	Commons,	Ritzhaupt,	Waldrep.
Burns,	Nichols,	Rorschach,	Total, 11.

Upon motion of Senator Fischl, the vote was reconsidered by which House Bill No. 173 was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the vote was reconsidered by which Section 29, as amended, was adopted.

Upon motion of Senator Fischl, the vote was reconsidered by which his amendment to Section 29 was adopted.

By unanimous consent, the Fischl amendment to Section 29 was ordered withdrawn.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 173, line 15, page 25, by striking Section 29, and renumbering succeeding sections.

FISCHL.

Upon motion of Senator Fischl, House Bill No. 173 was advanced to engrossment and third reading.

Upon motion of Senator Fischl, the rules of the Senate were suspended and House Bill No. 173, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 173 was read for the third time at length.

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

#### AYE:

Albright,	Fischl,	Jones,	Rinehart,	Whitaker,
Carlile,	Garvin,	King,	Ritzhaupt,	Wilbanks,
Carmack,	George,	Logan,	Sowards,	Wright.
Chamberlin,	Hill,	Lowrance,	Spencer,	
Curnutt,	Howsley,	Nance,	Taylor,	
Duffy,	Hutchinson,	Paul,	Thomas,	
Fidler,	Johnston,	Pugh,	Timmons,	Total, 31.

#### NAY:

Ivester.	Total, 1.
----------	-----------

#### EXCUSED:

Willis.	Total, 1.
---------	-----------

#### ABSENT:

MacDonald.	Total, 1.
------------	-----------

#### NOT VOTING:

Briggs,	Bushyhead,	Ray,	Waldrep.
Broadus,	Commons,	Rorschach,	
Burns,	Nichols,	Stewart,	Total, 10.

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:



AYE:

Albright,	Fischl,	Jones,	Rinehart,	Whitaker,
Carlile,	Garvin,	King,	Ritzhaupt,	Wilbanks,
Carmack,	George,	Logan,	Sowards,	Wright.
Chamberlin,	Hill,	Lowrance,	Spencer,	
Curnutt,	Howsley,	Nance,	Taylor,	
Duffy,	Hutchinson,	Paul,	Thomas,	
Fidler,	Johnston,	Pugh,	Timmons,	Total, 31.

NAY:

Ivester, Total, 1.

EXCUSED:

Willis, Total, 1.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Briggs,	Bushyhead,	Ray,	Waldrep.
Broaddus,	Commons,	Rorschach,	
Burns,	Nichols,	Stewart,	Total, 10.

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. 173 was ordered referred for engrossment.

MOTION LODGED TO RECONSIDER

Senator Wilbanks moved that the vote be reconsidered by which SENATE BILL NO. 358, by Wilbanks, failed of passage, which motion prevailed.

Senator Wilbanks moved that the vote be reconsidered by which Senate Bill No. 358 was advanced to engrossment and third reading, which motion prevailed.

Senator Wilbanks asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 358, line 3, page 2, by adding after the word, "penitentiary," and before the word, "summons," a new sentence, as follows: "Provided, that the liability of the State of Oklahoma for any damage that might be found to be due shall be limited to \$4,000.00."

WILBANKS.

Senator Pugh submitted the following amendment, which was tabled, upon motion of Senator Wilbanks:

Mr. President: I move to amend Senate Bill No. 358 by striking Section 2.

PUGH.

Upon motion of Senator Wilbanks, Senate Bill No. 358 was advanced to engrossment and third reading.

### SECOND READING

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

ENGROSSED HOUSE BILL NO. 99—By KEYES and WINGO—By unanimous consent, House Bill No. 99 was ordered placed upon the Calendar, without reference to a Committee.

Senator Nance asked unanimous consent, which was granted, that House Bill No. 99 be advanced to engrossment and third reading.

ENGROSSED HOUSE BILL NO. 348—By CARLETON, SCHWOERKE and BILLINGS—Referred to Committee on Roads and Highways.

ENGROSSED HOUSE BILL NO. 426—By O'DELL (by request)—By unanimous consent, House Bill No. 426 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 447—By HOLLIMAN—By unanimous consent, House Bill No. 447 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 595—By COE—By unanimous consent, House Bill No. 595 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE JOINT RESOLUTION NO. 13—By SCHWOERKE, PHILLIPS of Okfuskee, BAILEY, BILLINGS and CARLETON—By unanimous consent, House Joint Resolution No. 13 was ordered placed upon the Calendar, without reference to a Committee.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 12, 62, 121, 189, 309, 327 and 349 correctly engrossed, and Senate Bills Nos. 229 and 329 correctly enrolled.

SOWARDS, Acting Chairman.

The President, in open session, signed Engrossed Senate Bill No. 121 and ordered it transmitted to the Honorable House, for consideration.

Senate Bills Nos. 229 and 329 were read at length 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

SENATE 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:

#### AYE:

Briggs,	Fischl,	King,	Rorschach,	Whitaker,
Bushyhead,	George,	Logan,	Sowards,	Wright.
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	
Duffy,	Johnston,	Pugh,	Thomas,	
Fidler,	Jones,	Ritzhaupt,	Timmons,	Total, 30.

#### NAY:

Ray,	Waldrep,	Wilbanks.	Total, 3.
------	----------	-----------	-----------

#### EXCUSED:

Willis.	Total, 1.
---------	-----------

#### ABSENT:

MacDonald.	Total, 1.
------------	-----------

#### NOT VOTING:

Albright,	Burns,	Carmack,	Hutchinson,	Rinehart.
Broaddus,	Carlile,	Garvin,	Lowrance,	Total, 9.

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:

#### AYE:

Briggs,	Fischl,	King,	Rorschach,	Whitaker,
Bushyhead,	George,	Logan,	Sowards,	Wright.
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	
Duffy,	Johnston,	Pugh,	Thomas,	
Fidler,	Jones,	Ritzhaupt,	Timmons,	Total, 30.

#### NAY:

Ray,	Waldrep,	Wilbanks.	Total, 3.
------	----------	-----------	-----------



## EXCUSED:

Willis. Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Albright,	Burns,	Carmack,	Hutchinson,	Rinehart,
Broadbudd,	Carlile,	Garvin,	Lowrance,	Total, 9.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Wilbanks moved to reconsider the vote by which Senate Bill No. 309 was passed.

Senator Ritzhaupt moved that the Senate proceed with bills under third reading in the order in which they appear upon the Calendar, which motion prevailed.

Senator Nance moved that HOUSE BILL NO. 65, by Coe, be referred to the Committee on Revenue and Taxation, for the purpose of a hearing.

Senator Curnutt moved to amend the Nance motion by adding, "with instructions that the bill retain its place upon the Calendar, report to be made on the bill within the next two legislative days," which motion was tabled, upon motion of Senator Chamberlin.

The vote occurring on the Nance motion, it was declared adopted.

Senator Timmons presiding.

Senator Taylor moved that the rules of the Senate be suspended for the purpose of reconsidering the vote by which SENATE BILL NO. 406, by Ray, was passed.

Senator Ray raised a point of order against the Taylor motion, which was sustained, stating motion to reconsider, as to Senate Bill No. 406, was disposed of on the last legislative day.

## THIRD READING

SENATE BILL NO. 62 was read at length for the third time.

Senator Curnutt moved that the rules of the Senate be suspended for the purpose of offering amendments to Senate Bill No. 62, which motion failed of adoption.

Upon motion of Senator Bushyhead, further consideration of Senate Bill No. 62 was indefinitely postponed.

Senator Duffy moved that the vote be reconsidered by which further consideration of Senate Bill No. 62 was indefinitely postponed.

SENATE BILL NO. 189 was read for the third time at length.

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

AYE:

Briggs,	Curnutt,	Howsley,	Nichols,	Whitaker,
Broadus,	Duffy,	Ivester,	Paul,	Wilbanks.
Burns,	Fidler,	Johnston,	Ritzhaupt,	
Bushyhead,	Fischl,	Jones,	Rorschach,	
Carlile,	Garvin,	King,	Sowards,	
Carmack,	George,	Logan,	Spencer,	
Chamberlin,	Hill,	Lowrance,	Timmons,	Total, 30.

EXCUSED:

Willis.	Total, 1.
---------	-----------

ABSENT:

MacDonald.	Total, 1.
------------	-----------

NOT VOTING:

Albright,	Nance,	Rinehart,	Thomas,	
Commons,	Pugh,	Stewart,	Waldrep,	
Hutchinson,	Ray,	Taylor,	Wright.	Total, 12.

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:

AYE:

Briggs,	Curnutt,	Howsley,	Nichols,	Whitaker,
Broadus,	Duffy,	Ivester,	Paul,	Wilbanks.
Burns,	Fidler,	Johnston,	Ritzhaupt,	
Bushyhead,	Fischl,	Jones,	Rorschach,	
Carlile,	Garvin,	King,	Sowards,	
Carmack,	George,	Logan,	Spencer,	
Chamberlin,	Hill,	Lowrance,	Timmons,	Total, 30.

EXCUSED:

Willis.	Total, 1.
---------	-----------

ABSENT:

MacDonald.	Total, 1.
------------	-----------

NOT VOTING:

Albright,	Nance,	Rinehart,	Thomas,	
Commons,	Pugh,	Stewart,	Waldrep,	
Hutchinson,	Ray,	Taylor,	Wright.	Total, 12.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senators Paul and Johnston asked to be joint authors of Senate Bill No. 189, which was the order.

Senate Bill No. 189 was ordered referred for re-engrossment.

SENATE BILL NO. 349 was read at length for the third time.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 349, line 16, page 2, by adding after the word, "be," and before the word, "revoked," the words "suspended, or."

RITZHAUPT.

Senator Briggs asked unanimous consent to submit the following amendment, which was adopted:

Mr. President: I move to amend the original Ritzhaupt amendment by adding thereto the words, "of the conviction."

BRIGGS.

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

AYE:

Albright,	Commons,	Howsley,	Paul,	Timmons,
Briggs,	Curnutt,	Ivester,	Pugh,	Waldrep,
Broadus,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Burns,	Fidler,	King,	Sowards,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Spencer,	Wright.
Carlile,	George,	Lowrance,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	Total, 33.

EXCUSED:

Willis. Total, 1.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Chamberlin,	Hutchinson,	Nance,	Rinehart,	Stewart.
Garvin,	Jones,	Ray,	Rorschach,	Total, 9.

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:



AYE:

Albright,	Commons,	Howsley,	Paul,	Timmons,
Briggs,	Curnutt,	Ivester,	Pugh,	Waldrep,
Broadus,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Burns,	Fidler,	King,	Sowards,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Spencer,	Wright.
Carlile,	George,	Lowrance,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	Total, 33.

EXCUSED:

Willis. Total, 1.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Chamberlin,	Hutchinson,	Nance,	Rinehart,	Stewart.
Garvin,	Jones,	Ray,	Rorschach,	Total, 9.

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. 349 was ordered referred for engrossment.

SENATE BILL NO. 327 was read at length for the third time.

Senator Fischl asked unanimous consent, to which Senator Logan objected, to defer final passage of Senate Bill No. 327 for this legislative day.

Senator Briggs asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 327, line 4½, page 2, by inserting a new line as follows: "or required to be made to The Oklahoma Tax Commission."

BRIGGS.

Senator Curnutt moved that further consideration of Senate Bill No. 327 be deferred until the next legislative day.

Senator Lowrance moved to amend the Curnutt motion by adding the words, "the bill to retain its place upon the Calendar, which was adopted.

The vote occurring on the Curnutt motion, as amended, it was declared adopted.

Senator Logan moved that a Special Committee be appointed to redraft Senate Bill No. 327, which motion prevailed, the Presiding Officer appointing as such Special Committee, Senators George, Briggs, Logan, Fischl and Lowrance.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 173 and Senate Bills Nos. 284 and 406 correctly engrossed, and Senate Bill No. 86 correctly enrolled.

SOWARDS, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 173, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 406 and ordered the same transmitted to the Honorable House, for consideration.

Senate Bill No. 86 was read at length 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.

### THIRD READING

SENATE BILL NO. 284 was read at length for the third time.

Senator Whitaker asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 284, line 16, page 2, by striking after the word, "property," and before the word, "days," the word, "ten," and inserting the word, "twenty."

WHITAKER.

Senator Whitaker asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 284, line 7, page 3, by striking after the word, "to," the word, "bear," and inserting the word, "hear;" in line 12, page 3, by striking the word, "bear," after the word, "to," and inserting the word, "hear;" and in line 15, page 3, by striking the word, "bear," after the word, "said," and inserting the word, "hearing."

WHITAKER.

Senator Whitaker asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 284, line 3, page 4, by striking the words, "County Court," and inserting the words, "District Court," and by making the same change where the words, "County Court" appear in lines 8, 10 and 12, page 5.

WHITAKER.

Senator Nichols moved that further consideration of Senate Bill No. 284 be indefinitely postponed.

Senator Albright moved to table the Nichols motion, which motion failed of adoption.

The vote occurring on the Nichols motion, it was declared adopted.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 1:00 p. m., tomorrow.

Senator Logan, as a substitute, moved that, when the Senate adjourns today, it adjourn to meet at 9:30 a. m., tomorrow, which motion prevailed.

President Berry presiding.

#### GENERAL ORDER

Senator Commons asked unanimous consent, which was granted, to advance to engrossment and third reading HOUSE BILL NO. 559, by Skinner.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 559 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 559 was read for the third time at length.

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

##### AYE:

Briggs,  
Broadus,  
Burns,  
Bushyhead,  
Carlile,  
Carmack,  
Chamberlin,

Commons,  
Curnutt,  
Fischl,  
George,  
Hill,  
Hutchinson,  
Ivester,

Johnston,  
Jones,  
King,  
Logan,  
Lowrance,  
Nance,  
Nichols,

Pugh,  
Ray,  
Ritzhaupt,  
Rorschach,  
Spencer,  
Taylor,  
Thomas,

Whitaker,  
Wright.

Total, 30.

##### EXCUSED:

Willis.

Total, 1.

##### ABSENT:

MacDonald.

Total, 1.

##### NOT VOTING:

Albright,  
Duffy,  
Fidler,

Garvin,  
Howsley,  
Paul,

Rinehart,  
Sowards,  
Stewart,

Timmons,  
Waldrep,  
Wilbanks.

Total, 12.



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 Commons, the emergency section to House Bill No. 559 was ordered stricken, and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 559, as amended, was ordered referred for engrossment.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives, to advise you and through you the Honorable Senate, that the House has refused to adopt the first Conference Committee Report on:

#### ENGROSSED HOUSE BILL NO. 511—By BRANAN,

An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, bequests, successions and transfers; defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for non-payment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisements and assessments of the tax and the enforcement of this statute; authorizing appeals from the County Court; authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the inheritance tax law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the inheritance tax statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfers; providing for the co-operation of all State and County Officers in the enforcement of this Act, and providing penalties for failure thereof; declaring that if any Section or part of this Law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes, 1931, amendments thereto, and all laws in conflict herewith, and declaring an emergency,

and asks for further conference thereon.

I am directed to advise you further that the following named Representatives have been appointed as Conferees thereon:

BRANAN,  
CHAMBERS,  
WELCH,  
O'DELL,  
HOLLIMAN,  
BARNETT,  
CARMICHAEL.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House, for a further conference on Engrossed House Bill No. 511, was ordered granted and the Senate conferees, heretofore appointed on said bill, were reappointed to serve as Senate conferees for the further conference.

Senator Nance presiding.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, WALDREP, WRIGHT, MacDONALD, TAYLOR, TIMMONS, IVESTER, SPENCER, RINEHART, CHAMBERLIN, WHITAKER and JONES of the Senate, and ALLEN and BILLINGS of the House,

An Act amending Sections 1748 to 1755 inclusive, Oklahoma Statutes, 1931; providing for medical and surgical treatment and hospital and convalescent care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or others legally chargeable with their support are unable to provide same; providing for a tax levy in each county for crippled children's fund to defray the expenses thereof and setting said levy outside the limit as fixed for special county levies; prescribing the amount and manner of payment therefor; conferring upon the Juvenile Court jurisdiction of commitment of children to said hospitals and convalescent homes and providing procedure relating thereto; creating a committee on standardization; providing for the appointment of its members; fixing their compensation; providing for the manner of payment thereof; providing for the approval, classification and revocation of approval by the committee on standardization of physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; pre-

scribing the powers and duties of such physicians and/or surgeons and hospitals and convalescent homes; creating a state commission for crippled children and defining its powers and duties, providing for the payment out of the Crippled Children's Fund of each county of certain expenses; authorizing the Oklahoma Hospital for Crippled Children to bear certain expenses hereunder; authorizing said hospital to collect certain costs due it under this Act from the Crippled Children's Funds of the various counties; providing for the holding of diagnostic clinics throughout the State, authorizing the State Commission for Crippled Children to cooperate with the Federal provisions relating to the case of crippled children; repealing all laws in conflict herewith, and declaring an emergency,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 15 were read, as follows:

Amendment No. 1. In Section 3, page 5, line 9, between the words "automatically" and "such" insert the following words "after thirty days notice by the Oklahoma Commission for Crippled Children to the said hospital failing to file said report."

Amendment No. 2. In Section 7, page 9, line 3, strike the word, "nine" and insert in lieu thereof the word, "six".

Amendment No. 3. In Section 7, page 10, line 8, after the word "schedule" strike the balance of the Section and substitute the following:

"Crippled Children's Hospitals: Those hospitals that meet the requirements of the American College of Surgeons for a fully standardized hospital and have on the staff specialists in orthopedic or plastic surgery. Such hospitals may be approved to accept chronic orthopedic or chronic plastic cases, respectively. Said Crippled Children's Hospitals may be approved to accept any other type of malady, provided they meet the qualifications required by law for General Hospitals. Provided, that any surgeon to be approved as an orthopedic or a plastic specialist must have had two years experience in an accredited hospital, one year of which must be spent in the respective department of orthopedic or plastic surgery, and to conform to such other regulations as set by the Committee on Standardization.

"General Hospitals: Those hospitals that meet the requirements of the American College of Surgeons for a fully standardized hospital and have on the staff specialists in general surgery and general medicine. Such hospitals may be approved to accept any type of



malady except such cases as may fall under the classification of chronic orthopedic or chronic plastic surgery.

"Standard Hospitals: Those hospitals that meet the requirements and qualifications as set by the Committee on Standardization may be approved for limited and specified service, and may treat such maladies as are specifically prescribed by the Committee on Standardization. Provided, that no Standard Hospital may treat any child falling under the classification of orthopedic or plastic surgery, and no Standard Hospital may be approved in any county that has within its boundaries a General Hospital or a Crippled Children's Hospital as defined or classified herein.

"Convalescent Homes: That meet the requirements and qualifications as set by the Committee on Standardization may be approved for the care of convalescent crippled children. Such institutions must have not less than ten beds and must be located within a ten mile radius of an approved Crippled Children's Hospital as defined in this Section, and must not be operated for profit."

Amendment No. 4. Section 9, page 12, line 2, strike the word, "permitted," and insert in lieu thereof the word, "committed".

Amendment No. 5. That all language from and after the word, "Governor," on line 1, page 9, Section 7, to the word "no," on line 5, page 9, Section 7, be stricken; and

Amendment No. 6. By adding after the word, "some," on line 8, page 11, Section 9, the word, "person," and by striking the remainder of line 8, all of line 9 and all of line 10 up to the word, "to".

Upon motion of Senator Ritzhaupt, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 15 and requested the Honorable House to grant a conference, thereon, the President appointing as Senate Conferees, thereunder, Senators Ritzhaupt, Garvin, Chamberlin, Whitaker, Timmons and Fischl.

President Berry presiding.

To the President of the Senate,

Building.

SIR:

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

ENGROSSED SENATE BILL NO. 64—By COMMITTEE ON DEPARTMENTAL REGULATIONS.

An Act creating the Oklahoma State Planning Board and prescribing its powers and duties and relating to the natural, agricultural, industrial and human resources of the State; providing for a survey thereof, together with plans and programs for the conservation and better utilization of these resources and long-term coordinated planning and programing of public works; making an appropriation there-

for; providing that the provisions of said Act are severable, and declaring an emergency,

together with the Engrossed House Substitute for same, and to advise you and through you the Honorable Senate, that the Bill has been passed, as amended, by such House Substitute and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 64 were read, as follows:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 64—By COMMITTEE ON DEPARTMENTAL REGULATIONS.

AN ACT CREATING THE OKLAHOMA STATE PLANNING BOARD AND PRESCRIBING ITS POWERS AND DUTIES AND RELATING TO THE NATURAL, AGRICULTURAL, INDUSTRIAL AND HUMAN RESOURCES OF THE STATE; PROVIDING FOR A SURVEY THEREOF, TOGETHER WITH PLANS AND PROGRAMS FOR THE CONSERVATION AND BETTER UTILIZATION OF THESE RESOURCES AND LONG-TERM COORDINATED PLANNING AND PROGRAMING OF PUBLIC WORKS; MAKING AN APPROPRIATION THEREFOR; PROVIDING THAT THE PROVISIONS OF SAID ACT ARE SEVERABLE, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby created The Oklahoma State Planning Board which shall consist of seven (7) members, as follows: The Governor as ex-officio Chairman, the Chairman of the State Highway Commission, the Chairman of the Conservation Commission, the Chairman of the State Board of Public Affairs, and three (3) additional members to be appointed by the Governor by and with the advice and consent of the Senate, from the State at large.

Section 2. The term of office of the board members who hold official position with the State shall be coterminus with their official positions in the State Government. The three (3) members who are not officials of the State shall be appointed one for two (2) years, one for four (4) years and one for six (6) years, and thereafter such vacancies in the board shall be filled by appointment for six (6) years.

Section 3. No member of the board shall receive any compensation in addition to that already being received by such member as an employee of the State. Members of the board who are not employees of the State shall receive their actual and necessary traveling expenses incident to their duties on the board and not to exceed Five (\$5.00) Dollars per day subsistence in addition to transportation.



Section 4. The board shall adopt its own rules for the transaction of its business and shall keep a record of its resolutions, transactions, findings and determinations, which record shall be a public record. The board may appoint such employees as it may deem necessary for its work, whose appointment, promotion, demotion and removal shall be subject to the actions of the board. The board may also contract with planners and other consultants or assistants for such services as it may require. The expenditures of the board, exclusive of gifts or Federal aid, shall be within the amount appropriated for the purpose by the Legislature of the State. The board shall be supplied with the necessary office space and accommodations in the State Capitol or other office building and with the necessary equipment. Upon request of the board, the Governor may, from time to time, for the purpose of special surveys under the direction of the board, assign or detail to the board, members of the staffs or personnel of any State administrative department, institution, bureau or agency, or may direct any such department, bureau or agency to make for the Board special surveys or studies requested by the Board.

Section 5. It shall be the function and duty of the State Planning Board to prepare and adopt an official State Plan for the physical development of the State. Such an Official Plan with the accompanying maps, plats, charts and descriptive matter shall show the board's recommendations for the development of the State, and may include among other things, the general location, character and extent of highways, bridges, waterways, waterfront developments, railroad and motor vehicle routes, aviation fields, power transmission facilities, flood prevention work, drainage and sanitary systems, works for the prevention of stream pollution, forest reservations, parks, wild-life refuges, conservation projects, land utilization program for agricultural, mineral, forestry, dams for water power, industrial and other purposes, public buildings, and other public ways, grounds, spaces, utilities, facilities, structures, buildings and works which by reason of their functions, size, extent, location, legal status or other reason, fall within the province or jurisdiction of State bodies or State officials or which for any other reason are appropriate subjects of, or fall appropriately within, the scope of a State, as distinguished from a local program or plan.

Section 6. The State Plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted, efficient and economic development of the State which will, in accordance with present and future needs and resources, best promote the health, safety, comfort, convenience, prosperity and welfare of the people of the State of Oklahoma, and should recommend among other things, the conservation of natural resources, distribution of population, efficient and economic transportation facilities and such uses of land within the State as will tend to create conditions more favorable to economic security, with greater opportunities for recreational, educational and cultural advancement. Further, such State Plan should serve to reduce the waste of physical, financial, or human resources which result from an uneconomic distribution of population, haphazard development and the lack of long-term coordinated physical and financial planning.



Section 7. The board may adopt the Official State Plan as a whole, or as the work of preparing the plan progresses, may from time to time adopt a part or parts thereof, any such part or parts to cover one or more of the functional subject matter which may be included in the plan. The board may from time to time amend, extend, or add to the plan or carry any part of the plan into greater detail. The adoption of the plan or any part, amendment, extension or addition shall be by resolution of the board carried by the affirmative votes of not less than a majority of the entire membership of the board. The resolution shall refer expressly to the maps, charts and descriptive matter by the identifying signature of the Chairman of the board.

Section 8. The board shall have power to promote public interest in and understanding of the State Plan and the problems of State Planning, and to that end may publish and distribute copies of plans, pamphlets, or reports and may employ such other means of publicity and education as it may determine. It may confer and cooperate with the executive, legislative or planning authorities of neighboring states and of the counties and municipalities of such states, for the purpose of bringing about a coordination between the development of such neighboring states, counties or municipalities and the development of the State of Oklahoma.

The board shall advise and cooperate with municipal, county, regional and other local planning commissions within the State for the purpose of promoting coordination between the State and local plans and development. The board shall, upon the request of any appropriate municipal, county, or other local board or official, transmit information possessed by it which bears upon such coordination. The board may, upon the request of the Board of County Commissioners of any county, the council of any municipality or the chief legislative body of any other political subdivision, make a study of and report upon any planning problem of such county, municipality or subdivision submitted to it, and the board may agree with any such board for any such service. The board may, upon request, or at its own initiative, furnish advice or reports to any public agency, State officer, or department, or any problem falling within the field of State Planning, and may prepare and submit to the Governor, Legislature, or other officials, drafts of legislation or regulations for carrying out and preserving the integrity of the Official State Plan, or any part thereof.

The board shall also prepare and keep to date a long-term coordinated program of public improvement projects. Upon the request of the board, the various State officials shall prepare and submit to the State Planning Board a program of public improvements, including estimates of cost, for their departments and said Planning Board shall coordinate such plans and proposals with each other and with the Official State Plan and, for this and other information and plans, the board shall prepare and submit to the Governor and Legislature a comprehensive public works program for the State at least once every two (2) years.

All public officials and departments shall, upon request, furnish to the board within a reasonable time, such available information as

it may require for its work. The board, its members, officers and employees, in the performance of their functions may enter upon any land and make examinations and surveys and place and maintain necessary monuments and marks thereon, if the consent of the landholder is first obtained. In general, the board shall have such powers as may be appropriate to enable it to fulfill its functions and duties, to promote State Planning and to carry out the purposes of this Act.

Section 9. From and after the adoption by the State Planning Board of any part of the official State Plan then adopted, or any part thereof, then and thenceforth no improvements shall be made or authorized, nor shall any property be acquired or its acquisition authorized by any State agency, which has or is likely to have a definite part in, or relation to, the Official State Plan, unless the proposed location, character and extent thereof shall have been submitted to the Planning Board and the report and advice of the board thereon shall have been received; provided, however, that this requirement shall be deemed to be waived if the board fails to furnish, in writing, its advice and report upon the proposal within thirty (30) days after the submission thereof to it. In case any such improvement, ground, building, structure, or property be given a location or extent which does not accord with the report and advice of the Planning Board, the State Official, department or agency having charge of the location, authorization, acquisition or construction of the same shall file, in the office of the Governor, a statement of its or his reasons for the departure from such report and advice, and such statement shall be open to public inspection. This Section shall not apply, however, to road improvements, grounds, buildings, structures or properties which are under construction at the time of the taking effect of this Act or the construction or acquisition of which shall have been fully authorized and the location and extent determined previous to the taking effect of this Act.

Section 10. There is hereby appropriated, out of the funds of the State Treasury not otherwise appropriated, for the purpose of effectuating this Act, the sum of Twenty-five Thousand (\$25,000.00) Dollars, to cover salaries and expenses from the date this Act becomes effective to the end of the fiscal year ending June 30th, 1935, and the sum of Seventy-five Thousand (\$75,000.00) Dollars to cover salaries and expenses for the biennium commencing July 1st, 1935 and ending June 30th, 1937. The funds herein appropriated shall be and remain in the hands of the State Treasurer, to be paid out upon claims duly approved as in the case of other State Boards and Commissions.

Section 11. The provisions of this Act are severable, and if any portion hereof shall be declared invalid, the decision of the Court thereon shall not affect the validity of any other part or portion of the Act.

Section 12. 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.

Upon motion of Senator Nance, the Senate concurred in Engrossed House Amendments to Engrossed Senate Bill No. 64.

Engrossed Senate Bill No. 64, as amended by the Honorable House, was read at length.

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

AYE:

Albright,	Chamberlin,	Johnston,	Paul,	Taylor,
Briggs,	Commons,	Jones,	Pugh,	Thomas,
Broadus,	Curnutt,	King,	Ray,	Wilbanks,
Burns,	Duffy,	Logan,	Ritzhaupt,	
Bushyhead,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Ivester,	Nichols,	Spencer,	Total, 31.

NAY:

Hutchinson. Total, 1.

EXCUSED:

Willis. Total, 1.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Fidler,	Howsley,	Timmons,	Wright.
Fischl,	Rinehart,	Waldrep,	
Garvin,	Stewart,	Whitaker,	Total, 10.

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:

AYE:

Albright,	Chamberlin,	Johnston,	Paul,	Taylor,
Briggs,	Commons,	Jones,	Pugh,	Thomas,
Broadus,	Curnutt,	King,	Ray,	Wilbanks,
Burns,	Duffy,	Logan,	Ritzhaupt,	
Bushyhead,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Ivester,	Nichols,	Spencer,	Total, 31.

NAY:

Hutchinson. Total, 1.



EXCUSED:

Willis. Total, 1.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Fidler,	Howsley,	Timmons,	Wright.
Fischl,	Rinehart,	Waldrep,	
Garvin,	Stewart,	Whitaker,	Total, 10.

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 Engrossed House Amendments to Engrossed Senate Bill No. 64 and ordered the bill, as amended, referred for enrollment.

Senator Nance presiding.

Upon motion of Senator Johnston, SENATE BILL NO. 408, by Johnston, Wright, et al., of the Senate, and O'Neill, of the House, was ordered withdrawn from Judiciary Committee No. 1 and placed upon the Calendar.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 224 and 348 correctly engrossed.

ALBRIGHT, Acting Chairman.

THIRD READING

SENATE BILL NO. 348 was read at length for the third time.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 348, line 3, page 2, by striking after the word, "Affairs," the rest of line 3 and all of line 4.

RITZHAUPT.

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

## AYE:

Albright,	Curnutt,	Jones,	Pugh,	Whitaker,
Briggs,	Duffy,	King,	Ray,	Wilbanks.
Broadbudd,	George,	Logan,	Ritzhaupt,	
Bushyhead,	Hill,	Lowrance,	Spencer,	
Carlile,	Hutchinson,	Nance,	Stewart,	
Carmack,	Ivester,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
				Total, 30.

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## ABSENT:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Burns,	Fischl,	Rinehart,	Timmons,	
Commons,	Garvin,	Rorschach,	Waldrep,	
Fidler,	Howsley,	Sowards,	Wright.	Total, 12.

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:

## AYE:

Albright,	Curnutt,	Jones,	Pugh,	Whitaker,
Briggs,	Duffy,	King,	Ray,	Wilbanks.
Broadbudd,	George,	Logan,	Ritzhaupt,	
Bushyhead,	Hill,	Lowrance,	Spencer,	
Carlile,	Hutchinson,	Nance,	Stewart,	
Carmack,	Ivester,	Nichols,	Taylor,	
Chamberlin,	Johnston,	Paul,	Thomas,	
				Total, 30.

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## ABSENT:

MacDonald.	Total, 1.
------------	-----------

## NOT VOTING:

Burns,	Fischl,	Rinehart,	Timmons,	
Commons,	Garvin,	Rorschach,	Waldrep,	
Fidler,	Howsley,	Sowards,	Wright.	Total, 12.

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. 348, as amended, was ordered referred for re-engrossment.

Upon request of Senator Pugh, final passage of SENATE BILL NO. 224 was deferred for this legislative day.

### GENERAL ORDER

Upon motion of Senator Wilbanks, SENATE BILL NO. 358, by Wilbanks, was ordered stricken from the Calendar.

Upon motion of Senator Fischl, SENATE BILL NO. 265, by Fischl, was ordered stricken from the Calendar.

SENATE BILL NO. 185, by Rinehart and Paul, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Paul.

Senator Jones asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 185, line 3, page 1, by striking the words, "or other admission".

JONES.

Upon motion of Senator Paul, Senate Bill No. 185 was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and Senate Bill No. 185 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Chamberlin,	Hill,	Nichols,	Spencer,
Briggs,	Curnutt,	Ivester,	Paul,	Waldrep,
Broadus,	Duffy,	Johnston,	Pugh,	Whitaker,
Bushyhead,	Fischl,	Jones,	Ray,	Wilbanks.
Carlile,	Garvin,	King,	Rorschach,	
Carmack,	George,	Nance,	Sowards,	Total, 28.

#### NAY:

Logan. Total, 1.



## EXCUSED:

Willis, Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Burns,	Howsley,	Rinehart,	Taylor,	Wright.
Commons,	Hutchinson,	Ritzhaupt,	Thomas,	
Fidler,	Lowrance,	Stewart,	Timmons,	Total, 13.

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:

## AYE:

Albright,	Commons,	Ivester,	Pugh,	Waldrep,
Briggs,	Curnutt,	Johnston,	Ray,	Whitaker,
Broadbudd,	Duffy,	Jones,	Rorschach,	Wilbanks.
Bushyhead,	Fischl,	King,	Sowards,	
Carlile,	Garvin,	Nance,	Spencer,	
Carmack,	George,	Nichols,	Stewart,	
Chamberlin,	Hill,	Paul,	Taylor,	Total, 31.

## NAY:

Logan. Total, 1.

## EXCUSED:

Willis. Total, 1.

## ABSENT:

MacDonald. Total, 1.

## NOT VOTING:

Burns,	Hutchinson,	Ritzhaupt,	Wright.
Fidler,	Lowrance,	Thomas,	
Howsley,	Rinehart,	Timmons,	Total, 10.

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. 185, as amended, was ordered referred for engrossment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills

begs leave to report House Bill No. 559 and Senate Bills Nos. 189 and 349 correctly engrossed.

SOWARDS, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 559, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 189 and 349 and ordered the same transmitted to the Honorable House, for consideration.

#### MESSAGES

The following Messages from the Governor were received and read:

April 19th, 1935.

Mr. President and Members of the Honorable Senate,  
State Capitol.

GENTLEMEN:

I desire to call your attention to the request of the Commissioner of Charities for a deficiency appropriation of \$5,200.00 for the balance of the fiscal year, copy of which is attached hereto; also to the report of the unofficial budget committee as to the needs of this department for the next biennium, amounting to \$33,410.00 for each year thereof, copy of which is attached hereto.

In this connection, may I quote to you from the Democratic Platform adopted September 10, 1934, by the State Democratic Convention:

"We recommend additional facilities and adequate finance for the Department of Charities and Corrections so that the department will be able to properly function and carry out a broad constructive program of social welfare."

In my opinion, these requests and estimates are not excessive.

Respectfully submitted,

E. W. MARLAND,  
GOVERNOR OF OKLAHOMA.

April 16, 1935.

To the President and Members  
Of the Honorable Senate.

GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 291, entitled:

ENROLLED SENATE BILL NO. 291—By SENATE COMMITTEE ON SOLDIERS' RELIEF and HOUSE COMMITTEE ON SOLDIERS' RELIEF, entitled:

An Act authorizing the Soldiers' Relief Commission of the State of Oklahoma to build and equip memorial chapel for the use and benefit of ex-service persons at the Central State Hospital at Norman, Oklahoma; authorizing and directing the State Board of Public Affairs to set aside so much ground as may be necessary for the same; making an appropriation from the funds now on hand in the Soldier's Relief Commission Fund therefor,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
GOVERNOR OF OKLAHOMA.

April 17, 1935.

To the President and Members  
Of the Honorable Senate,  
GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 79, 126 and 181 entitled:

ENROLLED SENATE BILL NO. 79—By CHAMBERLIN, GARVIN and NANCE of the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House, entitled:

An Act making an appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma orphan, destitute and delinquent minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, and declaring an emergency.

ENROLLED SENATE BILL NO. 126—By TIMMONS, entitled:

An Act authorizing and directing the State Board of Public Affairs to execute a release and waiver to School District No. 7, Tulsa County, Oklahoma, of all rights and authority the State of Oklahoma has to explore and develop oil and gas and/or mineral rights to certain lands located within said county, and declaring an emergency.

ENROLLED SENATE BILL NO. 181—By COMMITTEE ON APPROPRIATIONS, entitled:

An Act making supplemental appropriation for the State Prison



Seventy-fourth Day, Friday, April 19, 1935

1689

at McAlester, and the Sub-prison at Stringtown, Oklahoma, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
GOVERNOR OF OKLAHOMA.

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

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 406—By COMMITTEE ON APPROPRIATIONS,

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, and from the Revolving Funds and Hospital Funds of certain institutions; providing for the appropriation and distribution of the New College Funds in accordance with Section 5626, Oklahoma Statutes, 1931, to the institutions entitled to same, and providing for the appropriation and distribution of Section 13 Funds as provided in Section 5464, Oklahoma Statutes, 1931, to the institutions entitled to the same and appropriating the Public Building Fund to certain institutions herein specified,

together with the Engrossed Senate Amendments to same, the Conference Committee Report thereon, and the Conference Committee Substitute therefor, and to advise you and through you the Honorable Senate, that the Conference Committee Substitute has been adopted, and the Bill passed as amended by such Substitute.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 406 was read, as follows:

#### CONFERENCE COMMITTEE REPORT

April 19, 1935.

To the President of the Senate and  
The Speaker of the House of Representatives:

We, your Conference Committee to whom was referred Engrossed House Bill No. 406, entitled:

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, and from the Revolving Funds and Hospital Funds of certain institutions; providing for the appropriation and distribution of the New College Funds in accordance with Section 5626, Oklahoma Statutes, 1931, to the institutions entitled to same, and providing for the appropriation and distribution of Section 13 Funds as provided in Section 5464, Oklahoma Statutes, 1931, to the institutions entitled to the same and appropriating the Public Building Fund to certain institutions herein specified,

beg leave to report that we have had the same under consideration and hereby recommend that the Conference Committee Substitute, attached hereto, do pass.

SINGLETON,  
SULLIVAN,  
MONTGOMERY,  
CAREY,  
HOWELL,  
THORNTON,  
CARMICHAEL,  
LARASON,  
HUEY,  
WRIGHT,  
WYLY,

House Conferees.

NICHOLS,  
JONES,  
BROADDUS,  
WALDREP,  
GEORGE,  
HILL,  
CARLILE,  
STEWART,  
DUFFY,  
RORSCHACH,  
BUSHYHEAD,  
RITZHAUPT,

ALBRIGHT,

Senate Conferees.

Upon motion of Senator Nichols, the Senate adopted the Conference Committee Report on Engrossed House Bill No. 406.

House Bill No. 406, as amended in conference, was read at length.

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

AYE:

Albright,	Chamberlin,	George,	Nance,	Timmons,
Briggs,	Commons,	Hill,	Nichols,	Whitaker,
Broaddus,	Curnutt,	Johnston,	Rorschach,	Wilbanks,
Bushyhead,	Duffy,	Jones,	Spencer,	Wright.
Carlile,	Fischl,	King,	Stewart,	
Carmack,	Garvin,	Logan,	Taylor,	Total, 28.

NAY:

Hutchinson,	Paul,	Ray,	Sowards,	
Ivester,	Pugh,	Rinehart,	Thomas.	Total, 8.

EXCUSED:

Willis, Total, 1.

ABSENT:

MacDonald. Total, 1.

NOT VOTING:

Burns,	Howsley,	Ritzhaupt,	
Fidler,	Lowrance,	Waldrep.	Total, 6.

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. 406, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

Upon motion of Senator Fischl, HOUSE BILL NO. 274, by Kerr, was ordered referred to the Committee on Oil and Gas, retaining its place on the Calendar.

FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 410—By NICHOLS—An Act making an appropriation from the maintenance fund of the Oklahoma State Reformatory at Granite, to pay the funeral expenses of one D. Jones, and declaring an emergency.

Upon motion of Senator Timmons, the Senate adjourned, to meet at 9:30 a. m., Saturday, April 20, 1935.



## SEVENTY-FIFTH LEGISLATIVE DAY

SATURDAY, APRIL 20, 1935

Pursuant to adjournment, the Senate met at 9:30 a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Waldrep,
Broaddus,	Fidler,	King,	Rinehart,	Wilbanks,
Burns,	Fischl,	Logan,	Ritzhaupt,	Wright.
Bushyhead,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Stewart,	
Commons,	Ivester,	Paul,	Taylor,	Total, 40.

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Ritzhaupt moved that the Senate Conferees, appointed under HOUSE BILL NO. 212, be discharged and that new Conferees, not exceeding five in number, be reappointed as Conferees under said bill, which motion prevailed, the President appointing as said Conferees, Senators Ritzhaupt, Chamberlin, Broaddus, Albright and Nichols.

Senator Nance moved that the Honorable House be requested, hereafter, not appoint to exceed five in number as House Conferees on bills.

Senator Commons moved that the Honorable House be requested to return the Senate's Message requesting the return of HOUSE BILL NO. 440, by O'Dell, which motion prevailed.

## SECOND READING

The following bill was read for the second time:

SENATE BILL NO. 410—By NICHOLS—By unanimous consent,

Senate Bill No. 410 was ordered placed upon the Calendar, without reference to a Committee.

# GENERAL ORDER

Senator Nance called up for consideration ENGROSSED HOUSE BILL NO. 355, by Gibbons, which was read at length.

Senator Ritzhaupt presiding.

Upon motion of Senator Nance, Section 1 was stricken.

Upon motion of Senator Commons, House Bill No. 355 was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 355 was considered engrossed and placed upon third reading and final passage.

# THIRD READING

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:

AYE:				
Albright,	Curnutt,	Ivester,	Nance,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Wilbanks.
Broadbuss,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	King,	Ritzhaupt,	
Bushyhead,	George,	Logan,	Rorschach,	
Carlile,	Hill,	Lowrance,	Spencer,	
Carmack,	Howsley,	MacDonald,	Stewart,	Total, 30.

NAY:			
Chamberlin,	Hutchinson,	Pugh,	Taylor.
Commons,	Paul,	Sowards,	Total, 7.

EXCUSED:			
Garvin,	Timmons,	Whitaker,	Willis.
			Total, 4.

NOT VOTING:			
Nichols,	Waldrep,	Wright.	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:

## AYE:

Albright,	Curnutt,	Ivester,	Nance,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Wilbanks.
Broadbudd,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	King,	Ritzhaupt,	
Bushyhead,	George,	Logan,	Rorschach,	
Carlile,	Hill,	Lowrance,	Spencer,	
Carmack,	Howsley,	MacDonald,	Stewart,	Total, 30.

## NAY:

Chamberlin,	Hutchinson,	Pugh,	Taylor,
Commons,	Paul,	Sowards,	Total, 7.

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Nichols.	Waldrep,	Wright.	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. 355 was ordered referred for engrossment.

Senator Stewart presiding.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 173—By COE, BARNETT, CAREY, KERR, JOHNSON of Osage, GREGORY, HUEY, BRANAN, WORTHINGTON, CORSON, BYROM, ALLEN, ULMARK, O'NEILL, PHILLIPS of Pawnee and MORSE of the House, and FIDLER of the Senate,

An Act to create an organization to be known as "The Registered Dentists of Oklahoma," to provide for its organization, membership, dues and powers; defining the practice of dentistry, and dental hygiene; prescribing rules of admission, professional conduct, and prohibiting certain practices; providing for penalties for the violation of the provisions of said Act; to repeal Chapter 41 of the Session Laws of the Seventh Legislature, same being Article 7, Chapter 24, Oklahoma



Statutes, 1931, and all other laws in conflict herewith, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Coe, Worthington, Branan, Stokes and Barnett.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Hill moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 173, be granted and Senate Conferees appointed, which motion prevailed, the Presiding Officer appointing as such Conferees, Senators Hill, Fischl, Curnutt, Stewart and Ray.

To the President of the Senate,

Building.

SIR:

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

ENROLLED HOUSE BILL NO. 187—By KERR and KIKER.

An Act amending Sections 2, 3 and 4, of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the correlative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes, and declaring an emergency.

ENROLLED HOUSE BILL NO. 335—By COE, BILLINGS, CARLETON, GIBBONS, ELLIS, KEYES and SCHWOERKE of the House, and FIDLER of the Senate,

An Act authorizing and relating to the installation, maintenance and operation of a short-wave radio system for the Sheriff's Office of each county of the State having a population in excess of 150,000 persons according to the last Federal Decennial Census which has secured permission to establish such a system from the Federal Communication Commission; said system to be used in apprehending criminals, preserving public peace and safety and in performing other duties pertaining to said office; providing for county appropriations and levies to establish, maintain and operate such a radio system, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 187 and 335 were each read at length for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED HOUSE BILL NO. 413—By EBY and EASON,

An Act to regulate the business of buying, selling and otherwise dealing in used pipe line, oil, gas and other mineral equipment; defining dealers, peddlers, truckmen and brokers engaged in said business; providing for the licensing of such dealers, peddlers, truckmen and brokers; providing for the making, keeping and filing of reports covering purchases and sales of such used equipment; and providing penalties for the violation of this Act, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 413 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, WALDREP, WRIGHT, MacDONALD, TAYLOR, TIMMONS, IVESTER, SPENCER, RINEHART, CHAMBERLIN, WHITAKER and JONES of the Senate, and ALLEN and BILLINGS of the House,

An Act amending Sections 1748 to 1755 inclusive, Oklahoma Statutes, 1931; providing for medical and surgical treatment and hospital and convalescent care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or others legally chargeable with their support are unable to provide same; providing for a tax levy in each county for Crippled Children's

Fund to defray the expenses thereof and setting said levy outside the limit as fixed for special county levies; prescribing the amount and manner of payment therefor; conferring upon the Juvenile Court jurisdiction of commitment of children to said hospitals and convalescent homes and providing procedure relating thereto; creating a Committee on Standardization; providing for the appointment of its members; fixing their compensation; providing for the manner of payment thereof; providing for the approval, classification and revocation of approval by the Committee on Standardization of Physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; prescribing the powers and duties of such physicians and/or surgeons and hospitals and convalescent homes; creating a State Commission for Crippled Children and defining its powers and duties; providing for the payment out of the Crippled Children's Fund of each county of certain expenses; authorizing the Oklahoma Hospital for Crippled Children to bear certain expenses hereunder; authorizing said hospital to collect certain costs due it under this Act from the Crippled Children's Funds of the various counties; providing for the holding of diagnostic clinics throughout the State; authorizing the State Commission for Crippled Children to cooperate with the Federal provisions relating to the care of crippled children; repealing all laws in conflict herewith, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives: Chambers, Davis, Spencer, Holliman, Sadler and Munson.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 39—By BROADDUS, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS,

An Act relating to the Oklahoma Historical Society, its powers, duties, its board of directors, officers and employees, their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and records in its custody, charges therefor, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Con-



ferrees on said bill the following named Representatives: Ellis, Thornton, Huey, Huser and Standridge.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

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

ENROLLED SENATE BILL NO. 86—By RINEHART and CUR-NUTT.

An Act authorizing administrators, executors and guardians to lease lands and mineral interests in lands for oil and gas mining purposes, prescribing the procedure therefor, and declaring an emergency.

ENROLLED SENATE BILL NO. 329—By HUTCHINSON,

An Act abolishing the Superior Court in any county or counties in the State of Oklahoma having a population of not less than 45,500 nor more than 46,000; providing for the disposition of all cases pending in said courts, and declaring an emergency.

ENROLLED SENATE BILL NO. 229—By RORSCHACH of the Senate, and BAILEY of the House,

An Act authorizing transfer of funds in the sum of Twenty Thousand (\$20,000.00) Dollars out of the Hospital Fund into the General Maintenance Fund of the Eastern Oklahoma Hospital at Vinita, Oklahoma, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 86, 229 and 329 were ordered referred to the Governor, for consideration.

#### GENERAL ORDER

HOUSE BILL NO. 564, by Phillips of Okfuskee, Coe and Eason, was considered.

Section 1 was read and adopted, upon motion of Senator Chamberlin.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 564, line 13½, page 2, by adding the following new Sections after Section 1, and re-numbering the following Sections:

"Section 2. For the purpose of providing funds for the State Board of Public Welfare to carry out the provisions and purposes of Senate Bill No. 1 of the Fifteenth Legislature, as approved by the Governor on March 9, 1935, there is hereby appropriated out of any funds in the State Treasury to the credit of the General Revenue Fund, the sum of One Million (\$1,000,000.00) Dollars for the fiscal years ending June 30, 1936, and June 30, 1937.

"Section 3. The funds appropriated by Section 2 hereby shall be allocated, administered and distributed by the State Board of Public Welfare among the various counties of the State, and expended by the County Welfare Boards, under the rules, regulations and requirements of said Senate Bill No. 1 of the Fifteenth Legislature, except that the State Board of Public Welfare shall not be required to allocate and distribute the funds on a per capita basis according to the last Federal Census, as provided in Section 5 of said Act, but in lieu thereof may allocate and distribute the same amongst the various counties as the needs and requirements of the respective several counties may require in order to best relieve the existing distress.

"Section 4. The State Board of Public Welfare is hereby authorized to expend not more than two per centum of the funds appropriated in Section 2 hereof for the purpose of paying the expense of said State Board and the County Boards of Public Welfare in administering said funds and the State Board of Public Welfare is authorized to allocate to the County Welfare Boards that show a necessity therefor an amount therefor out of the funds set aside for that purpose in this Section."

And renumbering the emergency section and amending the title to conform thereto.

CHAMBERLIN.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Taylor:

Mr. President: I move to amend House Bill No. 564, lines 5, 12 and 13, page 2, by striking after the word, "to", in line 5, and in line 12 strike after the figures, "1935-1936," the remainder of lines 12 and 13, and insert the following: "It is hereby authorized to expend the sum of \$30,000,000 from a fund heretofore appropriated for relief purposes by the Fifteenth Legislature."

CURNUTT.

Upon motion of Senator Chamberlin, House Bill No. 564 was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended, the bill considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 564 was read for the third time at length.

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

## AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Wilbanks.
Broadus,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	Logan,	Rorschach,	
Bushyhead,	George,	Lowrance,	Sowards,	
Carlile,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Paul,	Taylor,	Total, 30.

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Carmack,	King,	Ritzhaupt,	Wright.
Commons,	MacDonald,	Stewart,	
Hutchinson,	Nichols,	Waldrep,	Total, 10.

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:

## AYE:

Albright,	Curnutt,	Ivester,	Pugh,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Wilbanks.
Broadus,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	Logan,	Rorschach,	
Bushyhead,	George,	Lowrance,	Sowards,	
Carlile,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Paul,	Taylor,	Total, 30.

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Carmack,	King,	Ritzhaupt,	Wright.
Commons,	MacDonald,	Stewart,	
Hutchinson,	Nichols,	Waldrep,	Total, 10.



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. 564 was ordered referred for engrossment.

### GENERAL ORDER

Senator Fidler asked unanimous consent, which was granted, to advance HOUSE BILL NO. 595, by Coe.

Upon motion of Senator Fidler, the rules of the Senate were suspended and House Bill No. 595 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 595 was read for the third time at length.

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

#### AYE:

Albright,	Curnutt,	Ivester,	Nance,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Wilbanks
Broadus,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	King,	Ritzhaupt,	
Bushyhead,	George,	Logan,	Rorschach,	
Carlile,	Hill,	Lowrance,	Spencer,	
Carmack,	Howsley,	MacDonald,	Stewart,	Total, 30.

#### NAY:

Chamberlin,	Hutchinson,	Pugh,	Taylor.
Commons,	Paul,	Sowards,	Total, 7.

#### EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis,	Total, 4.
---------	----------	-----------	---------	-----------

#### NOT VOTING:

Nichols,	Waldrep,	Wright.	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:

## AYE:

Albright,	Curnutt,	Ivester,	Nance,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Wilbanks,
Broadbudd,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	King,	Ritzhaupt,	
Bushyhead,	George,	Logan,	Rorschach,	
Carlile,	Hill,	Lowrance,	Spencer,	
Carmack,	Howsley,	MacDonald,	Stewart,	Total, 30.

## NAY:

Chamberlin,	Hutchinson,	Pugh,	Taylor.
Commons,	Paul,	Sowards,	Total, 7.

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Nichols,	Waldrep,	Wright.	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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 595, and ordered the same returned to the Honorable House.

Senator Thomas presiding.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 199—By DAVIS,

An Act relating to actions for foreclosure of chattel mortgages and providing for obtaining possession of mortgaged property at institution of suit.

ENGROSSED HOUSE BILL NO. 549—By BARNETT, PETERSON and MORSE of the House, and LOGAN of the Senate,

An Act authorizing G. L. Bynum of Henryetta, Oklahoma, as assignee of certain claims against the State of Oklahoma, to sue the

State of Oklahoma to determine liability of the State for the payment thereof and to recover and obtain judgment for the amount of said claims if payment of same is found to be a valid obligation of the State, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 199 and 549.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has discharged the original Conferees on:

ENGROSSED HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, POTEET and TRAW,

An Act establishing the "General School Fund of the State"; providing the purposes for which such fund shall be used; providing for an appropriation therefor in the sum of \$10,000,000, excepting the income and revenue mentioned in Section 3, Article XI of the Constitution; providing for estimating the amount of said funds for each fiscal year and the apportionment of said "General School Fund of the State"; the method of drawing warrants against said fund; and of distributing the same to school district of the State; authorizing any school district to sell non-payable warrants drawn against said fund; authorizing the withholding of State aid from schools under certain conditions, providing for reports and applications for State aid; authorizing any cash surplus in said fund on June 30, of any year to be transferred to that fund for the ensuing fiscal year; fixing the date this Act becomes effective; making the provisions of the Act serverable; repealing all laws and parts of laws in conflict herewith,

and to further advise you and through you the Honorable Senate that the following named Representatives have been appointed as Conferees thereon:

O'BRIEN,  
MUNGER,  
CARMICHAEL,  
HOWELL,  
SPEAR.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 328—By COE,

An Act providing for and relating to pensions or benefits for persons who are wholly or partially blind and without means of support and incapable of self-support, adding certain powers and duties to the Oklahoma Commission for the Adult Blind, creating an "Adult Blind Revolving Fund," providing for its expenditure and making an appropriation therefor; making appropriations for the administration of this Act, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 328.

To the President of the Senate,  
Building.  
SIR:

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

ENGROSSED HOUSE BILL NO. 431—By HOLLIMAN of the House, and CURNUTT of the Senate,

An Act giving to cities and towns in the State of Oklahoma power to declare what is and what shall constitute a nuisance, to condemn any such nuisance and where practical to abate the same summarily; to bring action in the District Court to have any such nuisance abated and the cost thereof charged as a lien upon the property upon which any such nuisance exists or is maintained and the property sold to pay the cost of abating such nuisance; providing that the District Court shall have jurisdiction and power to hear and determine any such action, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 487—By BARNETT, MORSE and PETERSON of the House, and LOGAN of the Senate,

An Act authorizing Oral Ford of Okmulgee, Oklahoma, to bring suit against the State of Oklahoma for damages sustained by reason of negligence of the State Highway Department in repairing Highway No. 75, between the cities of Okmulgee and Henryetta, Okmulgee County, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 503—By DAVIS,

An Act amending Oklahoma Statutes, 1931, relating to keeping the records of the Juvenile Court; providing that permanent records shall be kept only when neglected or dependent child is committed, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 532—By KERR and DEATON,

An Act authorizing representatives of the estate of Bertha Wiley, deceased, or her surviving heirs, to bring a suit against the State of Oklahoma for the benefit of said estate or of said heirs for damages resulting from the death of said Bertha Wiley on account of injuries sustained in a collision between the car being driven by her and a road drag being operated on Highway No. 12 by an employee of the Oklahoma State Highway Department, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 431, 487, 503 and 532.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 437—By DEATON, KERR and ALLEN,

An Act amending Section 7852, Oklahoma Statutes, 1931, relating to the number of deputy sheriffs in the several counties of the State of Oklahoma,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 437.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you,

and through you the Honorable Senate, that the House refuses to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 559—By SKINNER,

An Act relating to the "Free Fair Fund" to be levied in Ottawa County; requiring the County Excise Board thereof to levy annually a tax of one-fourth mill upon all taxable property in said county for said fund, to be used to defray the expenses of holding the County and Township Fairs in Ottawa County held under the provisions of Article VIII, Chapter 38, Oklahoma Statutes, 1931, and declaring an emergency,

and respectfully requests your Honorable Body to recede therefrom.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Nance moved that the Senate refuse to accede to the request of the Honorable House as to House Bill No. 559, and ask for a conference thereon. Senator Commons to be appointed as a Conference Committee of one, which motion prevailed.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 598—By BRUCE,

An Act authorizing the Board of County Commissioners in all the counties of this State having a population of not less than 40,000 and not more than 42,000, to allow any pay to the deputy sheriff or jailer who acts as finger print expert in the office of the sheriff, additional compensation in the sum of \$25.00 per month, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 598.



To the President of the Senate,  
Building.

SIR:

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

ENGROSSED SENATE BILL NO. 244—By RORSCHACH of the Senate, and DAVIS of the House,

An Act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this State for public works projects, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 244 was ordered referred for enrollment.

#### RESOLUTION

Senator Jones asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length:

SENATE RESOLUTION NO. 22—By JONES, CHAMBERLIN and PAUL.

A RESOLUTION EXPRESSING THE REGRETS OF THE OKLAHOMA STATE SENATE AT THE DEATH OF JOHN MURRAY, MEMBER OF THE FACULTY OF THE OKLAHOMA AGRICULTURAL AND MECHANICAL COLLEGE AT STILLWATER.

WHEREAS, death has called from the field of activity, John Murray, member of the Faculty of the Oklahoma Agricultural and Mechanical College at Stillwater, and,

WHEREAS, the citizenship of Oklahoma has lost one of its leading educators and unselfish public servants, who has rendered notable service to the State of Oklahoma during his many years in the public school system of the State.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the members of the Senate express deep sorrow at the sudden and tragic death of John Murray, and extend to his family sincere sympathy in their bereavement for the great loss they have sustained.

BE IT FURTHER RESOLVED, that a copy of these resolutions be sent to members of his family.

Upon motion of Senator Jones, Senate Resolution No. 22 was adopted and referred for engrossment.

### COMMITTEE REPORTS

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 185 and 348 correctly engrossed.

SOWARDS, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 185 and 348 and ordered each transmitted to the Honorable House, for consideration.

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 Committee Substitute for Senate Bill No. 283, by Broadus and Rorschach, entitled:

An Act apportioning the fifteen mill ad valorem tax levy authorized by the amendment to Section 9, Article 10, of the Constitution of Oklahoma, approved August 15, 1933, to counties, cities, towns, school districts, to charities and limiting said apportionment for that purpose, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COMMONS, Chairman.

### GENERAL ORDER

Senator Wilbanks asked unanimous consent, which was granted, that HOUSE BILL NO. 558, by Huser, be advanced to engrossment and third reading.

Senator Fidler asked unanimous consent, which was granted, that HOUSE BILL NO. 416, by Schwoerke, be advanced to engrossment and third reading.

Senator Fidler asked unanimous consent, which was granted, that HOUSE BILL NO. 79, by Billings and Wooten, be advanced to engrossment and third reading.

Senator Fidler asked unanimous consent, which was granted, that HOUSE BILL NO. 456, by Carleton and Schwoerke, be advanced to engrossment and third reading.

Senator George asked unanimous consent, which was granted,

that SENATE BILL NO. 99, by Duffy, be advanced to engrossment and third reading.

Senator Rorschach asked unanimous consent, which was granted, that HOUSE BILL NO. 373, by Martin, of the House, and Rorschach, of the Senate, be advanced to engrossment and third reading.

Senator George asked unanimous consent, which was granted, that SENATE BILL NO. 376, by George, be advanced to engrossment and third reading.

Senator George asked unanimous consent, which was granted, that SENATE BILL NO. 398, by Gibbons and Ellis, be advanced to engrossment and third reading.

HOUSE BILL NO. 221, by Rorschach, of the House, and Howsley, et al., of the Senate, was read at length.

Senator Pugh submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 221, line 4, page 4, by adding after the word "Publication," and before the word "for," the following: "once a week," and in same line after the letter, "A," and before the word, "News," strike the word, "Weekly."

PUGH.

Senator Howsley submitted the following amendments, which were adopted:

Mr. President: I move to amend Committee Substitute for House Bill No. 221, line 10, page 12, by striking after the word "the" the words, "Oklahoma Conservation Commission," and inserting in lieu thereof the words, "Conservation Commission of the State of Oklahoma."

HOWSLEY.

Mr. President: I move to amend Committee Substitute for House Bill No. 221, line 3, page 10, by inserting after the word "such" and before the word "action," a comma.

HOWSLEY.

Mr. President: I move to amend Committee Substitute for House Bill No. 221, line 18, page 8, by striking after the word "the" in said line, the word "Oklahoma," and inserting after the word, "Commission," the following: "of the State of Oklahoma."

HOWSLEY.

Mr. President: I move to amend Committee Substitute for House Bill No. 221, line 12, page 7, by striking after the word "the," the word, "Oklahoma," and inserting after the word, "Commission," in line 13, the following: "of the State of Oklahoma."

HOWSLEY.



Mr. President: I move to amend Committee Substitute for House Bill No. 221, line 4, page 7, by striking the word "Oklahoma," and inserting after the word, "Commission," and before the word, "and," the words, "of the State of Oklahoma."

HOWSLEY.

Mr. President: I move to amend Committee Substitute for House Bill No. 221, line 13, page 5, by inserting after the word "Court," and before the word "shall," the following: "or any member thereof."

HOWSLEY.

Mr. President: I move to amend Committee Substitute for House Bill No. 221, lines 7 and 8, page 3, by striking after the word "the," and before the word "Oklahoma," and inserting after the word, "Commission," in line 8, the following: "of the State of Oklahoma."

HOWSLEY.

Mr. President: I move to amend Committee Substitute for House Bill No. 221, lines 2 and 3, page 3, by striking after the word "the," and before the word "conservation," the word, "Oklahoma," and inserting after the word, "Commission," in line 3, the following: "of the State of Oklahoma."

HOWSLEY.

By unanimous consent, House Bill No. 221, as amended, was advanced to engrossment and third reading.

By unanimous consent, the Senate recessed to meet at 1:00 p. m.

#### AFTERNOON SESSION

The Senate reassembled at 1:00 p. m., and was called to order by the President.

President Pro Tempore Briggs presiding.

#### GENERAL ORDER

HOUSE BILL NO. 329, by Frazier, of the House, and Stewart, of the Senate, was taken up for consideration and read at length.

Senator Curnutt asked to be made joint author of House Bill No. 329, which was the order.

By unanimous consent, House Bill No. 329 was advanced to engrossment and third reading.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 355 correctly engrossed.

SOWARDS, Acting Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 355, as amended, and ordered the bill returned to the Honorable House.

### THIRD READING

HOUSE BILL NO. 99 was read for the third time at length.

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

AYE:				
Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Burns,	Fidler,	Jones,	Rinehart,	Wilbanks,
Carmack,	George,	Lowrance,	Sowards,	Wright.
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	Total, 28.

EXCUSED:				
Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.

NOT VOTING:				
Broadbudd,	Fischl,	Logan,	Ritzhaupt,	
Bushyhead,	Hutchinson,	MacDonald,	Rorschach,	Total, 12.
Carlile,	King,	Ray,	Waldrep.	

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. 99, and ordered the same returned to the Honorable House.

Senator Rinehart presiding.

### GENERAL ORDER

HOUSE BILL NO. 389, by Coe, et al., of the House, and Fidler, of the Senate, was read at length and considered.

Senator Fidler submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 389, line 4, page 2, by adding between lines 4 and 5, the following: "Items for labor claims and material furnished State Relief Camp No. 1:

"Long, John W. ....	\$ 216.00	
Washburn, John K. ....	516.00	
McBride, Clarence L. ....	516.00	
Stevens, Cleo .....	516.00	
Benson, Jesse .....	516.00	
Griggs, John H. ....	516.00	
Rook, Luther W. ....	230.00	
	<hr/>	
Quillan, F. J. ....	\$3,026.00	
Colbert Mill & Food Company .....	176.20	
Kerr Dry Goods Company .....	11.18	
Stannard, J. ....	6.00	
Eyer's Grocery Company .....	6.50	
Doc & Bill Furniture Company .....	8.00	
Royal Baking Company .....	13.50	
Edwards Bros. Market .....	6.00	
S. W. Bell Telephone Company .....	50.00	
	<hr/>	
	40.37	
	<hr/>	
	\$ 317.75	\$3,343.75"

Upon motion of Senator Fidler, House Bill No. 389, 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. 389 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Fidler,	King,	Rorschach,	Wilbanks,
Broadus,	George,	Lowrance,	Sowards,	Wright.
Burns,	Hill,	Nance,	Spencer,	
Bushyhead,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Hutchinson,	Paul,	Taylor,	
Commons,	Johnston,	Rinehart,	Thomas,	
Duffy,	Jones,	Ritzhaupt,	Waldrep,	Total, 30.

#### NAY:

Pugh,	Total, 1.
-------	-----------

#### EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

#### NOT VOTING:

Briggs,	Carmack,	Fischl,	Logan,	Ray.
Carlile,	Curnutt,	Ivester,	MacDonald,	Total, 9.



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:

AYE:

Albright,	Fidler,	King,	Ritzhaupt,	Waldrep,
Broaddus,	George,	Lowrance,	Rorschach,	Wilbanks,
Burns,	Hill,	Nance,	Sowards,	Wright.
Bushyhead,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Hutchinson,	Paul,	Stewart,	
Commons,	Johnston,	Pugh,	Taylor,	
Duffy,	Jones,	Rinehart,	Thomas,	Total, 31.

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Briggs,	Carmack,	Fischl,	Logan,	Ray,
Carlile,	Curnutt,	Ivester,	MacDonald.	Total, 9.

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. 389 was ordered referred for engrossment.

GENERAL ORDER

Upon motion of Senator Burns, the Senate worked under a call of the House.

Upon roll call, the following members were noted "absent:" Senators Burns, Carlile, Carmack, Curnutt, Fischl, Ivester, Logan, MacDonald, Ray and Whitaker.

The Sergeant-at-Arms was instructed to notify all absent members of the Senate's order.

Senator Ivester asked to be recorded "present," which was the order.

THIRD READING

HOUSE BILL NO. 276 was read for the third at length.

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

## AYE:

Albright,	Hill,	King,	Rinehart,	Thomas.
Broadbuss,	Howsley,	Lowrance,	Ritzhaupt,	
Burns,	Hutchinson,	Nance,	Sowards,	
Bushyhead,	Ivester,	Nichols,	Spencer,	
Duffy,	Johnston,	Paul,	Stewart,	
George,	Jones,	Pugh,	Taylor,	Total, 25.

## NAY:

Curnutt.	Total, 1.
----------	-----------

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Briggs,	Chamberlin,	Fischl,	Ray,	Wilbanks,
Carlile,	Commons,	Logan,	Rorschach,	Wright.
Carmack,	Fidler,	MacDonald,	Waldrep,	Total, 14.

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. 276, and ordered the same returned to the Honorable House.

Senators Briggs and MacDonald asked to be recorded "present," which was the order.

## GENERAL ORDER

HOUSE BILL NO. 321, by Coe, of the House, and Nichols, of the Senate, was read at length and considered.

Upon motion of Senator Nichols, House Bill No. 321 was advanced to engrossment and third reading.

Senator Ray asked to be recorded "present," which was the order.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 564 correctly engrossed.

ALBRIGHT, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 564, as amended, and ordered the bill returned to the Honorable House.

THIRD READING

HOUSE BILL NO. 456 was read for the third time at length.

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

AYE:

Albright,	Commons,	Howsley,	Nance,	Spencer,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broaddus,	Fidler,	Johnston,	Paul,	Wilbanks.
Burns,	George,	Jones,	Rinehart,	Wright.
Bushyhead,	Hill,	King,	Rorschach,	Total, 24

NAY:

Curnutt,	MacDonald,	Ray,	Taylor.
Lowrance,	Pugh,	Ritzhaupt,	Total, 7.

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carlile,	Chamberlin,	Hutchinson,	Sowards,	Waldrep,
Carmack,	Fischl,	Logan,	Stewart.	Total, 9.

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:

AYE:

Albright,	Fidler,	King,	Ray,	Wilbanks,
Briggs,	George,	Lowrance,	Rinehart,	Wright.
Broaddus,	Hill,	MacDonald,	Ritzhaupt,	
Burns,	Howsley,	Nance,	Rorschach,	
Bushyhead,	Ivester,	Nichols,	Spencer,	
Commons,	Johnston,	Paul,	Taylor,	
Duffy,	Jones,	Pugh,	Thomas,	Total 30.

NAY:

Curnutt,	Total, 1.
----------	-----------

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carlile,	Chamberlin,	Hutchinson,	Sowards,	Waldrep.
Carmack,	Fischl,	Logan,	Stewart,	Total, 9.

The emergency having received the constitutional two-thirds ma-



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. 456, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 390, by Chambers, was read at length and considered.

Upon motion of Senator Ray, House Bill No. 390 was advanced to engrossment and third reading.

#### THIRD READING

HOUSE BILL NO. 390 was read at length for the third time.

Senator Burns moved that further consideration of House Bill No. 390 be indefinitely postponed, which motion prevailed.

Senator Duffy moved that the vote be reconsidered by which House Bill No. 390 was indefinitely postponed.

SENATE BILL NO. 404, by Broaddus, was read at length and considered.

Upon motion of Senator Broaddus, Senate Bill No. 404 was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, the rules of the Senate were suspended and Senate Bill No. 404 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 404 was read for the third time at length.

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

#### Aye:

Briggs,	Duffy,	Jones,	Pugh,	Taylor,
Broaddus,	Fidler,	King,	Rinehart,	Thomas,
Burns,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Bushyhead,	Hill,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Howsley,	Nance,	Sowards,	
Commons,	Ivester,	Nichols,	Spencer,	
Curnutt,	Johnston,	Paul,	Stewart,	Total, 32.

NAY:

Hutchinson, Ray. Total, 2.

EXCUSED:

Garvin, Timmons, Whitaker, Willis. Total, 4.

NOT VOTING:

Albright, Carmack, Logan,  
Carlile, Fischl, Waldrep. 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:

AYE:

Briggs,	Duffy,	Jones,	Pugh,	Taylor,
Broaddus,	Fidler,	King,	Rinehart,	Thomas,
Burns,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Bushyhead,	Hill,	MacDonald,	Rorschach,	Wright.
Chamberlin,	Howsley,	Nance,	Sowards,	
Commons,	Ivester,	Nichols,	Spencer,	
Curnutt,	Johnston,	Paul,	Stewart,	Total, 32.

NAY:

Hutchinson, Ray. Total, 2.

EXCUSED:

Garvin, Timmons, Whitaker, Willis. Total, 4.

NOT VOTING:

Albright, Carmack, Logan,  
Carlile, Fischl, Waldrep. 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. 404 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 389, by Whitaker and Broaddus, of the Senate, and Shoemake, Thornton and Branan, of the House, was read at length and considered.

Upon motion of Senator Broaddus, Senate Bill No. 389 was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, the rules of the Senate were

suspended and Senate Bill No. 389 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

#### AYE:

Briggs,	Fidler,	Jones,	Rinehart,	Wilbanks,
Broadus,	George,	King,	Ritzhaupt,	Wright.
Burns,	Hill,	Lowrance,	Rorschach,	
Bushyhead,	Howsley,	Nance,	Sowards,	
Commons,	Hutchinson,	Nichols,	Spencer,	
Curnutt,	Ivester,	Paul,	Taylor,	
Duffy,	Johnston,	Pugh,	Thomas,	Total, 30.

#### NAY:

Ray.	Total, 1.
------	-----------

#### EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

#### NOT VOTING:

Albright,	Carmack,	Fischl,	MacDonald,	Waldrep.
Carlile,	Chamberlin,	Logan,	Stewart,	Total, 9.

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:

#### AYE:

Briggs,	Fidler,	Jones,	Rinehart,	Wilbanks,
Broadus,	George,	King,	Ritzhaupt,	Wright.
Burns,	Hill,	Lowrance,	Rorschach,	
Bushyhead,	Howsley,	Nance,	Sowards,	
Commons,	Hutchinson,	Nichols,	Spencer,	
Curnutt,	Ivester,	Paul,	Taylor,	
Duffy,	Johnston,	Pugh,	Thomas,	Total, 30.

#### NAY:

Ray.	Total, 1.
------	-----------

#### EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------



NOT VOTING:

Albright,	Carmack,	Fischl,	MacDonald,	Waldrep.
Carlile,	Chamberlin,	Logan,	Stewart,	Total, 9.

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. 389 was ordered referred for engrossment.

GENERAL ORDER

Upon motion of Senator Nance, SENATE BILL NO. 409 was advanced to engrossment and third reading.

Upon motion of Senator Nance, Senate Bill No. 409 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE 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:

AYE:

Briggs,	Duffy,	Jones,	Ray,	Thomas,
Broadus,	Fidler,	King,	Rinehart,	Wilbanks.
Burns,	George,	Lowrance,	Ritzhaupt,	
Bushyhead,	Hill,	Nance,	Rorschach,	
Chamberlin,	Howsley,	Nichols,	Sowards,	
Commons,	Ivester,	Paul,	Spencer,	
Curnutt,	Johnston,	Pugh,	Stewart,	Total, 30.

NAY:

Hutchinson,	Wright.	Total, 2.
-------------	---------	-----------

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Albright,	Carmack,	Logan,	Taylor,	
Carlile,	Fischl,	MacDonald,	Waldrep.	Total, 8.

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:

## AYE:

Briggs,	Duffy,	Jones,	Ray,	Thomas,
Broadbuss,	Fidler,	King,	Rinehart,	Wilbanks.
Burns,	George,	Lowrance,	Ritzhaupt,	
Bushyhead,	Hill,	Nance,	Rorschach,	
Chamberlin,	Howsley,	Nichols,	Sowards,	
Commons,	Ivester,	Paul,	Spencer,	
Curnutt,	Johnston,	Pugh,	Stewart,	Total, 30.

## NAY:

Hutchinson,	Wright.	Total, 2.
-------------	---------	-----------

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Albright,	Carmack,	Logan,	Taylor,	
Carlile,	Fischl,	MacDonald,	Waldrep.	Total, 8.

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. 409 was ordered referred for engrossment.

## GENERAL ORDER

Senator Fidler asked unanimous consent, which was granted, to advance to engrossment and third reading HOUSE BILL NO. 210, by Chambers.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 140 correctly engrossed.

SOWARDS, Acting Chairman.

Senator Fischl asked to be recorded "present," which was the order.

## THIRD READING

HOUSE BILL NO. 140 was read at length for the third time.

Senator Rorschach asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend House Bill No. 140, line 8, page 7, by inserting after the word, "fund," the following: "Chapter

137, Oklahoma Session Laws, 1933, and Senate Bill No. 97, Fifteenth Legislature, amending same, are hereby repealed."

RORSCHACH.

Senator Pugh asked unanimous consent, which was granted, to submit the following amendment, which was tabled, upon motion of Senator Nance:

Mr. President: I move to amend the Rorschach amendment by adding, "and any warrants in the Investment Funds of the County are hereby cancelled and marked 'paid,' and the County Investment Fund is hereby closed."

PUGH.

Senator Fidler moved to table the Rorschach amendment, which motion failed of adoption.

The vote occurring on the Rorschach amendment, it was declared adopted.

President Pro Tempore Briggs presiding.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend House Bill No. 140 by adding a new section, as follows: "Section 10. Provided, however, the provisions of this Act shall not be enforced in any County in the State where the Board of County Commissioners vote unanimously to suspend the Act in their County."

CURNUTT.

Senator Paul asked unanimous consent, which was granted, to amend the Curnutt amendment by striking the word, "unanimously."

Senator Curnutt asked unanimous consent, which was granted to withdraw his amendment.

Senator Carlile asked to be recorded "present," which was the order.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 389 correctly engrossed.

SOWARDS, Acting Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 389, as amended, and ordered the bill returned to the Honorable House.

Referring further to HOUSE BILL NO. 140:

Senator Pugh asked unanimous consent, which was granted, to



submit the following amendment, which was tabled, upon motion of Senator Duffy:

Mr. President: I move to amend House Bill No. 140, line 14, page 11, by striking after the word, "of," and before the word, "days," the word, "two," and insert the word, "four."

PUGH.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend House Bill No. 140, line 9, page 11, by inserting before the word, "every," the following: "in each and every county upon a vote of a majority of the Board of County Commissioners."

CURNUTT.

Upon motion of Senator Burns, the previous question was ordered. The vote occurring on the Curnutt amendment, it was declared adopted.

Senator Curnutt submitted the following amendment:

Mr. President: I move to amend House Bill No. 140, line 17, page 12, by inserting before the word, "It," the following: "in each and every county upon a vote of a majority of the Board of County Commissioners."

CURNUTT.

Upon motion of Senator Burns, the previous question was ordered.

The vote occurring on the Curnutt amendment, it was declared adopted.

Senator Spencer submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 140, line 9, page 11, by inserting after the word, "person," and before the word, "between," the words, "except bona fide residents of incorporated towns and cities of the first class."

SPENCER.

Senator Waldrep submitted the following amendment:

Mr. President: I move to amend Engrossed House Bill No. 140 as follows:

By adding a new section for Section 10, to read as follows:

Section 10. Section 12535, Oklahoma Statutes, 1931, is hereby amended to read as follows:

"That one cent (1c) of the tax on each gallon of gasoline raised by this Act, shall be apportioned monthly, by the State

Highway Commission, or its successor in office, to each county in the State, in that percentage which the population and area of each county bears to the population and area of the entire State; that said fund after being apportioned shall be sent immediately to the County Treasurer of each county to be deposited in the County Highway Fund, to be used by the County Commissioners for the purpose of constructing and maintaining County Highways and permanent bridges in such county. No part of this fund shall be used for any other purpose, except the construction and maintenance of County Highways, and permanent bridges in said county; provided, that the fund herein created, when apportioned to the respective counties as herein provided shall not thereafter be diverted to any other county in the State, but shall only be expended in the county to which same was appropriated under the direction and control of the Board of County Commissioners. Where any State or county highway has been laid out over a road already constructed in any county by the use of money raised from the county bond issues for the purpose either alone or by the use of Federal or State aid, or both, the County Commissioners may set aside out of the funds coming into that county from the gasoline tax above mentioned, an amount of money equal to the value or any part thereof of the interest of such county, in and to such highway or highways, bridge or bridges, so constituting a part of the State Highway system, which amount of money shall be considered by the Excise Board under Section 8576, Compiled Laws of Oklahoma 1921 (5921) in reducing the levy for the purpose, or retiring the bonded indebtedness and interest thereon of the county, and shall be used for investment or deposit (sic) in the same manner as provided by law for the disposition of other sinking fund money.

*"(a) An additional one cent (1c) of the tax on each gallon of gasoline raised by this Act shall be apportioned monthly by the State Highway Commission, or its successor in office, to each county in the state. All moneys so apportioned shall be placed to the credit of the Rural Highway Improvement Fund. For the purpose of making such apportionment, the State Highway Commission shall determine the number of miles of public dirt roads in the State, and the number of miles of such road in each county of the state. The apportionment to the respective counties shall be made based on the proportion that such total mileage of roads in each county bears to the total mileage of such roads in the entire state. Provided, that all funds received under the provisions of this Act shall be used for the payment of labor and materials actually needed, and specifically shall not be used to purchase machinery or tools. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not less than Fifty Dollars (\$50.00), or more than Five Hundred Dollars (\$500.00), or by imprisonment in the county jail for not less than thirty (30) days, or more than ninety (90) days, or by both said fine and imprisonment. If any part of said fund is diverted for any other purpose, the County Commissioners shall become liable on their bond for double the amount of money so diverted.*

"(b) There is hereby created in the State Highway Commission a fund to be known as the Rural Highway Improvement Fund, and all moneys accruing to each and every county in the State from the apportionment of the gasoline tax under the provisions of Section 12535 (a), shall be credited to such fund. The moneys credited to such fund shall immediately thereafter be sent to the County Treasurer of each county in the respective amount to which each county is entitled under the provisions of this Section, to be deposited in the County Highway Fund, to be expended by the County Commissioners on County Highways.

"(c) None of the funds herein specified shall ever be available for improvements or maintenance of roads designated, improved or maintained as county roads prior to March 1, 1935. Provided that the County Commissioners in making expenditures shall give preference insofar as same may be practicable: First, to school bus routes; Second, to rural mail routes.

"(d) None of the funds herein provided shall ever be expended for any other purpose save and except for the improvement of rural highways as hereinbefore designated, provided that the term "improvement of rural highways" shall include the cost of erection and construction of such bridges or culverts as may be deemed necessary by the Board of County Commissioners on, and forming a part of, such rural highways."

#### WALDREP.

Senator Hill moved to table the Waldrep amendment, which motion prevailed, the roll call thereon being as follows:

#### AYE:

Albright,	Chamberlin,	Fischl,	Ivester,	Ritzhaupt,
Briggs,	Commons,	George,	King,	Rorschach,
Broadus,	Duffy,	Hill,	Nance,	Stewart.
Bushyhead,	Fidler,	Howsley,	Nichols,	Total, 19.

#### NAY:

Burns,	Jones,	Rinehart,	Thomas,
Curnutt,	Paul,	Sowards,	Waldrep,
Hutchinson,	Pugh,	Spencer,	Wright.
Johnston,	Ray,	Taylor,	Total, 15.

#### EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

#### NOT VOTING:

Carlile,	Logan,	MacDonald,	
Carmack,	Lowrance,	Wilbanks,	Total, 6.

By unanimous consent, the following were added as joint authors of House Bill No. 140: Senators Albright, Burns, Ivester, Johnston, Nance, Nichols, Paul, Ray, Rinehart, Rorschach, Spencer and Thomas.



Upon motion of Senator Rorschach, the title of House Bill No. 140 was ordered amended to conform to the bill as amended.

### THIRD READING

House Bill No. 140 was read for the third time at length.

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

#### AYE:

Albright,	George,	Lowrance,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Nance,	Rorschach,	Wilbanks,
Broadbudd,	Howsley,	Nichols,	Sowards,	Wright.
Burns,	Ivester,	Paul,	Spencer,	
Bushyhead,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 31.

#### NAY:

Chamberlin,	Commons,	Fidler,	Fischl.	Total, 4.
-------------	----------	---------	---------	-----------

#### EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

#### NOT VOTING:

Carlile,	Hutchinson,	MacDonald.
Carmack,	Logan,	Total, 5.

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:

#### AYE:

Albright,	George,	Lowrance,	Ritzhaupt,	Waldrep,
Briggs,	Hill,	Nance,	Rorschach,	Wilbanks,
Broadbudd,	Howsley,	Nichols,	Sowards,	Wright.
Burns,	Ivester,	Paul,	Spencer,	
Bushyhead,	Johnston,	Pugh,	Stewart,	
Curnutt,	Jones,	Ray,	Taylor,	
Duffy,	King,	Rinehart,	Thomas,	Total, 31.

#### NAY:

Chamberlin,	Commons,	Fidler,	Fischl.	Total, 4.
-------------	----------	---------	---------	-----------

#### EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Carlile,	Hutchinson,	MacDonald.
Carmack,	Logan,	Total, 5.

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. 140 was ordered referred for engrossment.

Senator Fidler moved that the vote be reconsidered by which House Bill No. 140 was passed.

Senator Burns moved that the rules of the Senate be suspended for the purpose of considering the Fidler motion, which motion prevailed.

Upon motion of Senator Burns, the Fidler motion was tabled.

## CONFERENCE COMMITTEE REPORT

Senator Broaddus submitted the following Conference Committee Report which, upon his motion, was adopted:

## JOINT CONFERENCE COMMITTEE REPORT

To the President of the Senate, and  
Speaker of the House of Representatives.  
Gentlemen:

We, your Joint Conference Committee to whom was referred Engrossed Senate Bill No. 38 by Broaddus, King, Chamberlin, Paul, Whitaker, Rorschach, Bushyhead and Briggs, entitled:

An Act providing for the officers and employees of the Oklahoma Historical Society and fixing their compensation and further providing that appropriations may be made for extra help, repairs, markers and tablets, expense of travel, transportation, printing, binding, including the binding of copied manuscripts, magazines and newspapers and rebinding books, office supplies, stationery, telephone, telegraph, stamps and postage, and other necessary communications, and copied material, and equipment including books, cases, stacks, not exceeding Twelve Thousand Five Hundred (\$12,500.00) Dollars per annum, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the following recommendations:

That the House recede from House Amendment No. 1.

That the Senate concur in House Amendment No. 2.

That the House recede from House Amendment No. 3.

That the Senate concur in House Amendment No. 4.

That the House recede from House Amendment No. 5.

Page 2, line 6, Section 1, after the word "annum", strike all of said line, strike line 7, and line 8 to the word "annum" and insert in lieu thereof the following:

"Custodian for newspapers and magazines, and other matters incident thereto, \$1,500.00 per annum."

Respectfully submitted,

BRANAN,  
WYLY,  
PETERSON,  
THORNTON,

House Conferees.

BROADDUS,  
CHAMBERLIN,  
BUSHYHEAD,  
RAY,

Senate Conferees.

Senate Bill No. 38, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results.

AYE:

Albright,	Commons,	Hill,	Lowrance,	Sowards,
Briggs,	Curnutt,	Howsley,	Nance,	Stewart,
Broaddus,	Duffy,	Ivester,	Nichols,	Taylor,
Burns,	Fidler,	Johnston,	Rinehart,	Thomas,
Carlile,	Fischl,	Jones,	Ritzhaupt,	Wright.
Chamberlin,	George,	King,	Rorschach,	Total, 29.

NAY:

Paul,	Pugh,	Spencer,	Wilbanks,	Total, 4.
-------	-------	----------	-----------	-----------

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis,	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Bushyhead,	Hutchinson,	MacDonald,	Waldrep.
Carmack,	Logan,	Ray,	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:



## AYE:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Rinehart,	Thomas,
Broadbudd,	Fidler,	Jones,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	King,	Rorschach,	Wright.
Carlile,	George,	Lowrance,	Sowards,	
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	Total, 32.

## NAY:

Pugh.	Total, 1.
-------	-----------

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Bushyhead,	Hutchinson,	MacDonald,	Waldrep.
Carmack,	Logan,	Ray,	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.

Senate Bill No. 38, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Senator Broadbudd asked unanimous consent, which was granted, to have the title of Senate Bill No. 38 amended by striking all of said title after the word, "compensation."

Senator Broadbudd submitted the following Conference Committee Report which, upon his motion, was adopted:

To the President of the Senate, and  
The Speaker of the House:

We, your Conference Committee on Engrossed Senate Bill No. 39, to whom was referred Engrossed Senate Bill No. 39, by Broadbudd, et al., entitled:

An Act relating to the Oklahoma Historical Society, its powers, duties, its board of directors, officers and employees, their duties, acquirement of property and holding and management thereof; its buildings and matters incident thereto, and certification of papers and records in its custody, charges therefor, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation the Senate concur in the House Amendment No. 1.

THORNTON,

STANDRIDGE,

House Conferees.

BROADDUS,

RAY,

CHAMBERLIN,

BUSHYHEAD,

Senate Conferees.

Senate Bill No. 39, as amended in conference, was read at length.

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

AYE:				
Albright,	Curnutt,	Johnston,	Pugh,	Stewart,
Briggs,	Duffy,	Jones,	Ray,	Taylor,
Broaddus,	Fischl,	King,	Rinehart,	Thomas,
Burns,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Bushyhead,	Hill,	Nance,	Rorschach,	Wright.
Carlile,	Howsley,	Nichols,	Sowards,	Total, 33.
Chamberlin,	Ivester,	Paul,	Spencer,	

EXCUSED:				
Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.

NOT VOTING:				
Carmack,	Fidler,	Logan,	Waldrep.	
Commons,	Hutchinson,	MacDonald,	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:

AYE:				
Albright,	Curnutt,	Johnston,	Pugh,	Stewart,
Briggs,	Duffy,	Jones,	Ray,	Taylor,
Broaddus,	Fischl,	King,	Rinehart,	Thomas,
Burns,	George,	Lowrance,	Ritzhaupt,	Wilbanks,
Bushyhead,	Hill,	Nance,	Rorschach,	Wright.
Carlile,	Howsley,	Nichols,	Sowards,	Total, 33.
Chamberlin,	Ivester,	Paul,	Spencer,	

EXCUSED:				
Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.

NOT VOTING:				
Carmack,	Fidler,	Logan,	Waldrep.	
Commons,	Hutchinson,	MacDonald,	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.

Senate Bill No. 39, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

## GENERAL ORDER

SENATE BILL NO. 408, by Wright, Johnston, et al., was considered.

Senator Ivester submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 408, line 2, page 2, by inserting after the word, "exceed," the figures, "\$5,000.00," for the figures, "\$10,000.00."

IVESTER.

Upon motion of Senator Wright, Senate Bill No. 408, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Johnston, the rules of the Senate were suspended and Senate Bill No. 408 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE 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:

## AYE:

Albright,	Duffy,	Jones,	Ray,	Taylor,
Briggs,	Fischl,	King,	Rinehart,	Thomas,
Broadus,	George,	Lowrance,	Ritzhaupt,	Wright.
Burns,	Hill,	Nichols,	Rorschach,	
Carlile,	Howsley,	Paul,	Sowards,	
Chamberlin,	Johnston,	Pugh,	Spencer,	Total, 27.

## NAY:

Curnutt,	Ivester,	Total, 2.
----------	----------	-----------

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Bushyhead,	Fidler,	MacDonald,	Waldrep,
Carmack,	Hutchinson,	Nance,	Wilbanks.
Commons,	Logan,	Stewart,	Total, 11.

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 Wright, the Emergency Section to Senate Bill No. 408 was ordered stricken and the title thereto amended by striking the words, "AND DECLARING AN EMERGENCY."



Senate Bill No. 408 was ordered referred for engrossment.

### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 192—By LARASON, COOK, STANDRIDGE, TAYLOR, SPECK and CARLETON,

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on National Banking Associations, State Banks and Trust Companies, according to or measured by their net incomes authorized by method Four (4) of Section 5219, U. S. Revised Statutes, as amended, relating to National Banking Associations, and complying therewith, to provide revenue for general Governmental functions of the State; providing for the disposition of revenue arising thereunder; prescribing the rates of such taxes; providing for specific deductions and exemptions from said tax; providing for the computation and collection of such taxes by the Oklahoma Tax Commission and empowering same to enforce said Act to prescribe and enforce rules and regulations in relation thereto; defining the powers of said Commission in the collection of additional and delinquent taxes; making certain violation of Acts unlawful, and prescribing penalties therefor; requiring income tax returns to be made by taxpayers and prescribing how same shall be prepared and filed; making said taxes and penalties a lien on taxpayers' property and providing for the enforcement thereof; requiring persons paying income to individuals to report same to said Commission; providing, in certain cases, for withholding income taxes at the source and the method of payment thereof; providing a legal remedy for aggrieved taxpayers; repealing Chapter 195 Oklahoma Session Laws, 1933, and all Acts or parts of Acts in conflict with this Act, except as same apply to accrued income taxes and penalties thereon and to the collection thereof; providing that if a portion of Act is held invalid same will not affect other portions thereof, and declaring an emergency,

together with Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on ENGROSSED HOUSE BILL NO. 192, was read as follows:

CONFERENCE COMMITTEE REPORT ON ENGROSSED HOUSE BILL NO. 192—By LARASON, COOK, STANDRIDGE, TAYLOR, SPECK and CARLETON.

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on National Banking Associations, State Banks and Trust Companies, according to or measured by their net incomes authorized by method four (4) of Section 5219, U. S. Revised Statutes as amended, relating to National Banking Associations, and complying therewith, to provide revenues for general Governmental functions of the State; providing for the disposition of revenues arising thereunder; prescribing the rates of such taxes; providing for specific deductions and exemptions from said tax; providing for the computation and collection of such taxes by the Oklahoma Tax Commission and empowering same to enforce said Act and to prescribe and enforce rules and regulations in relation thereto; defining the powers of said Commission in the collection of additional and delinquent taxes; making certain violations of Acts unlawful and prescribing penalties therefor; requiring income tax returns to be made by taxpayers and prescribing how same shall be prepared and filed; making said taxes and penalties a lien on taxpayers' property and providing for the enforcement thereof; requiring persons paying income to individuals to report same to said Commission; providing, in certain cases, for withholding income taxes at the source and the method of payment thereof; providing a legal remedy for aggrieved taxpayers; repealing Chapter 195, Oklahoma Session Laws, 1933, and all Acts or parts of Acts in conflict with this Act, except as same apply to accrued income taxes and penalties thereon and to the collection thereof; providing that if a portion of Act is held invalid same will not affect other portions thereof, and declaring an emergency.

To the President of the Senate, and  
Speaker of the House of Representatives.  
Gentlemen:

We, your Joint Conference Committee of the House and Senate, to whom was referred Engrossed House Bill No. 192, being an Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, etc., beg leave to report that we have had the same under consideration, and return the same herewith with the following recommendations:

That the House concur in Senate Amendment No. 1.

That the House concur in Senate Amendment No. 2.

That the House concur in Senate Amendment No. 3.

That line 2 of Section 1 be amended by striking the quotation marks and the comma after the word "Law," and inserting quotation marks after the figures "1935."

That Section 3, Subdivision (b), line 7, be amended by adding after the word "Act" and before the word "and", the following: "or any previous income tax law of the State of Oklahoma".

That Section 6, Subdivision (a) be amended to read as follows:

"Section 6. (a) A tax is hereby levied upon every person, as defined in Section 4 (b), which tax shall be collected and paid, for each taxable year, upon, and with respect to, the entire net income of such person, which is derived from all property owned and/or business transacted within this State. And a like tax is hereby levied upon every person as defined in Section 4 (b), which tax shall be collected and paid, for each taxable year, upon, and with respect to, the entire net income of such person which is derived from all property owned partly within and partly without this State and/or business done partly within and partly without this State (commonly known as interstate business), such income derived from property owned partly within and partly without this state and/or from business transacted partly within and partly without this State, upon which said tax is hereby levied, to be determined or allocated under the formula or formulas as provided in Section 8 of this Act. Every resident individual shall likewise be subject to the tax hereby levied upon the entire net income of such individual, derived from wages, salaries, commissions, professional or occupational earnings or other compensation received from personal services."

That Section 6, Subdivision (b), be amended to read as follows:

"(b) In the case of an individual, the tax herein levied shall be imposed, collected and paid at the following rates:

"(1) One (1%) per centum of the first \$1,000.00 of the amount of net income in excess of the credits against net incomes provided in Section 11;

"(2) Two (2%) per centum of the next \$1,000.00 of such excess amount;

"(3) Three (3%) per centum of the next \$1,000.00 of such excess amount;

"(4) Four (4%) per centum of the next \$1,000.00 of such excess amount;

"(5) Five (5%) per centum of the next \$1,000.00 of such excess amount;



"(6) Six (6%) per centum of the next \$1,000.00 of such excess amount;

"(7) Seven (7%) per centum of the next \$1,000.00 of such excess amount;

"(8) Eight (8%) per centum of the next \$1,000.00 of such excess amount;

"(9) Nine (9%) per centum of the remainder of such excess amount."

That Section 11, Subdivision (b) be amended to read as follows: "(b) In the case of a single person, a personal exemption of \$850.00; or in the case of the head of a family or a married person living with husband or wife, a personal exemption of \$1700.00. A husband and wife living together shall receive but one personal exemption. The amount of such personal exemption shall be \$1700.00. If such husband and wife make separate returns, the personal exemption may be taken by either or divided between them."

That Section 11, Subdivision (c), line 3, be amended by substituting the word "is" for the word "in" in said line.

That Section 13, Subdivision A, paragraph numbered (1), be corrected by inserting the figures "\$850.00" in lieu of the figures "\$750.00" in line 2.

That Section 13, Subdivision A, paragraph numbered (2), be corrected by substituting the figures "\$1700.00" in lieu of the figures "\$1500.00" in the second line of said paragraph.

That Section 13, Subdivision B, line 2, be amended by substituting the figures "\$1700.00" in lieu of the figures "\$1500.00."

That Section 15, Subdivision (a), line 8, be amended by substituting the words and figures "Eight Hundred and Fifty (\$850.00) Dollars" in lieu of the words and figures "Seven Hundred and Fifty (\$750.00) Dollars."

That Section 17, Subdivision (b), line 3, be amended by inserting after the words "trust company" the words "or Morris Plan Company," and by inserting after the word "laws" and before the period in line 4 of said subdivision, the following: "in the case of banks or trust companies, and except organization fees and corporation license fees in the case of Morris Plan Companies."

That Section 17, Subdivision (c), line 8, be amended by inserting after the words "trust company," the words "or Morris Plan Company," and that the parenthesis before the word "any" in line 7, and the parenthesis after the word "State" in line 8 of said subdivision, be stricken, and that line 13 of said subdivision be amended by inserting

after the words "trust company" and before the period, the words "or Morris Plan Company".

Respectfully submitted this 16th day of April, A. D., 1935.

HOLLIMAN,  
O'DELL,  
CARMICHAEL,  
KERR,  
GIBBONS,  
RAASCH,  
CHASE,  
COOK,  
SHOEMAKE,  
ABERNETHY,  
ABERNATHY,  
BRANAN,

COMMONS,  
BROADDUS,  
NANCE,  
CARLILE,  
RORSCHACH,  
DUFFY,  
GARVIN,  
STEWART,  
NICHOLS,  
TAYLOR,  
PAUL,  
IVESTER,

House Conferees.

Senate Conferees.

Senator Nance moved the adoption of the Conference Committee Report on House Bill No. 192.

Senator Fischl, as a substitute, submitted the following motion, which was tabled, upon motion of Senator Burns:

Mr. President: I move you that the Senate refuse to concur in the Conference Committee report on House Bill No. 192 and ask for a further conference, and that the Senate Conferees be instructed to insist upon an amendment to said bill raising the exemptions for single persons to \$1000.00 and for married persons to \$1800.00, and an amendment to the bill changing the provision with reference to the filing of income tax returns so as to provide that only single persons with a gross income of \$1000.00 and married persons with a gross income of \$1800.00 be required to file an income tax return.

FISCHL.

The vote occurring on the Nance motion, it was declared adopted.

House Bill No. 192, as amended in conference, was read at length.

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

AYE:

Albright,  
Briggs,  
Burns,  
Bushyhead,  
Carlile,  
Chamberlin,  
Commons,

Duffy,  
Fischl,  
George,  
Hill,  
Howsley,  
Ivester,  
Johnston,

Jones,  
King,  
Lowrance,  
MacDonald,  
Nance,  
Nichols,  
Paul,

Pugh,  
Ray,  
Rinehart,  
Ritzhaupt,  
Rorschach,  
Sowards,  
Spencer,

Stewart,  
Taylor,  
Thomas,  
Wilbanks,  
Wright.  
Total, 33.

## NAY:

Broadbuss,	Curnutt,	Hutchinson.	Total, 3.
------------	----------	-------------	-----------

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis,	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Carmack,	Fidler,	Logan,	Waldrep.	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:

## AYE:

Albright,	Duffy,	Jones,	Pugh,	Stewart,
Briggs,	Fischl,	King,	Ray,	Taylor,
Burns,	George,	Lowrance,	Rinehart,	Thomas,
Bushyhead,	Hill,	MacDonald,	Ritzhaupt,	Wilbanks,
Carlile,	Howsley,	Nance,	Rorschach,	Wright.
Chamberlin,	Ivester,	Nichols,	Sowards,	
Commons,	Johnston,	Paul,	Spencer,	Total, 33.

## NAY:

Broadbuss,	Curnutt,	Hutchinson.	Total, 3.
------------	----------	-------------	-----------

## EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Carmack,	Fidler,	Logan,	Waldrep.	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.

House Bill No. 192, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 404 and House Bill No. 140 correctly engrossed.

SOWARDS, Acting Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 404 and ordered it transmitted to the Honorable House, for consideration.

The President Pro Tempore, in open session, signed Engrossed



Senate Amendments to and Engrossed House Bill No. 140, as amended, and ordered it transmitted to the Honorable House.

To the President of the Senate,  
Building.

SIR:

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

ENGROSSED HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, POTEET and TRAW,

An Act making an appropriation to aid in the support and maintenance of the Public Schools of Oklahoma, in the sum of \$8,200,000.00, for each of the fiscal years ending June 30, 1936 and 1937, excepting the income and revenue mentioned in Section 3, Article 11 of the Constitution; prescribing the purposes for which same shall be used and the manner of and conditions for the apportionment and disbursement thereof, as primary aid, secondary aid, administration costs and transfer fees; repealing conflicting laws; prescribing the effective date hereof; declaring the provisions hereof to be severable and declaring an emergency,

together with the Engrossed Senate Amendments to same, the Conference Committee Report thereon, and the Conference Committee substitute therefor, and to advise you and through you the Honorable Senate, that the Conference Committee Substitute has been adopted, and the Bill passed as amended by such substitute.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Report on Engrossed House Bill No. 212 was read as follows and, upon motion of Senator Ritzhaupt, adopted:

#### SECOND CONFERENCE COMMITTEE REPORT

To the President of the Senate and  
The Speaker of the House:

We, your Second Conference Committee, appointed to consider Engrossed House Bill No. 212, by Branana, Twidwell, Williams, and Traw of the House, being an Act entitled:

An Act making an appropriation to aid in the support and maintenance of the Public Schools of Oklahoma, in the sum of \$8,200,000.00 for each of the fiscal years ending June 30, 1936 and 1937, excepting the income and revenue mentioned in Section 3, Article 11 of the Constitution; prescribing the purposes for which same shall be used and the manner of and conditions for the apportionment and disbursement thereof, as primary aid, secondary aid, administration costs and transfer fees; repealing conflicting laws; prescribing the effective

date thereof; declaring the provisions hereof to be severable, and declaring an emergency,

beg leave to report that we have had the same under consideration and recommend that the attached Conference Committee Substitute be adopted.

Respectfully submitted,

O'BRIEN,	RITZHAUPT,
HOWELL,	CHAMBERLIN,
MUNGER,	BRIGGS,
CARMICHAEL,	BROADDUS,
House Conferees.	ALBRIGHT,
	Senate Conferees.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, PO-TEET and TRAW.

AN ACT MAKING AN APPROPRIATION TO AID IN THE SUP-PORT AND MAINTENANCE OF THE PUBLIC SCHOOLS OF OKLA-HOMA, IN THE SUM OF \$8,200,000.00, FOR EACH OF THE FISCAL YEARS ENDING JUNE 30, 1936 AND 1937, EXCEPTING THE IN-COME AND REVENUE MENTIONED IN SECTION 3, ARTICLE 11 OF THE CONSTITUTION; PRESCRIBING THE PURPOSES FOR WHICH SAME SHALL BE USED AND THE MANNER OF AND CON-DITIONS FOR THE APPORTIONMENT AND DISBURSEMENT THEREOF, AS PRIMARY AID, SECONDARY AID, ADMINISTRA-TION COSTS AND TRANSFER FEES; REPEALING CONFLICTING LAWS; PRESCRIBING THE EFFECTIVE DATE HEREOF; DECLAR-ING THE PROVISIONS HEREOF TO BE SEVERABLE, AND DECLAR-ING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, for the fiscal years ending June 30, 1936, and June 30, 1937, the sum of Eight Million Two Hun-dred Thousand Dollars (\$8,200,000.00) for each of said fiscal years, and each succeeding fiscal year thereafter, for the purpose of aiding in the support and maintenance of the public schools of Oklahoma, under the provisions of this Act.

Section 2. On or prior to the 10th day of July each year, the State Board of Education shall make apportionments from the funds as estimated for the purposes set forth in sub-section I of Section 4 hereof. The funds apportioned to the school districts of the State shall be for the purpose of aiding each school district receiving the same to finance its school budget for said fiscal year. The State Superintendent of Public Instruction shall notify the School Board or the Board of Education of each school district the amount said district is to receive from the funds appropriated hereby and apportioned according to the provisions hereof, for each fiscal year. No School Board or Board of



Education of a district shall use any of the moneys apportioned to the district for any other purpose than that for which it is apportioned.

Section 3. The State Superintendent of Public Instruction shall furnish the State Auditor with a copy of the apportionment made of the funds appropriated herein, for each fiscal year, and warrants shall be drawn by the State Auditor against said appropriation in accordance with said apportionment only upon the order of the State Board of Education. That part of the fund apportioned to the school districts under sub-section I of Section 4 hereof, shall be paid in monthly installments throughout the year, and the warrant for the amount apportioned to the school districts of any county shall be forwarded by the State Superintendent of Public Instruction to the County Treasurer, who shall cash or sell the same for not less than the principal amount thereof, and apportion the proceeds to the school districts of the county as provided by this Act and the orders of the State Board of Education.

Section 4. The State Board of Education shall each year apportion the moneys herein appropriated to the following purposes; provided, however, that the maximum distribution under sub-section I, Section 4 of this Act shall not exceed Five Million Four Hundred Thousand (\$5,400,000.00) Dollars, plus the income derived from Chapter 153, House Bill 647, Session Laws of 1933.

I. To pay to each district, as primary aid, a sum to supplement the district funds appropriated for the payment of the salaries of teachers, using as a basis for the apportionment of said sum a salary schedule which shall be set by the State Board of Education with the following as a minimum:

(1) For each teacher holding a first grade elementary certificate issued on examination, \$50.00 per month;

(2) For each teacher holding an elementary certificate issued on forty hours of college work, \$65.00 per month;

(3) For each teacher holding a State Certificate issued on two years of college work, \$75.00 per month;

(4) For each teacher holding a State Certificate issued on three years of college work, \$80.00 per month;

(5) For each teacher holding a State Certificate issued on a bachelor's degree, \$90.00 per month;

(6) For each teacher holding a State Certificate issued on a master's degree or a higher grade certificate, \$100.00 per month.

The total number of needed elementary teachers in any district shall be determined by dividing the number of pupils in average daily attendance during the preceding year:

(a) By eighteen, in districts with an average daily attendance of less than two pupils per square mile;



(b) By twenty-two in districts having an average daily attendance of two and less than three pupils per square mile;

(c) By twenty-six, in districts having an average daily attendance of three and less than six pupils per square mile;

(d) By thirty, in districts having an average daily attendance of six and less than nine pupils per square mile;

(e) By thirty-two, in districts having an average daily attendance of nine or more pupils per square mile.

Provided, that in any district of this State where it is found that the number of teachers under the provisions of the above paragraphs, a, b, c, d, and e of this sub-section is in excess of the number required for the proper maintenance of said school, the School District Board shall have authority to reduce the number of teachers to the number actually needed; and provided further, that the State Board of Education shall have power and authority in districts falling under paragraphs a, b, c, d and e of this sub-section, where the district or a part of the district by reason of small population or topographical lay of the land therein cannot economically organize to secure an average daily attendance of sufficient number of school children to qualify for at least one teacher, then, and in that case, the State Board of Education may, by appropriate resolution, approve the said district for State aid as set out in sub-sections I and II of this section for at least one teacher in said district, or part of any district.

The total number of needed high school teachers in any district shall be determined by dividing the average daily attendance in approved junior and senior high schools during the preceding year;

(x) By twenty, in districts having an average daily attendance of less than one pupil per square mile;

(y) By twenty-two, in districts having an average daily attendance of one and less than two pupils per square mile;

(z) By twenty-five, in districts having an average daily attendance of two or more pupils per square mile.

II. To supplement the amount appropriated for teachers' salaries by each school district by granting secondary aid in districts where a ten (10) mill levy and other revenue including the primary aid granted in sub-section I of this section will not maintain the minimum school for the minimum term. Each district may petition the State Board of Education for secondary aid and must affirmatively show by sworn statement that:

(a) A ten (10) mill levy on lawfully assessed valuations has been laid in the district, if secondary aid is sought for the common schools; or if for the separate schools that a 1.5 mill levy has been made by the county for said separate schools;

(b) The aforesaid tax levied, together with other income and

revenue, including the primary State aid granted by sub-section I of this section, are insufficient to maintain the schools for the minimum term;

(c) The proportion of teachers to pupils is proper;

(d) The schedule of teachers' salaries is reasonable;

(e) The budget for maintenance expenses and building repairs is commensurate with the actual needs of the district.

Upon such showing the State Board of Education, with the approval of the Governor, shall promulgate rules and regulations, not inconsistent with the provisions hereof, providing for the distribution of secondary aid as a fixed right to every district making such showing taking into consideration the conditions of the district and the number of applications for secondary aid. The rules and regulations so made and the benefits to accrue thereunder and hereunder shall apply alike to all school districts applying for secondary aid.

III. Not to exceed Twenty Thousand (\$20,000) Dollars of the moneys appropriated by this Act shall be used to defray all expenses of the enforcement and administration hereof, to be disbursed by the State Auditor by warrants issued upon sworn itemized claims approved by the State Board of Education.

IV. State aid granted by sub-sections I and II of this section, may be withheld from full time schools in case the average daily attendance falls below eighteen and when the school district fails to meet the standards established by the State Board of Education.

V. Any transfer fees payable by the State under existing laws shall be paid from moneys made available under sub-section II, of Section 4 of this Act, for secondary aid, conditioned on the fact that any district from which a transfer may be made is maintaining a school or schools and if said district is not doing so, it shall pay the full transfer fee for children below the 9th grade.

Section 5. The State Board of Education shall prescribe the form of all reports and applications for aid, necessary to the proper administration of this Act and it shall be the duty of all County Superintendents, School Boards and Boards of Education to make such reports fully and completely at the time and in the manner prescribed by the State Board of Education. Applications for the supplemental or secondary aid provided in sub-section II of Section 4 may be filed with the State Superintendent of Public Instruction either at the beginning of the fiscal year or at any time during the fiscal year. Said supplemental or secondary aid shall be paid upon order of the State Board of Education to the County Treasurer of the respective counties of the State, who shall cash or sell the warrant for such aid for not less than the principal amount thereof, and apportion the proceeds to the school districts of the county entitled thereto under this Act and according to the orders of the State Board of Education.

Section 6. All State funds and revenues, other than those mentioned



in Section 3 of Article 11 of the Constitution of Oklahoma, which under prior laws have been levied for and/or paid to the common schools of the State, or the weak schools under the provisions of Acts relating to the common school equalization fund, shall hereafter be levied for and/or paid into the general revenue fund of the State and be used to defray the expenses of State Government. It is expressly provided that it is not the intention of the Legislature to repeal any law the revenues from which have been levied and paid into a fund for the benefit of the common schools, but it is the intention of the Legislature that such revenues shall hereafter be paid into the general revenue fund as herein provided and thereafter appropriated by law for such uses and purposes as may be provided by law. Provided, that nothing in this Act shall affect the distribution of revenues derived and distributed under the provisions of Chapter 66, Article 12, Oklahoma Statutes, 1931, as amended by Chapter 103, Oklahoma Session Laws, 1933, as amended by House Bill No. 87 of the Fifteenth Legislature, approved by the Governor on April 1, 1935, and under the provisions of Chapter 153 House Bill No. 647, Session Laws of 1933.

Section 7. The provisions of this Act shall not take effect and be in full force until the first day of July, 1935.

Section 8. If any section, sub-section, sentence, clause or phrase of this Act is held to be invalid, such decision shall not affect the validity of the remaining portions of this Act. The Legislature hereby declares that it would have passed all of this Act and each section, sub-section, sentence, clause and phrase thereof irrespective of the fact that any one or more sections, sub-sections, sentences, clauses or phrases be declared invalid.

Section 9. 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.

House Bill No. 212, as amended in conference, was read at length.

Senator Pugh moved that further consideration of House Bill No. 212 be deferred until the next legislative day, which motion was tabled, upon motion of Senator Stewart.

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

**AYE:**

Albright,	Curnutt,	Ivester,	Nichols,	Sowards,
Briggs,	Duffy,	Johnston,	Paul,	Stewart,
Broadus,	Fischl,	Jones,	Pugh,	Taylor,
Burns,	George,	King,	Ray,	Thomas,
Bushyhead,	Hill,	Lowrance,	Ritzhaupt,	Wilbanks,
Chamberlin,	Howsley,	MacDonald,	Rinehart,	Wright.
Commons,	Hutchinson,	Nance,	Rorschach,	Total, 34.

**NAY:**

Spencer,	Waldrep.	Total, 2.
----------	----------	-----------



EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carlile,	Carmack,	Fidler,	Logan.	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:

AYE:

Albright,	Curnutt,	Ivester,	Nichols,	Sowards,
Briggs,	Duffy,	Johnston,	Paul,	Stewart,
Broadus,	Fischl,	Jones,	Pugh,	Taylor,
Burns,	George,	King,	Ray,	Thomas,
Bushyhead,	Hill,	Lowrance,	Rinehart,	Wilbanks,
Chamberlin,	Howsley,	MacDonald,	Ritzhaupt,	Wright.
Commons,	Hutchinson,	Nance,	Rorschach,	Total, 34.

NAY:

Spencer,	Waldrep,	Total, 2.
----------	----------	-----------

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carlile,	Carmack,	Fidler,	Logan.	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.

Engrossed House Bill No. 212, together with Conference Committee Report thereon, was ordered returned to the Honorable House for consideration.

Senator Pugh sent up the following explanation of his vote:

Mr. President: I vote "Aye" on House Bill No. 212, but do so reluctantly because it does not carry any provision for reducing ad valorem tax.

PUGH.

To the President of the Senate,  
Building.

SIR:

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

## ENGROSSED HOUSE BILL NO. 440—By COMMITTEE ON REVENUE AND TAXATION,

An Act levying a consumers' tax upon the gross receipts derived from the sales to consumers or users, of all tangible personal property, and of all goods, wares, merchandise, foods, confections, and drinks sold in the State of Oklahoma, and of tickets or admissions to places of amusement or athletic events and of gas, electricity, and water, and of transportation to passengers, and of communication service by telephone, telegraph, and radio-casting, and of advertising and printing, upon the gross receipts derived from the sales to consumers or users, of all service of furnishing rooms or lodging houses and tourist camps; defining terms; prescribing certain exemptions; providing for the disposition of the revenues arising hereunder, providing for the collection of such taxes and for the enforcement of this Act by the Oklahoma Tax Commission; providing for the expenses of such collection and enforcement; empowering said Commission to prescribe rules and regulations for the enforcement of this Act; prescribing penalties for the violation of this Act; authorizing refunds; making such taxes and penalties a lien on vendor's property; providing a legal remedy for aggrieved taxpayers; declaring the provisions of this Act to be severable; repealing conflicting laws, and declaring an emergency.

## ENGROSSED HOUSE BILL NO. 441—By O'DELL and KIKER,

An Act levying an excise tax on every motor vehicle, automobile, motor truck, motor tractor, trailer, semi-trailer, tractor, motorcycle and motor bus, as the same are respectively defined by Section 1, Chapter 290, Oklahoma Session Laws, 1919; providing the time when such tax shall be levied and collected, the manner and method of collecting said tax; fixing the rate of such tax and basis of value; providing that the Oklahoma Tax Commission shall ascertain, compute and collect the tax and enforce the provisions of this Act; authorizing the Oklahoma Tax Commission to prescribe and promulgate rules and regulations for the enforcement of said Act and the collection of said tax; making said tax a lien on the vehicles; exempting certain vehicles; making such tax in lieu of all other taxes, general or special, except motor registration fees, mileage taxes and fees paid to the Corporation Commission, and declaring an emergency,

together with Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Reports have been adopted and the Bills have been passed as amended by such reports.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 440 was read at length as follows, and, upon motion of Senator Commons, adopted:

## CONFERENCE REPORT ON ENGROSSED HOUSE BILL NO. 440—By COMMITTEE ON REVENUE AND TAXATION.



AN ACT LEVYING A CONSUMERS' TAX UPON THE GROSS RECEIPTS DERIVED FROM THE SALES TO CONSUMERS OR USERS, OF ALL TANGIBLE PERSONAL PROPERTY, AND OF ALL GOODS, WARES, MERCHANDISE, FOODS, CONFECTIONS, AND DRINKS SOLD IN THE STATE OF OKLAHOMA, AND OF TICKETS OR ADMISSIONS TO PLACES OF AMUSEMENT OR ATHLETIC EVENTS, AND OF GAS, ELECTRICITY, AND WATER, AND OF TRANSPORTATION TO PASSENGERS, AND OF COMMUNICATION SERVICE BY TELEPHONE, TELEGRAPH, AND RADIO-CASTING, AND OF ADVERTISING AND PRINTING, UPON THE GROSS RECEIPTS DERIVED FROM THE SALES TO CONSUMERS OR USERS, OF ALL SERVICE OF FURNISHING ROOMS OR LODGING HOUSES AND TOURIST CAMPS; DEFINING TERMS; PRESCRIBING CERTAIN EXEMPTIONS; PROVIDING FOR THE DISPOSITION OF THE REVENUES ARISING HEREUNDER, PROVIDING FOR THE COLLECTION OF SUCH TAXES AND FOR THE ENFORCEMENT OF THIS ACT BY THE OKLAHOMA TAX COMMISSION; PROVIDING FOR THE EXPENSES OF SUCH COLLECTION AND ENFORCEMENT; EMPOWERING SAID COMMISSION TO PRESCRIBE RULES AND REGULATIONS FOR THE ENFORCEMENT OF THIS ACT; PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ACT; AUTHORIZING REFUNDS; MAKING SUCH TAXES AND PENALTIES A LIEN ON VENDOR'S PROPERTY; PROVIDING A LEGAL REMEDY FOR AGGRIEVED TAXPAYERS; DECLARING THE PROVISIONS OF THIS ACT TO BE SEVERABLE; REPEALING CONFLICTING LAWS, AND DECLARING AN EMERGENCY.

To the Senate and the  
House of Representatives of  
the Fifteenth Legislature.

Gentlemen:

We, your Conference Committee appointed to confer with reference to Senate amendments to Engrossed House Bill No. 440 by Committee on Revenue and Taxation, being an Act entitled "An Act levying a consumer's tax upon the gross receipts derived from the sales to consumers or users, etc.," beg to report that said committee, after due conference, hereby recommends:

That the Senate recede from Senate Amendment No. 1.

That the Senate recede from Senate Amendment No. 2.

That the Senate recede from Senate Amendment No. 3.

That the Senate recede from Senate Amendment No. 4.

That in lieu of Senate Amendment No. 5, Section 3, page 3, line 15, that the period be changed to a comma after the word "given," and that the following be added: "but is not intended to embrace or include those who purchase at wholesale for the purposes of manufacture, processing or resale."

That the Senate recede from Senate Amendment No. 6.



That the House concur in Senate Amendment No. 7.

That the House concur in Senate Amendment No. 8.

That the Senate recede from Senate Amendment No. 9.

That in lieu of Senate Amendment No. 10, a new paragraph be inserted after line 10, to be known as paragraph "(j)", and to read as follows:

"(j) A situs is hereby declared to exist for the purpose of this Act and there is hereby levied a tax of one (1%) per cent on the fair market value of goods, wares and merchandise imported or brought into this State by any consumer on which the 'Oklahoma Consumers' Tax' has not been paid; provided, said goods, wares and merchandise have terminated their movement into the State of Oklahoma and the original package in which they were imported has been broken and they have been within the confines of the State of Oklahoma for a period of more than twenty-four (24) hours prior to their consumption by the importer thereof."

That in lieu of Senate Amendment No. 11, a new paragraph be added after line 10, to be known as paragraph "(k)", and to read as follows:

"(k) A license tax is hereby levied upon all salesmen and solicitors whose stock of goods, wares and merchandise are located without the State of Oklahoma and on which the 'Oklahoma Consumers Tax' is not paid before delivery to the consumer based upon one (1%) per cent of the fair market value of the goods, wares and merchandise sold to consumers within this State, by the solicitors or salesmen. The price charged to the consumer or user for the goods, wares and merchandise shall be prima facie evidence of their fair market value."

That in Section 4, page 4, Subdivision (g), line 4, a comma be substituted for the semi-colon after the word "character," and the following language be added: "except advertising space in newspapers or periodicals."

That in Section 5, page 5, Subdivision (h), line 9, after the word "to" and before the word "charitable", the words "or by" be added.

COMMONS,

Senate Conferee.

THORNTON,  
ABERNETHY, of Harmon,  
O'DELL,  
MUNGER,  
ROBERTS,  
FREEMAN,

House Conferees.

House Bill No. 440, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Johnston,	Ray,	Wilbanks,
Briggs,	Duffy,	Jones,	Rinehart,	Wright.
Broadbudds,	Fischl,	King,	Ritzhaupt,	
Burns,	George,	MacDonald,	Rorschach,	
Bushyhead,	Hill,	Nance,	Spencer,	
Carlile,	Howsley,	Nichols,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	Total, 30.

NAY:

Curnutt,	Lowrance,	Stewart,	
Hutchinson,	Paul,	Waldrep.	Total, 6.

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carmack,	Fidler,	Logan,	Sowards.	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:

AYE:

Albright,	Commons,	Ivester,	Pugh,	Thomas,
Briggs,	Curnutt,	Johnston,	Ray,	Wilbanks,
Broadbudds,	Duffy,	Jones,	Rinehart,	Wright.
Burns,	Fischl,	King,	Ritzhaupt,	
Bushyhead,	George,	MacDonald,	Rorschach,	
Carlile,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Taylor,	Total, 31.

NAY:

Hutchinson,	Paul,	Waldrep.
Lowrance,	Stewart,	Total, 5.

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carmack,	Fidler,	Logan,	Sowards.	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.

House Bill No. 440, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Conference Committee Report on ENGROSSED HOUSE BILL NO. 441 was read at length, as follows, and, upon motion of Senator Nance, adopted:

**CONFERENCE REPORT ON ENGROSSED HOUSE BILL NO. 441—By O'DELL and KIKER.**

AN ACT LEVYING AN EXCISE TAX ON EVERY MOTOR VEHICLE, AUTOMOBILE, MOTOR TRUCK, MOTOR TRACTOR, TRAILER, SEMI-TRAILER, TRACTOR, MOTORCYCLE AND MOTOR BUS, AS THE SAME ARE RESPECTIVELY DEFINED BY SECTION 1, CHAPTER 290, OKLAHOMA SESSION LAWS, 1919; PROVIDING THE TIME WHEN SUCH TAX SHALL BE LEVIED AND COLLECTED, THE MANNER AND METHOD OF COLLECTING SAID TAX; FIXING THE RATE OF SUCH TAX AND BASIS OF VALUE; PROVIDING THAT THE OKLAHOMA TAX COMMISSION SHALL ASCERTAIN, COMPUTE AND COLLECT THE TAX AND ENFORCE THE PROVISIONS OF THIS ACT; AUTHORIZING THE OKLAHOMA TAX COMMISSION TO PRESCRIBE AND PROMULGATE RULES AND REGULATIONS FOR THE ENFORCEMENT OF SAID ACT AND THE COLLECTION OF SAID TAX; MAKING SAID TAX A LIEN ON THE VEHICLES; EXEMPTING CERTAIN VEHICLES; MAKING SUCH TAX IN LIEU OF ALL OTHER TAXES, GENERAL OR SPECIAL, EXCEPT MOTOR REGISTRATION FEES, MILEAGE TAXES AND FEES PAID TO THE CORPORATION COMMISSION, AND DECLARING AN EMERGENCY.

To the Senate and the House  
of Representatives of the  
Fifteenth Legislature.

Gentlemen:

We, your Conference Committee appointed to confer with reference to Senate amendments to Engrossed House Bill No. 441, by O'Dell and Kiker, being an act entitled "An Act levying an excise tax on every motor vehicle, etc," beg leave to report that said Committee, after due conference, hereby recommends:

That the Senate recede from Senate Amendment No. 1.

That the House concur in Senate Amendment No. 2.

ABERNETHY of Harmon,  
HOLLIMAN,  
KIKER,  
MORROW,  
HUNT of Osage,  
COUCH,  
BECK,  
PUGH,  
HAYNES,  
WRIGHT,

House Conferees.

COMMONS,  
Chairman for Senate.



House Bill No. 441, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Ivester,	Pugh,	Taylor,
Briggs,	Curnutt,	Johnston,	Ray,	Thomas,
Broadbudd,	Duffy,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	MacDonald,	Rorschach,	Wright.
Carlile,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Paul,	Stewart,	Total, 33.

NAY:

Hutchinson. Total, 1.

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carmack,	Logan,	Nichols,	
Fidler,	Lowrance,	Spencer.	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:

AYE:

Albright,	Commons,	Ivester,	Pugh,	Taylor,
Briggs,	Curnutt,	Johnston,	Ray,	Thomas,
Broadbudd,	Duffy,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Bushyhead,	George,	MacDonald,	Rorschach,	Wright.
Carlile,	Hill,	Nance,	Sowards,	
Chamberlin,	Howsley,	Paul,	Stewart,	Total, 33.

NAY:

Hutchinson. Total, 1.

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carmack,	Logan,	Nichols,	
Fidler,	Lowrance,	Spencer.	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.

Engrossed House Bill No. 441, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

## MESSAGE

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

## ENGROSSED HOUSE BILL NO. 511—By BRANAN,

An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, requests, successions and transfers; defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for nonpayment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisements and assessments of the tax and the enforcement of this statute; authorizing appeals from the County Court; authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the inheritance tax law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the inheritance tax statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfers; providing for the co-operation of all State and County officers in the enforcement of this Act, and providing penalties for failure thereof; declaring that if any section or part of this law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes, 1931, amendments thereto, and all laws in conflict herewith; and declaring an emergency,

together with Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill has been passed AS AMENDED by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Confrence Committee Report on Engrossed House Bill No. 511 was read as follows and, upon motion of Senator Nance, adopted:

CONFERENCE COMMITTEE REPORT ON ENGROSSED HOUSE  
BILL NO. 511—By BRANAN.

An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, requests, successions and transfers; defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for non-payment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisement and assessments of the tax and the enforcement of this statute; authorizing appeals from the County Court; authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the Inheritance Tax Law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the inheritance tax statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfers; providing for the cooperation of all State and County Officers in the enforcement of this Act, and providing penalties for failure thereof; declaring that if any section or part of this law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes, 1931, amendments thereto, and all laws in conflict herewith, and declaring an emergency.

To the President of the Senate, and  
Speaker of the House of Representatives.

GENTLEMEN:

We, your Joint Conference Committee of the House and Senate, to whom was referred Engrossed House Bill No. 511, being an Act relating to and providing for a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, etc., beg leave to report that we have had the same under consideration, and return the same herewith with the following recommendations:

That the House concur in Senate Amendment No. 1.

That the House concur in Senate Amendment No. 2.

That the Senate recede from Senate Amendment No. 3.

That the Senate recede from Senate Amendment No. 4.

That the Senate recede from Senate Amendment No. 5.

That the Senate recede from Senate Amendment No. 6.

That the Senate recede from Senate Amendment No. 7.



That the Senate recede from Senate Amendment No. 8.

That the House concur in Senate Amendment No. 9.

That the House concur in Senate Amendment No. 10.

That the Senate recede from Senate Amendment No. 11.

That the Senate recede from Senate Amendment No. 12.

That the Senate recede from Senate Amendment No. 13.

That the title to said bill be stricken and that the following title be substituted in lieu thereof:

"AN ACT RELATING TO AND LEVYING A TAX UPON THE TRANSFERS OF THE NET ESTATE OF DECEDENTS, IN TRUST OR OTHERWISE, BY GIFTS, LEGACIES, INHERITANCES, BEQUESTS, SUCCESSIONS AND OR TRANSFERS; DEFINING GROSS ESTATES AND TRANSFERS; PROVIDING FOR DEDUCTIONS AND EXEMPTIONS AND DEFINING THE NET ESTATE AND TRANSFERS SUBJECT TO THE TAX; PROVIDING GRADUATED RATES OF TAX AND FOR THE ASSESSMENT, COLLECTION AND DISPOSITION THEREOF; FIXING THE LIABILITY OF PERSONS AND CORPORATIONS FOR PAYMENT OF THE TAX AND PROVIDING PENALTIES FOR NON-PAYMENT AND FOR LIENS UPON THE PROPERTY TRANSFERRED AND FOR THE ENFORCEMENT THEREOF; GRANTING TO THE OKLAHOMA TAX COMMISSION AND THE COUNTY COURT OF THE SEVERAL COUNTIES OF THE STATE AUTHORITY AND JURISDICTION TO MAKE APPRAISEMENTS AND ASSESSMENTS OF THE TAX AND TO ENFORCE PROVISIONS OF THIS ACT; AUTHORIZING APPEALS FROM THE DECISIONS OF THE OKLAHOMA TAX COMMISSION AND SAID COUNTY COURTS; SUBSTITUTING THIS ACT, AFTER THE EFFECTIVE DATE THEREOF, FOR THE INHERITANCE TAX LAWS THERETOFORE IN FORCE IN THIS STATE AND RESERVING ALL RIGHTS OF THE STATE AND OF INTERESTED PARTIES UNDER SAID INHERITANCE TAX LAWS; REQUIRING REPORTS AND RETURNS TO BE MADE TO THE OKLAHOMA TAX COMMISSION AND PROVIDING PENALTIES FOR THE MAKING OF ANY FALSE STATEMENT THEREIN OR FOR THE CONCEALING OF PROPERTY OR TRANSFERS; AUTHORIZING THE COMPOUNDING, SETTLEMENT OR COMPROMISING OF CONTROVERSIES OVER CORRECTNESS OF AMOUNT OF TAXES COLLECTIBLE HEREUNDER; PROVIDING FOR THE COOPERATION OF ALL STATE AND COUNTY OFFICERS IN THE ENFORCEMENT OF THIS ACT AND FIXING PENALTIES FOR VIOLATION THEREOF; DECLARING THAT IF ANY SECTION OR PART OF THIS ACT SHALL BE HELD TO BE INVALID IT SHALL NOT AFFECT OTHER PARTS THEREOF; REPEALING ARTICLE 14, CHAPTER 66, OKLAHOMA SESSION LAWS, 1931, AMENDMENTS THERETO, AND ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

That Page 2, Section 2, line 9, be amended by striking the comma

after the word "homestead" and before the word "which" and adding the following language: "in excess of Five Thousand (\$5,000.00) Dollars."

That page 10, line 14, be amended by adding the following words after the word "distribute" and before the word "any;" "or transfer."

That page 10, line 16, be amended by adding the following language after the word "payment" and before the comma: "to the extent of the value of such property at the time such tax became due."

That page 10, line 21, be amended by adding the following paragraph after the word "decendent:"

"If any executor, administrator, trustee or other person serving in a fiduciary capacity shall make written application to the Oklahoma Tax Commission for determination of the amount of the tax, and discharge from liability therefor, accompanied by an inventory of the estate prepared by such person showing the estate taxable hereunder, the Oklahoma Tax Commission, as soon as possible and in any event, within one year from the making of such application, unless such time shall be extended by an order of the County Court having jurisdiction of the estate, shall notify such executor, administrator, trustee or other applicant of the amount of tax due. Upon payment of such amount determined by the Commission, such executor, administrator, trustee or other applicant shall be discharged from personal liability for any deficiency in the tax thereafter found to be due, unless such additional tax thereafter found to be due shall arise by reason of a false or fraudulent inventory filed by such person making said application, and shall be entitled to a receipt in writing showing such discharge."

The provisions of the foregoing paragraph of this Section shall not operate as a release of any part of the gross estate from the lien for any deficiency that may thereafter be determined to be due unless the title to such part of the gross estate as shall have been reported to the Commission by the executor, administrator or trustee, or other person charged with the payment of the tax thereon, shall have passed to a bona fide purchaser for value, in which case such part shall not be subject to a lien or any claim or demand for any such deficiency in tax, but the lien for such tax shall attach to the consideration received from such purchaser by the heirs, legatees, devisees, distributees, donees or transferees.

That page 13, line 21, be amended by adding the following words after the word "trustee" and before the word "or:" "devisee, heir."

That page 13, line 28, be amended by adding the following words after the word "trustee" and before the word "or": "devisee, heir."

That page 13, line 32, be amended by adding the following words after the word "trustee" and before the word "or:" "devisee, heir."

That page 14, line 5, be amended by adding the following words after the word "trustee" and before the word "or:" "devisee, heir."



That page 14, line 10, be amended by adding the following words after the word "trustee" and before the word "transferee:" "devisee, heir."

That page 14, line 13, be amended by adding the following words after the word "trustee" and before the word "or:" "devisee, heir."

That page 14, line 16, be amended by adding the following words after the words "trustee" and before the word "or:" "devisee, heir."

Respectfully submitted this 16th day of April, A. D., 1935.

BRANAN,	COMMONS.
HOLLIMAN,	BUSHYHEAD,
O'DELL,	KING,
BARNETT,	BROADDUS,
CARMICHAEL,	CHAMBERLIN,
CHAMBERS,	Senate Conferees.
House Conferees.	

House Bill No. 511, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Wilbanks,
Broaddus,	Fischl,	King,	Rorschach,	Wright.
Burns,	George,	Lowrance,	Sowards,	
Bushyhead,	Hill,	Nance,	Spencer,	
Carlile,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	Total, 31.

NAY:

Curnutt,	Rinehart.	Total, 2.
----------	-----------	-----------

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carmack,	Hutchinson,	MacDonald,	Waldrep.
Fidler,	Logan,	Ritzhaupt,	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:



AYE:

Albright,	Commons,	Johnston,	Pugh,	Thomas,
Briggs,	Duffy,	Jones,	Ray,	Wilbanks,
Broadbudds,	Fischl,	King,	Rorschach,	Wright.
Burns,	George,	Lowrance,	Sowards,	
Bushyhead,	Hill,	Nance,	Spencer,	
Carlile,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Ivester,	Paul,	Taylor,	Total, 31.

NAY:

Curnutt,	Rinehart.	Total, 2.
----------	-----------	-----------

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis,	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Carmack,	Hutchinson,	MacDonald,	Waldrep.
Fidler,	Logan,	Ritzhaupt,	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.

House Bill No. 511, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

MOTION LODGED TO RECONSIDER

Senator Lowrance moved that the vote be reconsidered by which SENATE BILL NO. 263, by Jones, was passed.

Senator Jones moved to table the Lowrance motion, which motion failed of adoption.

The vote occurring on the Lowrance motion, it was declared adopted, the roll call thereon being as follows:

AYE:

Briggs,	Duffy,	Nichols,	Rorschach,	Wright.
Burns,	Fischl,	Paul,	Sowards,	
Carlile,	Howsley,	Pugh,	Stewart,	
Chamberlin,	Johnston,	Ray,	Taylor,	
Commons,	King,	Rinehart,	Thomas,	
Curnutt,	Lowrance,	Ritzhaupt,	Wilbanks,	Total, 25.

NAY:

George,	Jones,	Spencer.
Hill,	Nance,	Total, 5.

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis.	Total, 4.
---------	----------	-----------	---------	-----------

## NOT VOTING:

Albright,	Carmack,	Ivester,	Waldrep.
Broadus,	Fidler,	Logan,	
Bushyhead,	Hutchinson,	MacDonald,	Total, 10.

Senator Lowrance moved that further consideration of Senate Bill No. 263 be indefinitely postponed, which motion prevailed.

Senator Curnutt moved that the vote be reconsidered by which SENATE BILL NO. 336, by Curnutt, et al., failed of passage, which motion, by unanimous consent, he withdrew.

## FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 411—By RINEHART—An Act amending Chapter 136, of the 1933 Session Laws of the State of Oklahoma, relating to salaries of Justices of the Supreme Court and Judges of the Criminal Court of Appeals, and repealing all Acts and parts of Acts in conflict herewith.

Upon motion of Senator Nance, the call of the House was lifted.

## GENERAL ORDER

SENATE BILL NO. 225, by Johnston and Wright, was read at length.

Senator Johnston moved that Senate Bill No. 225 be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Johnston, the rules of the Senate were suspended and Senate Bill No. 225 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE 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:

## AYE:

Albright,	George,	Johnston,	Ray,	Stewart,
Briggs,	Hill,	Jones,	Rinehart,	Thomas,
Burns,	Howsley,	Lowrance,	Ritzhaupt,	Wilbanks.
Carlile,	Hutchinson,	Nance,	Rorschach,	
Curnutt,	Ivester,	Paul,	Sowards,	Total, 23.

## NAY:

Chamberlin.	Total, 1.
-------------	-----------

EXCUSED:

Garvin,	Timmons,	Whitaker,	Willis,	Total, 4.
---------	----------	-----------	---------	-----------

NOT VOTING:

Broadus,	Duffy,	Logan,	Spencer,	
Bushyhead,	Fidler,	MacDonald,	Taylor,	
Carmack,	Fischl,	Nichols,	Waldrep,	
Commons,	King,	Pugh,	Wright.	Total, 16.

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. 225 was ordered referred for engrossment.

MESSAGE

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 355—By GIBBONS,

An Act regulating the use of roads and highways by motor vehicles; providing for establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries thereof; prescribing the duties of such employees; providing penalties for the violation of this statute, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said bill the following named Representatives: Gibbons, Brown, Chambers, Gregory, Skinner and Munger.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House, for a conference on Engrossed House Bill No. 355, was ordered granted and the President Pro Tempore appointed as Senate Conferees thereunder, Senators Paul, Duffy, Rorschach, Rinehart, Jones Albright and Waldrep.



## GENERAL ORDER

Upon motion of Senator Hill, House Bill No. 108, by Whitt, was advanced to engrossment and third reading.

Senator Johnston moved that HOUSE BILL NO. 346, by O'Dell be advanced to engrossment and third reading.

Senator Nance moved that the Senate recess to meet at the call of the President.

Senator Curnutt moved that further consideration of House Bill No. 346 be indefinitely postponed.

Senator Nance raised a point of order against the Curnutt motion, which was sustained, stating a motion to recess is a superior one.

The vote occurring on the Nance motion, it was declared adopted.

The Senate reassembled, with the President Pro Tempore presiding.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 561—By SHOEMAKE,

An Act amending Chapter 97, Sections 6 and 12, Session Laws, 1933, relating to the "Oklahoma Freight Car Tax Law"; providing for stoppel from questioning the computation or validity of the tax where hearings are not requested within Fifteen (15) days, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 600—By WORTHINGTON,

An Act fixing the fees allowed in Justice of Peace Courts in all counties of the State of Oklahoma having a population not less than 24,200 and not more than 24,400, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Seventy-fifth Day, Saturday, April 20, 1935

1759

The President Pro Tempore announced First Reading of Engrossed House Bills Nos. 561 and 600.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for the return of the Message wherein your Honorable Body requested the return of:

ENGROSSED HOUSE BILL NO. 440—By COMMITTEE ON  
REVENUE AND TAXATION,

An Act levying a consumers' tax upon the gross receipts derived from the sales to consumers or users, of all tangible personal property, and of all goods, wares, merchandise, foods, confections, and drinks sold in the State of Oklahoma, and of tickets or admissions to places of amusement or athletic events and of gas, electricity, and water, and of transportation to passengers, and of communication service by telephone, telegraph, and radio-casting, and of advertising and printing, upon the gross receipts derived from the sales to consumers or users, of all service of furnishing rooms or lodging houses and tourist camps; defining terms; prescribing certain exemptions; providing for the disposition of the revenues arising hereunder, providing for the collection of such taxes and for the enforcement of this Act by the Oklahoma Tax Commission; providing for the expenses of such collection and enforcement; empowering said Commission to prescribe rules and regulations for the enforcement of this Act; prescribing penalties for the violation of this Act; authorizing refunds; making such taxes and penalties a lien on vendor's property; providing a legal remedy for aggrieved taxpayers; declaring the provisions of this Act to be severable; repealing conflicting laws, and declaring an emergency,

and I am herewith returning the said Message.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 442—By ALLEN,

An Act amending Sections 10595, 10597 and 10598, Oklahoma Statutes, 1931, and relating to Industrial Life, Health and Accident Insurance Companies, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 444—By ALLEN,

An Act authorizing the Insurance Commissioner for certain causes to request the appointment of a receiver for the operation or liquidation of insurance companies authorized to do business in this State; setting out the manner of the operation of said companies by the Insurance Commissioner; providing that no other person other than the Insurance Commissioner may ask for the appointment of a receiver, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 581—By ABERNATHY of Pottawatomie,

An Act authorizing Jesse W. Collier, of Shawnee, Oklahoma, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the construction of State Highway No. 18 by the State of Oklahoma adjacent to the property of Jesse W. Collier, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos 442, 444 and 581.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 35—By PAUL, BURNS, BUSHY-HEAD, CARMACK, CURNUTT, FIDLER, FISCHL, GARVIN, JOHNSTON, JONES, LOWRANCE, MacDONALD, RAY, RINEHART, RITZ-HAUPT, RORSCHACH, SPENCER, TAYLOR, TIMMONS and WILLIS,

An Act providing for bounty on hawks, crows and chaparrals, killed in the State of Oklahoma, providing for the issuance of certificates by County Clerks, the filing of claims for bounty; prescribing the method of payments thereof; prescribing the penalty for the violation of the terms of this Act and making an appropriation therefor, and declaring an emergency,

together with Engrossed House Amendment to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the bill has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Engrossed Senate Bill No. 35, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 38—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS,

An Act providing for the office and employees of the Oklahoma Historical Society and fixing their compensation and further providing that appropriations may be made for extra help, repairs, markers and tablets, expenses of travel, transportation, printing, binding, including the binding of copied manuscripts, magazines and newspapers and rebinding books, office supplies, stationery, telephone, telegraph, stamps and postage, and other necessary communications, and copied material, and equipment including books, cases, stacks, not exceeding Twelve Thousand Five Hundred (\$12,500.00) Dollars per annum, and declaring an emergency,

together with Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 38, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 129—By COMMITTEE ON APPROPRIATIONS,

A Bill to be entitled an Act making an appropriation to pay ex-Governor William H. Murray money to which he is entitled under the law, and declaring an emergency,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 38 was read as follows:

Amendment No. 1. That the Bill be amended by striking the support and maintenance clause at the end of Section 1.

By unanimous consent, further consideration of Engrossed Senate Bill No. 38, as amended by the Honorable House, was deferred for this legislative day.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 407—By WALDREP,

An Act amending Section 2, Senate Bill No. 1, of the Fifteenth Legislature of Oklahoma; making the Board of County Commissioners of each county the county welfare board created therein, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 407 was ordered referred for enrollment.

Senators Broadus, Duffy and Curnutt asked to be "excused," for the remainder of this legislative day, which was the order.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, POTEET and TRAW,

An Act making an appropriation to aid in the support and maintenance of the public schools of Oklahoma, in the sum of \$8,200,000.00, for each of the fiscal years ending June 30, 1936 and 1937, excepting the income and revenue mentioned in Section 3, Article 11 of the Constitution; prescribing the purposes for which same shall be used and the manner of and conditions for the apportionment and disbursement thereof, as primary aid, secondary aid, administration costs and transfer fees; repealing conflicting laws; prescribing the effective date hereof; declaring the provisions hereof to be severable, and declaring an emergency,

*Seventy-fifth Day, Saturday, April 20, 1935*

1763

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 212 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 406—By COMMITTEE ON APPROPRIATIONS.

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State educational, eleemosynary and penal institutions, and from the revolving funds and hospital funds of certain institutions; providing for the appropriation and distribution of the New College Funds in accordance with Section 5626, Oklahoma Statutes, 1931, to the institutions entitled to same, and providing for the appropriations and distribution of Section 13, Funds as provided in Section 5484, Oklahoma Statutes, 1931, to the institutions entitled to the same and appropriating the Public Building Fund to certain institutions herein specified,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 406 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 440—By COMMITTEE ON REVENUE AND TAXATION,

An Act levying a consumers' tax upon the gross receipts derived



from the sales to consumers or users, of all tangible personal property, and of all goods, wares, merchandise, foods, confections, and drinks sold in the State of Oklahoma, and of tickets or admissions to places of amusement or athletic events and of gas, electricity, and water, and of transportation to passengers, and of communication service by telephone, telegraph, and radio-casting, and of advertising and printing, upon the gross receipts derived from the sales to consumers or users, of all service of furnishing rooms or lodging houses and tourist camps; defining terms; prescribing certain exemptions; providing for the disposition of the revenues arising hereunder, providing for the collection of such taxes and for the enforcement of this Act by the Oklahoma Tax Commission; providing for the expenses of such collection and enforcement; empowering said Commission to prescribe rules and regulations for the enforcement of this Act; prescribing penalties for the violation of this Act; authorizing refunds; making such taxes and penalties a lien on vendor's property; providing a legal remedy for aggrieved taxpayers; declaring the provisions of this Act to be severable; repealing conflicting laws, and declaring an emergency.

ENROLLED HOUSE BILL NO. 441--By O'DELL and KIKER,

An Act levying an excise tax on every motor vehicle, automobile, motor truck, motor tractor, trailer, semi-trailer, tractor, motorcycle and motor bus, as the same are respectively defined by Section 1, Chapter 290, Oklahoma Session Laws, 1919; providing the time when such tax shall be levied and collected, the manner and method of collecting said tax; fixing the rate of such tax and basis of value; providing that the Oklahoma Tax Commission shall ascertain, compute and collect the tax and enforce the provisions of this Act; authorizing the Oklahoma Tax Commission to prescribe and promulgate rules and regulations for the enforcement of said Act and the collection of said tax; making said tax a lien on the vehicles; exempting certain vehicles; making such tax in lieu of all other taxes, general or special, except motor registration fees, mileage taxes and fees paid to the Corporation Commission, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 440 and 441 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 511--By BRANAN,

An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, requests, successions and transfers defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for non-payment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisements and assessments of the tax and the enforcement of this statute; authorizing appeals from the County Court; authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the inheritance tax law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the inheritance tax statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfers; providing for the cooperation of all State and County officers in the enforcement of this Act, and providing penalties for failure thereof; declaring that if any section or part of this law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes, 1933, amendments thereto, and all laws in conflict herewith, and declaring an emergency.

ENROLLED HOUSE BILL NO. 192—By LARASON, COOK, STANBRIDGE, TAYLOR, SPECK and CARLETON,

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on National Banking Associations, State Banks and trust companies, according to or measured by their net incomes authorized by Method Four (4) of Section 5219, O. S. Revised Statutes, as amended, relating to National Banking Associations, and complying therewith, to provide revenue for general governmental functions of the State; providing for the disposition of revenues arising thereunder; prescribing the rates of such taxes; providing for specific deductions and exemptions from said tax; providing for the computation and collection of such taxes by the Oklahoma Tax Commission and empowering same to enforce said Act to prescribe and enforce rules and regulations in relation thereto; defining the powers of said Commission in the collection of additional and delinquent taxes; making certain violations of Acts unlawful and prescribing penalties therefor; requiring income tax returns to be made by taxpayers and prescribing how same shall be prepared and filed; making said taxes and penalties a lien on taxpayers' property and providing for the enforcement thereof; requiring persons paying income to individuals to report same to said Commission; providing, in certain cases, for withholding income taxes at the source and the method of payment thereof; providing a legal remedy for aggrieved taxpayers; repealing Chapter 195, Oklahoma Session Laws, 1933, and all Acts or parts of Acts in conflict with this Act, except as same apply to accrued income taxes and penalties there-

on and to the collection thereof; providing that if a portion of this Act is held invalid same will not affect other portions thereof, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 192 and 511 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules on Monday, April 22, 1935.



SEVENTY-SIXTH LEGISLATIVE DAY

MONDAY, APRIL 22, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President Pro Tempore.

Senator Nance presiding.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Waldrep,
Briggs,	Duffy,	Johnston,	Ray,	Whitaker,
Broadus,	Fidler,	Jones,	Rinehart,	Wilbanks,
Burns,	Fischl,	Logan,	Ritzhaupt,	Willis,
Bushyhead,	Garvin,	Lowrance,	Rorschach,	Wright.
Carlile,	George,	MacDonald,	Sowards,	
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Thomas,	
Commons,	Hutchinson,	Paul,	Timmons,	Total, 41.

EXCUSED:

King,	Spencer,	Taylor.	Total, 3.
-------	----------	---------	-----------

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Chamberlin sent up for the following motion, which was adopted:

Mr. President: I move that a Message be dispatched to the Honorable House requesting the House to name a Committee of seven to confer with a like Committee, heretofore selected by the Senate, to consider the designation of constitutional amendments to be submitted, and the date or dates for elections thereon.

CHAMBERLIN.

MESSAGE

The following message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 39—By BROADDUS, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS,

An Act relating to the Oklahoma Historical Society, its powers and duties; its Board of Directors, Officers and Employees, their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and records in its custody, charges therefore, and declaring an emergency,

together with Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 39, together with Conference Committee Report thereon, was ordered referred for enrollment.

#### COMMITTEE REPORT

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 22, Senate Bills Nos. 225, 389, 403 and 409 correctly engrossed, and Senate Bill No. 407 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 22 and ordered it referred for enrollment.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 225, 389, 408 and 409 and ordered each transmitted to the Honorable House, for consideration.

Senate Bill No. 407 was read at length 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.

#### SECOND READING

The following Bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 411—By RINEHART—Senator Rinehart moved that Senate Bill No. 411 be placed upon the Calendar, without reference to a Committee.

Senator Pugh, as a substitute, moved that Senate Bill No. 411 be referred to the Committee on Fees and Salaries, which motion was ruled out of order by the Presiding Officer, who stated the rules of the Senate provided for such reference.

Senator Nichols, as a substitute, moved that further consideration of Senate Bill No. 411 be indefinitely postponed.

Senator Curnutt, in lieu of all pending motions, moved that Senate Bill No. 411 be referred to Judiciary Committee No. 1, which motion prevailed.

ENGROSSED HOUSE BILL NO. 328—By COE—Senator Briggs asked unanimous consent, which was granted, that House Bill No. 328 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 199—By DAVIS—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 549—By BARNETT, PETERSON and MORSE of the House, and LOGAN of the Senate—Senator Logan asked unanimous consent, which was granted, that House Bill No. 549 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 431—By HOLLIMAN of the House, and CURNUTT of the Senate—Referred to Judiciary Committee No. 1.

ENGROSSED HOUSE BILL NO. 487—By BARNETT, MORSE and PETERSON of the House, and LOGAN of the Senate—Senator Logan asked unanimous consent, which was granted, that House Bill No. 487 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 503—By DAVIS—Senator Fischl asked unanimous consent, which was granted, that House Bill No. 503 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 532—By KERR and DEATON—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 598—By BRUCE—Senator Fischl asked unanimous consent, which was granted, that House Bill No. 598 be placed upon the Calendar, without reference to a Committee.

Senator Fischl asked unanimous consent, which was granted, that House Bill No. 598 be advanced to engrossment and third reading.

ENGROSSED HOUSE BILL NO. 437—By DEATON, KERR and ALLEN—Senator Nichols asked unanimous consent, which was granted,



that House Bill No. 437 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 561—By SHOEMAKE—By unanimous consent, House Bill No. 561 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 600—By WORTHINGTON—Senator Chamberlin asked unanimous consent, which was granted that House Bill No. 600 be placed upon the Calendar, without reference to a Committee.

By unanimous consent, House Bill No. 600 was advanced to engrossment and third reading.

ENGROSSED HOUSE BILL NO. 442—By ALLEN—Senator Ray asked unanimous consent, to which Senator Curnutt objected, that House Bill No. 442 be placed upon the Calendar, without reference to a Committee.

House Bill No. 442 was ordered referred to the Committee on Insurance.

ENGROSSED HOUSE BILL NO. 444—By ALLEN—Senator Ray asked unanimous consent, to which objection was voiced, to place House Bill No. 444 upon the Calendar, without reference to a Committee.

House Bill No. 444 was ordered referred to the Committee on Insurance.

ENGROSSED HOUSE BILL NO. 581—By ABERNATHY of Pottawatomie—Senator Waldrep asked unanimous consent, which was granted, that House Bill No. 581 be placed upon the Calendar, without reference to a Committee.

#### COMMITTEE REPORT

The following Committee Report was submitted and, upon motion of Senator Commons, adopted:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 350 by Bruce, entitled:

An Act authorizing the purchase of cigarette tax stamps from the Oklahoma Tax Commission by wholesalers and jobbers of cigarettes, 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.

COMMONS, Chairman.

# GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 350 was taken up for consideration and read at length.

Section 1 was read and adopted, upon motion of Senator Commons.

Upon motion of Senator Commons, House Bill No. 350, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 350 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 350 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

### AYE:

Albright,	Commons,	Howsley,	Nance,	Stewart,
Briggs,	Curnutt,	Ivester,	Nichols,	Thomas,
Broadus,	Duffy,	Johnston,	Pugh,	Waldrep,
Burns,	Fidler,	Jones,	Ray,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rinehart,	Willis,
Carmack,	George,	Lowrance,	Rorschach,	Wright.
Chamberlin,	Hill,	MacDonald,	Sowards,	Total, 34.

### NAY:

Fischl,	Hutchinson,	Timmons.	Total, 3.
---------	-------------	----------	-----------

### EXCUSED:

King,	Spencer,	Taylor.	Total, 3.
-------	----------	---------	-----------

### NOT VOTING:

Carlile,	Paul,	Ritzhaupt,	Wilbanks,	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:

### AYE:

Albright,	Commons,	Howsley,	Nance,	Stewart,
Briggs,	Curnutt,	Ivester,	Nichols,	Thomas,
Broadus,	Duffy,	Johnston,	Pugh,	Waldrep,
Burns,	Fidler,	Jones,	Ray,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rinehart,	Willis,
Carmack,	George,	Lowrance,	Rorschach,	Wright.
Chamberlin,	Hill,	MacDonald,	Sowards,	Total, 34.

## NAY:

Fischl,	Hutchinson,	Timmons,	Total, 3.
---------	-------------	----------	-----------

## EXCUSED:

King,	Spencer,	Taylor.	Total, 3.
-------	----------	---------	-----------

## NOT VOTING:

Carlile,	Paul,	Ritzhaupt,	Wilbanks.	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.

House Bill No. 350 was ordered referred for engrossment.

SENATE BILL NO. 452 was read at length for the third time.

Senator Fischl asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 452 by striking Sections 4, 5 and 6, and amending the title to conform with the subject matter of the bill.

FISCHL.

Senator Timmons asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 452, line 6, page 1, by striking said line 6 and substituting therefor the following: "shall be returned to the person or persons from whom seized; provided, however, that at the time of such seizure such person or persons were not using said devices for an unlawful purpose."

TIMMONS.

Mr. President: I move to amend the Timmons Amendment, as follows:

Mr. President: I move to amend the Timmons Amendment by striking beginning with the word "Such," in line 2, the remainder of said line, and lines 3, 4 and 5, page 2.

FISCHL.

House Bill No. 452, as amended, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Jones,	Rorschach,	Wilbanks,
Burns,	Garvin,	Logan,	Sowards,	Willis,
Bushyhead,	George,	MacDonald,	Thomas,	Wright.
Carmack,	Hill,	Pugh,	Timmons,	
Chamberlin,	Howlsley,	Rinehart,	Waldrep,	Total, 28.



YAY:

Broaddus,	Paul,	Stewart.
Nance,	Ray,	Total, 5.

EXCUSED:

King,	Spencer,	Taylor.	Total, 3.
-------	----------	---------	-----------

NOT VOTING:

Carlile,	Curnutt,	Hutchinson,	Lowrance,	
Commons,	Fidler,	Ivester,	Nichols.	Total, 8.

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:

AYE:

Briggs,	Fischl,	Jones,	Ritzhaupt,	
Broaddus,	George,	Logan,	Thomas,	
Burns,	Hill,	Lowrance,	Waldrep,	
Carmack,	Howsley,	Pugh,	Wilbanks,	
Chamberlin,	Johnston,	Rinehart,	Wright.	Total, 20.

NAY:

Duffy,	Nance,	Sowards,	Whitaker.
MacDonald,	Paul,	Stewart,	Total, 7.

EXCUSED:

King,	Spencer,	Taylor.	Total, 3.
-------	----------	---------	-----------

NOT VOTING:

Albright,	Commons,	Garvin,	Nichols,	Timmons,
Bushyhead,	Curnutt,	Hutchinson,	Ray,	Willis.
Carlile,	Fidler,	Ivester,	Rorschach,	Total, 14.

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. 452 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 350 correctly engrossed, and Senate Bills No. 38 and 39 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 350, as amended, and ordered the bill returned to the Honorable House.

Senate Bills Nos. 38 and 39 were read at length for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 28—By KIKER of the House, and NICHOLS of the Senate,

A Concurrent Resolution authorizing the Governor to appoint a Board of Three Commissioners to negotiate with administrative agencies of the United States Government to obtain funds for the erection, construction and maintenance of dams in Seminole County for the purpose of impounding water and to prevent and control the pollution of streams from waste oil, salt water and basic sediment,

and to advise you, and through you the Honorable Senate that the same has been adopted by the House, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Nichols asked unanimous consent, which was granted, to take up for immediate consideration Engrossed House Concurrent Resolution No. 28, which was read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 28—By KIKER of the House, and NICHOLS of the Senate.

A CONCURRENT RESOLUTION AUTHORIZING THE GOVERNOR TO APPOINT A BOARD OF THREE COMMISSIONERS TO NEGOTIATE WITH ADMINISTRATIVE AGENCIES OF THE UNITED STATES GOVERNMENT TO OBTAIN FUNDS FOR THE ERECTION, CONSTRUCTION AND MAINTENANCE OF DAMS IN SEMINOLE COUNTY FOR THE PURPOSE OF IMPOUNDING WATER AND TO PREVENT AND CONTROL THE POLLUTION OF STREAMS FROM WASTE OIL, SALT WATER AND BASIS SEDIMENT.

WHEREAS, Seminole County is faced with a peculiar condition owing to the pollution of streams from water oil and refuse from oil and gas wells in said county; and

WHEREAS, according to the records of the Corporation Commis-

sion not less than three hundred thousand (300,000) barrels of salt water are daily poured into the streams of Seminole County; and

WHEREAS, the pollution of streams in said county by waste oil, salt water and basic sediment from oil wells in said County is destroying the natural usefulness of the water shed of Seminole County and the streams of other counties into which the water shed of Seminole County drains; and

WHEREAS, said pollution of streams from waste oil, salt water and basic sediment is destroying the value of lands abutting streams in Seminole County and the streams of other counties into which the water shed of Seminole County drains.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF OKLAHOMA, THE SENATE CONCURRING HEREIN:

That the Governor is hereby authorized to appoint a Board of three (3) Commissioners to negotiate with the administrative agencies of the United States Government to obtain funds for the construction, erection and maintenance of dams in Seminole County for the purpose of impounding water for the prevention of the pollution of streams by waste oil and refuse from oil and gas wells, salt water and basic sediment, and for flood control, water conservancy and the prevention of soil erosion; and to dispose of water so impounded under rules and regulations of said Board in accordance with the requirements of the Federal Government.

Upon motion of Senator Nichols, House Concurrent Resolution No. 28 was adopted.

The Presiding Officer, in open session, signed Engrossed House Concurrent Resolution No. 28 and ordered it returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 140—By BAILEY, COLEMAN, HANKLA, MAUK, STANDRIDGE and BECK,

An Act amending Sections 10090, 10142, 10144, 10146, 10170, 10174, 10175, 10176 and 10183, Oklahoma Statutes, 1931, providing that all roads in each county, except those designated as State highways, shall be county roads; providing County Commissioners shall have authority over said county roads, the designation, construction, maintenance and repair thereof; providing for the County Road Maintenance Fund and the expenditure thereof; providing for the appointment of road super-



visors; providing for road duty for male citizens of the State of Oklahoma, or a cash payment in lieu thereof; providing for the collection and distribution of said cash payment; providing penalties for the violation of this Act; repealing Sections 10165, 10166, 10167, 10168, 10169, 10172, 10173, 10184, 10185, 10186, 10187, 10188, 10190, 10191, 10192, 10193, 10194, 10195 and 10196, of Chapter 50, Article 7, Oklahoma Statutes, 1931, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Mauk, Bailey, Abernathy of Pottawatomie, Gibbons, Barnett, Williams, O'Neill, Goodwin, Chase, Standridge, Beck, Coleman and Hankla.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House, for a conference on Engrossed House Bill No. 140 was ordered granted, the Presiding Officer appointing as Senate Conferees thereunder, Senators Burns, Rorschach, Paul, Waldrep and Wright.

Senator MacDonald moved that Senate Conferees, where a lesser number are appointed than are appointed by the Honorable House, vote as a unit, which motion prevailed.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 389—By COE, ELLIS, BILLINGS, GIBBONS, SCHWOERKE, CARLETON and KEYES of the House, and FIDLER of the Senate,

An Act making appropriations from the General Revenue Fund for the purpose of paying certain claims for food stuffs furnished State Relief Camp No. 1, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith your consideration:

ENGROSSED HOUSE BILL NO. 393—By CHAMBERS,

An Act providing for the regulation and supervision by the State Bank Commissioner, corporations, companies, firms, co-partnerships, corporations, organizations, associations and individuals, engaged in the profession or business of making chattel loans; defining the profession or business of making chattel loans; providing for the issuance and revocation of licenses to engage in such business; limiting the interest rate that may be charged in making such loans; defining the word "interest" as used herein; providing for examination of the books of those covered by the terms of this Act; providing for an annual license fee; providing for payment of expenses of the State Bank Commissioner in carrying out the terms hereof, exempting chartered banks from the effects hereof, and providing a penalty for the violation hereof, and declaring an emergency.

ENGROSSED HOUSE JOINT RESOLUTION NO. 34—By WILLIAMS, FRAZIER, BYROM, ABERNETHY of Harmon, BAILEY, TWIDWELL and ELLIS,

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 for the purpose of amending Section 31, of Article 6, thereof, to provide for relieving the State Board of Agriculture of the duties as a Board of Regents for the State Agricultural and Mechanical College, and providing for a separate Board of Regents for the State Agricultural and Mechanical College and for all other State Agricultural and Mechanical Schools and Colleges,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Joint Resolution No. 34 and Engrossed House Bill No. 393.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 500—By MUNGER,

An Act creating School District No. 76, Noble County, Oklahoma, declaring the boundaries thereof; making all provisions of existing laws relating to Schools and School Districts applicable thereto, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 477—By WHITT,

An Act appropriating and authorizing the payment of the sum of \$1,395.00 principal, in payment of a judgment for injuries received by G. A. Patton, said judgment being rendered by the State Industrial Commission of the State of Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 376—By HUEY, MUNSON and SADLER,

An Act making an appropriation for the Oklahoma Geological survey for the remainder of the fiscal year ending June 30, 1935.

ENGROSSED HOUSE BILL NO. 358—By THORNTON,

An Act authorizing the merger and consolidation of Domestic Corporations; providing the manner of such merger, or consolidations, for surrender and cancellation of corporate franchises, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 358, 376, 477 and 500.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 564—By PHILLIPS of Okfuskee, COE and EASON,

An Act making an appropriation to defray the expenses of the State Board of Public Welfare and of the several County Welfare Boards in the State incurred, and to be incurred, in the administration of the funds appropriated by Senate Bill No. 1, of the Fifteenth Legislature, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Coe, Singleton, Beck, Carmichael, Montgomery, Brown, Huser and Ulmark.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Upon motion of Senator Chamberlin, the request of the Honorable House, for a conference on Engrossed House Bill No. 564 was ordered granted, the Presiding Officer appointing as Senate Conferees thereunder, Senators Chamberlin, Lowrance, MacDonald, Hill and Johnston.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED HOUSE BILL NO. 559—By SKINNER,

An Act relating to the "Free Fair Fund" to be levied in Ottawa County; requiring the County Excise Board thereof to levy annually a tax of one fourth mill upon all taxable property in said county for said fund, to be used to defray the expenses of holding the County and Township Fairs in Ottawa County held under the provisions of Article VIII, Chapter 38, Oklahoma Statutes, 1931, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives: Skinner, Mauk and O'Dell.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 595—By COE,

An Act dedicating certain portions of the State Capitol grounds and approaches thereto to the public use as streets, boulevards and highways; providing for the filing of plats thereof, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 595 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 172—By WILBANKS,

An Act amending Section 1, Chapter 112, Oklahoma Session Laws, 1933, relating to unlawful discriminations and unfair competition in the purchase or sale of commodities of general use, in the rendering of service to the public, and in the sale or furnishing of advertising, advertising service or space for advertisements in publications, fixing penalty for violation, and declaring an emergency,

together with the Engrossed House Substitute for same, and to advise you and through you the Honorable Senate, that the Bill has been passed as amended by such House Substitute and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 172 were read, as follows, and, upon motion of Senator Wilbanks, concurred in by the Senate:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 172—By WILBANKS.

AN ACT AMENDING SECTION 1, CHAPTER 112, OKLAHOMA SESSION LAWS, 1933, RELATING TO UNLAWFUL DISCRIMINATIONS AND UNFAIR COMPETITION IN THE PURCHASE OR SALE OF COMMODITIES OF GENERAL USE, IN THE RENDERING OF SERVICE TO THE PUBLIC, AND IN THE SALE OR FURNISHING OF ADVERTISING, ADVERTISING SERVICE OR SPACE FOR ADVERTISEMENTS IN PUBLICATIONS, FIXING PENALTY FOR VIOLATION, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. Section 1, Chapter 112, Oklahoma Session Laws, 1933, is hereby amended to read as follows:

"Section 1. It shall be unlawful for any person, firm, corporation or association, engaged in the production, manufacture, distribution, purchase or sale, of any commodity of general use, or rendering any service to the public or engaged in the sale or furnishing of advertising or advertising service or space for advertisements in publications thereof, to directly or indirectly, either in person or by or through any agent or representative, discrimi-

nate between different persons, firms, associations or corporations, or between different sections, communities or cities of the State;

"(A) By selling such commodity, or rendering such service at a lower price or rate in one section, community or city than another, or at the same price or rate at a point away from that of production or manufacture as at the place of production or manufacture, after making due allowance, in either instance, for the difference, if any, in the grade, quantity or quality, and in the actual cost of transportation from the point of production or manufacture, if the effect or intent thereof is to establish or maintain a virtual monopoly hindering competition or restraining trade, or to destroy the competition of any regular established dealer in such commodity or to prevent the competition or any person who, in good faith, intends and attempts to become such dealer;

"(B) By selling such commodities, or rendering such service, or by selling or furnishing such advertising or advertising service or space for advertisements in publication thereof, at a lower price or rate to one person, firm, co-partnership, corporation or association than to another, if the effect or intent thereof is to establish or maintain a virtual monopoly hindering competition or restraining trade, or to destroy the competition of any regular established dealer in such commodity or to prevent the competition of any person who in good faith intends and attempts to become such a dealer, or to destroy the competition of any person, firm, co-partnership, corporation, or association who is engaged in furnishing such service, or in the sale or furnishing of such advertising, advertising service or space for advertisements in publications thereof;

"(C) By buying such commodity at a higher price in one section, community or city than another, after making due allowance for the difference, if any, in the grade, quantity or quality of the commodity and in the actual cost of its transportation from the point of purchase to the point where such commodity is to be sold by the purchaser, or to be consumed, or to be used in the manufacture of commodities or products, if the effect or intent thereof is to establish or maintain a virtual monopoly hindering competition or restraining trade, or to destroy the competition of any regular established dealer in such commodity or to prevent the competition of any person, who, in good faith, intends or attempts to become such dealer;

"(D) By buying such commodity in any section, community, or city of the State at a higher price from one person, firm, corporation or association than from another, after making due allowance for the difference, if any, in the grade, quantity or quality of such commodity, if the effect or intent thereof is to establish or maintain a virtual monopoly hindering competition or restraining trade, or to destroy the competition of any regular established dealer in such commodity or to prevent the competition



of any person who, in good faith, intends and attempts to become such a dealer."

Section 2. It shall be unlawful for any person, firm, corporation or association, engaged in the sale or furnishing of advertising or advertising service or space for advertisements in publications thereof, to sell or furnish the same at a price less than cost, if the effect or intent thereof is to establish or maintain a virtual monopoly hindering competition or restraining trade or to destroy the competition of any regular established publisher located and doing business in the same town, city or community wherein said person, firm, corporation or association is located and doing business.

Section 3. Any person, firm, corporation or association guilty of a violation of this Act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than Fifty (\$50.00) Dollars, nor more than Five Hundred (\$500.00) Dollars, for each offense and shall likewise be held civilly liable to pay all damages and costs incurred by a competitor who has sustained a loss or detriment by reason of the violation of this Act.

Section 4. 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 Senate Bill No. 172, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Curnutt,	Johnston,	Paul,	Timmons,
Broadus,	Duffy,	Jones,	Pugh,	Whitaker,
Bushyhead,	Fischl,	Lowrance,	Ray,	Wilbanks,
Carmack,	George,	MacDonald,	Rinehart,	Willis,
Chamberlin,	Hill,	Nance,	Rorschach,	
Commons,	Ivester,	Nichols,	Stewart,	Total, 28.

NAY:

Fidler,	Logan.	Total, 2.
---------	--------	-----------

EXCUSED:

King,	Spencer,	Taylor, *	Wright.	Total, 4.
-------	----------	-----------	---------	-----------

NOT VOTING:

Albright,	Garvin,	Ritzhaupt,	Waldrep.
Burns,	Howsley,	Sowards,	
Carlile,	Hutchinson,	Thomas,	Total, 10.

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:

**Aye:**

Briggs,	Curnutt,	Johnston,	Paul,	Whitaker,
Broadus,	Duffy,	Jones,	Pugh,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Ray,	Willis.
Carlile,	Garvin,	Lowrance,	Rinehart,	
Carmack,	George,	MacDonald,	Rorschach,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Ivester,	Nichols,	Timmons,	Total, 31.

**Nay:**

Fidler, Total, 1.

**Excused:**

King, Spencer, Taylor, Wright, Total, 4.

**Not Voting:**

Albright, Howsley, Ritzhaupt, Thomas,  
Burns, Hutchinson, Sowards, Waldrep. Total, 8.

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 Engrossed House Amendments to Engrossed Senate Bill No. 172 and ordered the bill, as amended, referred for enrollment.

The following Message from the Governor was received and read:

April 19, 1935.

To the President and Members  
Of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 235, 335 and 346, entitled:

**ENROLLED SENATE BILL NO. 235—By MILITARY AFFAIRS COMMITTEE, entitled:**

An Act to provide an accounting system for the National Guard; to bring injury to officers and men while on duty within the provisions of the Workmen's Compensation Law; prohibiting discriminations; providing that officers and men employed by the public shall not lose pay while on duty in the National Guard; making it a felony to assault troops while on duty; providing that the Attorney General or Judge Advocate must defend in certain cases; exempting National Guard property from taxation; making it a misdemeanor to destroy military property and providing for discipline of the National Guard, and declaring an emergency.

ENROLLED SENATE BILL NO. 335—By WALDREP of the Senate, and ABERNATHY of Pottawatomie County, SPENCER and CAREY of the House, entitled:

An Act to amend Section 7494, Oklahoma Statutes, 1931, providing for the building, completing, furnishing and equipping a Court House and Jail in Pottawatomie County; providing that the Excise Board of Pottawatomie County shall set up a special appropriation out of said Court House Fund for the completing, furnishing and equipping the Court House and Jail, and declaring an emergency.

ENROLLED SENATE BILL NO. 346—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS, entitled:

An Act relating to the interstate compact to conserve oil and gas; amending Section 3, of Senate Bill No. 208, approved March 6, 1935; designating the Governor as the official representative of Oklahoma on the interstate oil compact commission; authorizing the Governor to appoint an assistant representative, prescribing his duties and fixing his compensation; authorizing the employment of other assistants, and the incurring of expenses; creating a special fund and appropriating moneys to accrue thereto to the payment of the compensation and expenses authorized by this Act; prescribing manner of the disbursement of the special fund, and providing that any balance at the end of any fiscal year shall be credited to the proration fund; providing that provisions of the Act cease to operate if State withdraws from the compact and balance in the special fund shall be credited to the proration fund, and declaring an emergency.

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

#### RESOLUTION

Senator Curnutt asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length:

SENATE RESOLUTION NO. 23—By CURNUTT and FIDLER.

A RESOLUTION EXPRESSING THE REGRET OF THE OKLAHOMA STATE SENATE OF THE DEATH OF DR. R. L. HALL, OF PAWHUSKA, OKLAHOMA.

WHEREAS, death has called from the field of activity Dr. R. L. Hall, of Pawhuska, Oklahoma, a former member of the Oklahoma State Senate, and

WHEREAS, Senator R. L. Hall represented the Thirty-fourth Sen-



atorial District and the citizenship of the State of Oklahoma in the Sixth and Seventh Sessions of the Oklahoma Legislature as a member of this honorable body in an efficient manner, and as a member of the Oklahoma State Senate, rendered invaluable service to the citizenship of Oklahoma and distinguished himself as an able and conscientious public servant, and

WHEREAS, in the death of the late Honorable R. L. Hall, Oklahoma has lost a distinguished citizen and an unselfish public servant.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the members of the Oklahoma State Senate express deep sorrow and regret at the sudden and untimely death of Dr. R. L. Hall, of Pawhuska, Oklahoma, and extend to his family our sincere and heart-felt sympathy in their bereavement.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the family of the deceased, at Pawhuska, Oklahoma.

Upon motion of Senator Curnutt, Senate Resolution No. 23 was adopted.

Senate Resolution No. 23 was ordered referred for engrossment.

Upon motion of Senator Curnutt, the Secretary of the Senate was directed to send a suitable floral offering for the funeral of Ex-Senator R. L. Hall.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the Bill ordered printed and placed upon the Calendar.

Mr. President: We, your Committee on Old Age Pensions and Security to whom was referred House Bill No. 244 by Standridge and Hunt of Pittsburgh, entitled:

An Act directing the Commissioner of Pensions to pay all confederate pensions authorized by law monthly, 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.

JOHNSTON, Chairman.

Senator MacDonald moved that HOUSE BILL NO. 264, by Munson and Roberts, be ordered withdrawn from the Committee on Roads and Highways and placed upon the Calendar.

Senator Nichols raised a point of order against the MacDonald

motion, which was sustained, stating his motion would require a suspension of the rules.

Senator MacDonald moved that the rules of the Senate be suspended for the purpose of withdrawing House Bill No. 264 from Committee, which motion prevailed.

Upon motion of Senator MacDonald, House Bill No. 264 was ordered withdrawn from the Committee on Roads and Highways and placed upon the Calendar.

#### GENERAL ORDER

Senator Duffy asked unanimous consent, which was granted, to have HOUSE BILL NO. 119, by Davis, advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, HOUSE BILL NO. 569, by Worthington, of the House, and Chamberlin, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Albright, SENATE BILL NO. 155, by Albright and Burns, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, SENATE BILL NO. 393, by Waldrep, was advanced to engrossment and third reading.

Upon motion of Senator Fischl, SENATE BILLS NOS. 230, by Fischl, of the Senate, and Reed, of the House, and 382, by Fischl, were ordered stricken from the Calendar.

Senator Timmons asked unanimous consent, which was granted, to have HOUSE BILL NO. 414, by O'Brien, Eason and Moffett, advanced to engrossment and third reading.

Referring further to ENGROSSED SENATE BILL NO. 129, by Nichols, as amended by the Honorable House:

Upon motion of Senator Nichols, the Senate concurred in House Amendments to Engrossed Senate Bill No. 129.

Senate Bill No. 129, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Carmack,	Hill,	Paul,	Whitaker,
Briggs,	Chamberlin,	Johnston,	Ray,	Willis,
Broadbuss,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	MacDonald,	Ritzhaupt,	
Bushyhead,	Garvin,	Nance,	Rorschach,	
Carlile,	George,	Nichols,	Sowards,	Total, 26.

NAY:

Curnutt,	Logan,	Pugh,	Timmons.
Howsley,	Lowrance,	Stewart,	Total, 7.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Commons,	Hutchinson,	Thomas,	Wilbanks.
Duffy,	Ivester,	Waldrep,	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:

AYE:

Albright,	Chamberlin,	Johnston,	Pugh,	Whitaker,
Briggs,	Curnutt,	Jones,	Ray,	Wilbanks,
Broadus,	Fidler,	Logan,	Rinehart,	Willis,
Burns,	Fischl,	MacDonald,	Ritzhaupt,	
Bushyhead,	Garvin,	Nance,	Rorschach,	
Carlile,	George,	Nichols,	Sowards,	
Carmack,	Hill,	Paul,	Waldrep,	Total, 31.

NAY:

Howsley,	Lowrance,	Stewart,	Timmons.	Total, 4.
----------	-----------	----------	----------	-----------

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Commons,	Hutchinson,	Thomas.
Duffy,	Ivester,	Total, 5.

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 Engrossed House Amendments to Engrossed Senate Bill No. 129 and ordered the bill, as amended, referred for enrollment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 287 correctly engrossed.

WILLIS, Chairman.



## THIRD READING

Senator Briggs moved that SENATE BILL NO. 154, by Briggs, be stricken from the Calendar, which motion, by unanimous consent, he withdrew.

Senator Timmons moved that Senate Bill No. 154 be stricken from the Calendar, which motion prevailed, the roll call thereon being as follows:

## AYE:

Albright,	Chamberlin,	Howsley,	Rinehart,	Whitaker,
Briggs,	Curnutt,	Jones,	Ritzhaupt,	Wilbanks,
Broaddus,	Duffy,	Logan,	Rorschach,	Willis.
Carlile,	Fischl,	Pugh,	Sowards,	
Carmack,	George,	Ray,	Timmons,	Total, 23.

## NAY:

Bushyhead,	Lowrance,	Paul,	Waldrep.
Garvin,	Nance,	Stewart,	
Johnston,	Nichols,	Thomas,	Total, 10.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Fidler,	Hutchinson,	MacDonald,
Commons,	Hill,	Ivester,	Total, 7.

Senator Logan asked unanimous consent, which was granted, to strike from the Calendar SENATE BILL NO. 12, by Logan.

SENATE 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:

## AYE:

Briggs,	George,	Lowrance,	Rinehart,	
Bushyhead,	Howsley,	MacDonald,	Sowards,	
Carmack,	Hutchinson,	Nichols,	Thomas,	
Duffy,	Johnston,	Pugh,	Willis.	Total, 16.

## NAY:

Albright,	Jones,	Paul,	Whitaker,
Broaddus,	Logan,	Ray,	Wilbanks.
Burns,	Nance,	Stewart,	Total, 11.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Carlile,	Curnutt,	Garvin,	Ritzhaupt,	Waldrep.
Chamberlin,	Fidler,	Hill,	Rorschach,	
Commons,	Fischl,	Ivester,	Timmons,	Total, 13.

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 Nichols moved that the vote be reconsidered by which Senate Bill No. 224 failed of passage.

FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 412—By CHAMBERLIN—An Act providing for the commitment to the State Hospital for the Negro insane at Taft, Oklahoma, of Negro insane and certain Negro feeble-minded, and declaring an emergency.

MOTION LODGED TO RECONSIDER

Senator Ray asked unanimous consent, which was granted, to withdraw his motion to reconsider the vote by which SENATE BILL NO. 377, by Thomas, et al., was passed.

MESSAGES

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 407—By WALDREP,

An Act amending Section 2, Senate Bill No. 1, of the Fifteenth Legislature of Oklahoma; making the Board of County Commissioners of each county the County Welfare Board created therein, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senate Bill No. 407 was ordered referred to the Governor, for consideration.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 221 and 329 correctly engrossed, and Senate Bill No. 64 correctly enrolled.

WILLIS, Chairman.

Senate Bill No. 64 was read at length 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.

### THIRD READING

HOUSE BILL NO. 322 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Fidler,	Johnston,	Pugh,	Whitaker,
Briggs,	Garvin,	Logan,	Ray,	Willis.
Broaddus,	George,	Lowrance,	Rinehart,	
Burns,	Hill,	MacDonald,	Ritzhaupt,	
Bushyhead,	Howsley,	Nance,	Rorschach,	
Carmack,	Hutchinson,	Nichols,	Stewart,	
Duffy,	Ivester,	Paul,	Timmons,	Total, 30.

#### EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

#### NOT VOTING:

Carlile,	Curnutt,	Sowards,	Wilbanks.
Chamberlin,	Fischl,	Thomas,	
Commons,	Jones,	Waldrep,	Total, 10.

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:

#### AYE:

Albright,	Fidler,	Johnston,	Pugh,	Whitaker,
Briggs,	Garvin,	Logan,	Ray,	Willis.
Broaddus,	George,	Lowrance,	Rinehart,	
Burns,	Hill,	MacDonald,	Ritzhaupt,	
Bushyhead,	Howsley,	Nance,	Rorschach,	
Carmack,	Hutchinson,	Nichols,	Stewart,	
Duffy,	Ivester,	Paul,	Timmons,	Total, 30.



EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Carlile,	Curnutt,	Sowards,	Wilbanks.
Chamberlin,	Fischl,	Thomas,	
Commons,	Jones,	Waldrep,	Total, 10.

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. 322, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 429 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Hutchinson,	Nance,	Rorschach,
Briggs,	Fidler,	Ivester,	Nichols,	Stewart,
Broaddus,	Garvin,	Johnston,	Paul,	Waldrep,
Burns,	George,	Logan,	Pugh,	Willis.
Bushyhead,	Hill,	Lowrance,	Ray,	
Carmack,	Howsley,	MacDonald,	Rinehart,	Total, 28.

NAY:

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Carlile,	Fischl,	Sowards,	Wilbanks.
Chamberlin,	Jones,	Thomas,	
Commons,	Ritzhaupt,	Timmons,	Total, 10.

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:

AYE:

Albright,	Duffy,	Ivester,	Paul,	Whitaker,
Briggs,	Fidler,	Johnston,	Pugh,	Willis.
Broaddus,	Garvin,	Logan,	Ray,	
Burns,	George,	Lowrance,	Rinehart,	
Bushyhead,	Hill,	MacDonald,	Rorschach,	
Carmack,	Howsley,	Nance,	Stewart,	
Curnutt,	Hutchinson,	Nichols,	Waldrep,	Total, 30.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Carlile,	Fischl,	Sowards,	Wilbanks.
Chamberlin,	Jones,	Thomas,	
Commons,	Ritzhaupt,	Timmons,	Total, 10.

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. 429, and ordered the same returned 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:

## AYE:

Albright,	Chamberlin,	Hutchinson,	Paul,	Timmons,
Briggs,	Curnutt,	Johnston,	Pugh,	Waldrep,
Broadbudd,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	Logan,	Rorschach,	Willis.
Bushyhead,	George,	Lowrance,	Sowards,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Thomas,	Total, 32.

## NAY:

Ivester.	Total, 1.
----------	-----------

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Commons,	Garvin,	Ray,	Wilbanks.
Fischl,	MacDonald,	Ritzhaupt,	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:

## AYE:

Albright,	Chamberlin,	Hutchinson,	Paul,	Timmons,
Briggs,	Curnutt,	Johnston,	Pugh,	Waldrep,
Broadbudd,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	Logan,	Rorschach,	Willis.
Bushyhead,	George,	Lowrance,	Sowards,	
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Nichols,	Thomas,	Total, 32.

NAY:

Ivester. Total, 1.

EXCUSED:

King, Spencer, Taylor, Wright. Total, 4.

NOT VOTING:

Commons, Garvin, Ray, Wilbanks.  
Fischl, MacDonald, Ritzhaupt, 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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 118, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 234 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Johnston,	Pugh,	Whitaker,
Briggs,	Fidler,	Jones,	Ritzhaupt,	Willis,
Broaddus,	George,	Logan,	Rorschach,	
Burns,	Hill,	Lowrance,	Stewart,	
Bushyhead,	Howsley,	Nance,	Thomas,	
Carmack,	Hutchinson,	Nichols,	Timmons,	
Curnutt,	Ivester,	Paul,	Waldrep,	Total, 30.

EXCUSED:

King, Spencer, Taylor, Wright. Total, 4.

NOT VOTING:

Carlile,	Fischl,	Ray,	Wilbanks.
Chamberlin,	Garvin,	Rinehart,	
Commons,	MacDonald,	Sowards,	Total, 10.

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:



## AYE:

Albright,	Duffy,	Johnston,	Pugh,	Whitaker,
Briggs.	Fidler,	Jones,	Ritzhaupt,	Willis.
Broadus,	George,	Logan,	Rorschach,	
Burns,	Hill,	Lowrance,	Stewart,	
Bushyhead,	Howsley,	Nance,	Thomas,	
Carmack,	Hutchinson,	Nichols,	Timmons,	
Curnutt,	Ivester,	Paul,	Waldrep,	Total, 30.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Carlile,	Fischl,	Ray,	Wilbanks.
Chamberlin,	Garvin,	Rinehart,	
Commons,	MacDonald,	Sowards,	Total, 10.

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. 234, and ordered the same returned to the Honorable House.

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:

## AYE:

Albright,	Chamberlin,	Hutchinson,	Paul,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Timmons
Broadus,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	Logan,	Ritzhaupt,	
Bushyhead,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Stewart,	Total, 30.

## NAY:

Curnutt,	Pugh,	Willis.
Ivester,	Whitaker,	Total, 5.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Commons,	MacDonald,	Wilbanks.
Garvin,	Waldrep,	Total, 5.

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:

AYE:

Albright,	Chamberlin,	Hutchinson,	Paul,	Thomas,
Briggs,	Duffy,	Johnston,	Ray,	Timmons.
Broadbudd,	Fidler,	Jones,	Rinehart,	
Burns,	Fischl,	Logan,	Ritzhaupt,	
Bushyhead,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Nichols,	Stewart,	Total, 30.

NAY:

Curnutt,	Pugh,	Willis.
Ivester,	Whitaker,	Total, 5.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Commons,	MacDonald,	Wilbanks.
Garvin,	Waldrep,	Total, 5.

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. 354, and ordered the same returned to the Honorable House.

President Berry presiding.

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:

AYE:

Albright,	Duffy,	Ivester,	Paul,	Wilbanks,
Broadbudd,	Fidler,	Johnston,	Ritzhaupt,	Willis.
Bushyhead,	Fischl,	Jones,	Rorschach,	
Carlile,	Garvin,	Logan,	Sowards,	
Carmack,	George,	Lowrance,	Timmons,	
Chamberlin,	Hill,	Nance,	Waldrep,	
Commons,	Howsley,	Nichols,	Whitaker,	Total, 30.

NAY:

Briggs,	Pugh,	Stewart.
Curnutt,	Ray,	Total, 5.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	MacDonald,	Thomas.
Hutchinson,	Rinehart,	Total, 5.

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:

## AYE:

Albright,	Duffy,	Ivester,	Paul,	Wilbanks,
Broaddus,	Fidler,	Johnston,	Ritzhaupt,	Willis,
Bushyhead,	Fischl,	Jones,	Rorschach,	
Carlile,	Garvin,	Logan,	Sowards,	
Carmack,	George,	Lowrance,	Timmons,	
Chamberlin,	Hill,	Nance,	Waldrep,	
Commons,	Howsley,	Nichols,	Whitaker,	Total, 30.

## NAY:

Briggs,	Pugh,	Stewart.
Curnutt,	Ray,	Total, 5.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	MacDonald,	Thomas.
Hutchinson,	Rinehart,	Total, 5.

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 returned to the Honorable House.

HOUSE BILL NO. 558 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Commons,	Howsley,	Pugh,	Timmons,
Briggs,	Curnutt,	Ivester,	Ray,	Whitaker,
Broaddus,	Duffy,	Johnston,	Rinehart,	Wilbanks,
Burns,	Fidler,	Jones,	Ritzhaupt,	Willis.
Bushyhead,	Fischl,	Logan,	Rorschach,	
Carlile,	Garvin,	Nance,	Sowards,	
Carmack,	George,	Nichols,	Stewart,	
Chamberlin,	Hill,	Paul,	Thomas,	Total, 36.



EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Hutchinson,	Lowrance,	MacDonald,	Waldrep.	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:

AYE:

Albright,	Commons,	Howsley,	Pugh,	Timmons,
Briggs,	Curnutt,	Ivester,	Ray,	Whitaker,
Broaddus,	Duffy,	Johnston,	Rinehart,	Wilbanks,
Burns,	Fidler,	Jones,	Ritzhaupt,	Willis,
Bushyhead,	Fischl,	Logan,	Rorschach,	
Carlile,	Garvin,	Nance,	Sowards,	
Carmack,	George,	Nichols,	Stewart,	
Chamberlin,	Hill,	Paul,	Thomas,	Total, 36.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Hutchinson,	Lowrance,	MacDonald,	Waldrep.	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 President, in open session, signed the engrossed copy of House Bill No. 558, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 373 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Ivester,	Paul,	Whitaker,
Briggs,	Fidler,	Johnston,	Pugh,	Wilbanks,
Broaddus,	Fischl,	Jones,	Ray,	Willis.
Bushyhead,	Garvin,	Logan,	Rinehart,	
Carlile,	George,	Lowrance,	Ritzhaupt,	
Carmack,	Hill,	Nance,	Rorschach,	
Curnutt,	Howsley,	Nichols,	Sowards,	Total, 31.

NAY:

Stewart.	Total, 1.
----------	-----------

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Commons,	MacDonald,	Timmons,	
Chamberlin,	Hutchinson,	Thomas,	Waldrep.	Total, 8.

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:

## AYE:

Albright,	Duffy,	Ivester,	Paul,	Whitaker,
Briggs,	Fidler,	Johnston,	Pugh,	Wilbanks,
Broadus,	Fischl,	Jones,	Ray,	Willis.
Bushyhead,	Garvin,	Logan,	Rinehart,	
Carlile,	George,	Lowrance,	Ritzhaupt,	
Carmack,	Hill,	Nance,	Rorschach,	
Curnutt,	Howsley,	Nichols,	Sowards,	Total, 31.

## NAY:

Stewart.	Total, 1.
----------	-----------

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Commons,	MacDonald,	Timmons,	
Chamberlin,	Hutchinson,	Thomas,	Waldrep.	Total, 8.

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. 373, and ordered the same returned 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:

## AYE:

Albright,	Carmack,	Hill,	Nichols,	Rorschach,
Briggs,	Fidler,	Johnston,	Paul,	Sowards,
Broadus,	Fischl,	Jones,	Ray,	Wilbanks.
Bushyhead,	Garvin,	Lowrance,	Rinehart,	
Carlile,	George,	Nance,	Ritzhaupt,	Total, 23.

NAY:

Curnutt,	Howsley,	Pugh,	Whitaker,	
Duffy,	Ivester,	Stewart,	Willis,	Total, 8.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Burns,	Commons,	Logan,	Thomas,	Waldrep.
Chamberlin,	Hutchinson,	MacDonald,	Timmons,	Total, 9.

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. 416, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 79 was read at length for the third time.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 79, line 8, page 1, by striking after the word, "as," and before the word, "law," and inserting the words, "may be provided by".

CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to defer further consideration of House Bill No. 79, until some future legislative day.

Senator Nance presiding.

HOUSE 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:

AYE:

Albright,	Chamberlin,	Hill,	Nance,	Waldrep,
Briggs,	Commons,	Howsley,	Pugh,	Whitaker,
Broadbuss,	Duffy,	Hutchinson,	Ray,	Wilbanks,
Bushyhead,	Fidler,	Johnston,	Rinehart,	Willis.
Carlile,	Fischl,	Jones,	Rorschach,	
Carmack,	George,	Logan,	Timmons,	Total, 28.

NAY:

Curnutt,	Stewart.	Total, 2.
----------	----------	-----------

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------



## NOT VOTING:

Burns,	Lowrance,	Paul,	Thomas.
Garvin,	MacDonald,	Ritzhaupt,	
Ivester,	Nichols,	Sowards,	Total, 10.

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:

## AYE:

Albright,	Commons,	Howsley,	Ray,	Wilbanks,
Briggs,	Curnutt,	Hutchinson,	Rinehart,	Willis.
Broaddus,	Duffy,	Johnston,	Rorschach,	
Bushyhead,	Fidler,	Jones,	Stewart,	
Carlile,	Fischl,	Logan,	Timmons,	
Carmack,	George,	Nance,	Waldrep,	
Chamberlin,	Hill,	Pugh,	Whitaker,	Total, 30.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Lowrance,	Paul,	Thomas.
Garvin,	MacDonald,	Ritzhaupt,	
Ivester,	Nichols,	Sowards,	Total, 10.

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. 210, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 329 was read at length for the third time.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 329, line 3, page 2, by striking after the word, "to," and before the word, "upon," and inserting the words, "meat inspector, sheriff or deputy sheriff".

## CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 329, line 10, page 2, by striking after the word, "said," and before the word,

"makes," and inserting the words, "meat inspector, sheriff or deputy sheriff".

CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 329, line 11, page, 2 by striking after the word, "said," and before the letter, "a," and inserting the words, "meat inspector, sheriff or deputy sheriff".

CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 329, line 3, page 3, by striking after the word, "any," and before the word, "to," and inserting the words, "meat inspector, sheriff or deputy sheriff."

CURNUTT.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 329, line 3, page 1, by inserting after the word, "fowls," and before the word, "of," the following: "or any slaughtered livestock or slaughtered domestic fowls or the butchered portions of either." And by striking after the word, "imprisonment," line 17, page 3, the remainder of the line and all of line 18, page 3, and all of line 1, page 4.

CURNUTT.

House Bill No. 329, as amended, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,  
Briggs,  
Broadus,  
Bushyhead,  
Carlile,  
Carmack,

Chamberlin,  
Commons,  
Curnutt,  
Duffy,  
Fidler,  
Fischl,

George,  
Hill,  
Howsley,  
Johnston,  
Jones,  
Logan,

Nichols,  
Paul,  
Pugh,  
Rinehart,  
Ritzhaupt,  
Sowards,

Stewart,  
Waldrep,  
Whitaker,  
Wilbanks,  
Willis,  
Total, 29.

NAY:

Nance,

Total, 1.

EXCUSED:

King,

Spencer,

Taylor,

Wright.

Total, 4.

## NOT VOTING:

Burns,	Ivester,	Ray,	Timmons.
Garvin,	Lowrance,	Rorschach,	
Hutchinson,	MacDonald,	Thomas,	Total, 10.

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:

## AYE:

Albright,	Commons,	Howsley,	Pugh,	Wilbanks,
Briggs,	Curnutt,	Johnston,	Rinehart,	Willis.
Broaddus,	Duffy,	Jones,	Ritzhaupt,	
Bushyhead,	Fidler,	Logan,	Sowards,	
Carlile,	Fischl,	Nance,	Stewart,	
Carmack,	George,	Nichols,	Waldrep,	
Chamberlin,	Hill,	Paul,	Whitaker,	Total, 30.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Ivester,	Ray,	Timmons.
Garvin,	Lowrance,	Rorschach,	
Hutchinson,	MacDonald,	Thomas,	Total, 10.

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. 329, as amended, was ordered referred for engrossment.

HOUSE BILL NO. 108 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Chamberlin,	Howsley,	Nichols,	
Briggs,	Commons,	Johnston,	Paul,	
Bushyhead,	Duffy,	Jones,	Pugh,	
Carlile,	George,	Logan,	Sowards,	
Carmack,	Hill,	Nance,	Willis.	Total, 20.

## NAY:

Broaddus,	Fidler,	Ritzhaupt,	Timmons,	Wilbanks.
Curnutt,	Rinehart,	Stewart,	Whitaker,	Total, 9.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------



NOT VOTING:

Burns,	Hutchinson,	MacDonald,	Thomas,
Fischl,	Ivester,	Ray,	Waldrep.
Garvin,	Lowrance,	Rorschach,	Total, 11.

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 Chamberlin moved that the vote be reconsidered by which House Bill No. 108 failed of passage.

HOUSE BILL NO. 221 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Curnutt,	Johnston,	Paul,	Sowards,
Bushyhead,	Duffy,	Jones,	Pugh,	Timmons,
Carlile,	George,	Logan,	Ray,	Waldrep,
Carmack,	Hill,	Lowrance,	Rinehart,	Wilbanks,
Chamberlin,	Howsley,	Nance,	Ritzhaupt,	Willis,
Commons,	Hutchinson,	Nichols,	Rorschach,	Total, 29.

NAY:

Broaddus,	Stewart,	Whitaker,	Total, 3.
-----------	----------	-----------	-----------

EXCUSED:

King,	Spencer,	Taylor,	Wright,	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Albright,	Fidler,	Garvin,	MacDonald,
Burns,	Fischl,	Ivester,	Thomas.
			Total, 8.

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:

AYE:

Briggs,	Curnutt,	Johnston,	Pugh,	Waldrep,
Broaddus,	Duffy,	Jones,	Ray,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Rinehart,	Willis.
Carlile,	George,	Lowrance,	Ritzhaupt,	
Carmack,	Hill,	Nance,	Rorschach,	
Chamberlin,	Howsley,	Nichols,	Sowards,	
Commons,	Hutchinson,	Paul,	Timmons,	Total, 31.

## NAY:

Stewart, Whitaker, Total, 2.

## EXCUSED:

King, Spencer, Taylor, Wright, Total, 4.

## NOT VOTING:

Albright, Fidler, Ivester, Thomas.  
Burns, Garvin, MacDonald, 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 Presiding Officer, in open session, signed the Engrossed Senate Amendments to and Engrossed House Bill No. 221, as amended, and ordered the same returned to the Honorable House.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 452 and Senate Bill No. 393 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 452, as amended, and ordered the bill returned to the Honorable House.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 350—By BRUCE,

An Act authorizing the purchase of Cigarette Tax Stamps from the Oklahoma Tax Commission by wholesalers and jobbers of cigarettes at a discount of 5% to compensate such wholesaler or jobber for expenses necessarily incurred under the provisions of House Bill No. 361 of the Fifteenth Legislature, and declaring an emergency,

and requests a conference thereon.

Seventy-sixth Day, Monday, April 22, 1935

1805

I am directed to further advise you that the House has appointed the following named Representatives as Conferees thereon:

CARMICHAEL,  
SHOEMAKE,  
HOLLIMAN,  
GIBBONS,  
BROWN,  
BRUCE.

I am further directed to advise you, and through you the Honorable Senate, that the House Conferees have been instructed to vote for some provision which will extend the tax levy, and other provisions of House Bill No. 361 for the period of one additional year from and after the expiration date of said House Bill No. 361.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House, for a conference on Engrossed House Bill No. 350, was ordered granted, the Presiding Officer appointing as Senate Conferees, thereunder, Senators Commons, Chamberlin, Briggs, Broadus and Wright.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 559—By SKINNER,

An Act relating to the "Free Fair Fund" to be levied in Ottawa County requiring the County Excise Board thereof to levy annually a tax of one-fourth mill upon all taxable property in said county for said fund, to be used to defray the expenses of holding the County and Township Fairs in Ottawa County held under the provisions of Article VIII of Chapter 38, Oklahoma Statutes, 1931, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate that the Conference Committee Report has been adopted by the House of Representatives.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 559 was read as follows and, upon motion of Senator Commons, adopted:



To the President of the Senate, and  
Speaker of the House of Representatives.

GENTLEMEN:

We, your Conference Committee, to whom was referred:

ENGROSSED HOUSE BILL NO. 559—By SKINNER, entitled:

An Act relating to the "Free Fair Fund" to be levied in Ottawa County requiring the County Excise Board thereof to levy annually a tax of one-fourth mill upon all taxable property in said county for said fund, to be used to defray the expenses of holding the County and Township Fairs in Ottawa County held under the provisions of Article VIII of Chapter 38, Oklahoma Statutes, 1931, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from Senate Amendment No. 1.

Respectfully submitted,

SKINNER,

MAUK,

O'DELL,

House Conferees.

COMMONS,

Senate Conferee.

House Bill No. 559, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Hutchinson,	Pugh,	Waldrep,
Briggs,	Duffy,	Johnston,	Ray,	Whitaker,
Broadus,	Fidler,	Jones,	Rinehart,	Willis.
Bushyhead,	Fischl,	Logan,	Rorschach,	
Carmack,	George,	Lowrance,	Sowards,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Paul,	Timmons,	Total, 31.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Burns,	Garvin,	MacDonald,	Ritzhaupt,	Wilbanks,
Carlile,	Ivester,	Nichols,	Thomas,	Total, 9.

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:

AYE:

Albright,	Curnutt,	Hutchinson,	Pugh,	Waldrep,
Briggs,	Duffy,	Johnston,	Ray,	Whitaker,
Broaddus,	Fidler,	Jones,	Rinehart,	Willis.
Bushyhead,	Fischl,	Logan,	Rorschach,	
Carmack,	George,	Lowrance,	Sowards,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Paul,	Timmons,	Total, 31.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Burns,	Garvin,	MacDonald,	Ritzhaupt,	Wilbanks.
Carlile,	Ivester,	Nichols,	Thomas,	Total, 9.

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. 559, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

Upon motion of Senator Stewart, HOUSE BILL NO. 346, by O'Dell, et al., was ordered withdrawn from the Calendar and referred to Judiciary Committee No. 1, report on the bill to be made on the next legislative day.

Senator Briggs asked unanimous consent, which was granted, that Dean Rinehart, son of Senator Rinehart, be made an honorary Page for this legislative day.

THIRD READING

SENATE BILL NO. 393 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Commons,	Howsley,	Rinehart,	Whitaker.
Broaddus,	Curnutt,	Johnston,	Ritzhaupt,	
Burns,	Fidler,	Jones,	Rorschach,	
Bushyhead,	Fischl,	Lowrance,	Sowards,	
Carlile,	George,	Paul,	Timmons,	
Carmack,	Hill,	Ray,	Waldrep,	Total, 25.

## NAY:

Duffy, Hutchinson,	Nance, Nichols,	Pugh, Willis.	Total, 6.
-----------------------	--------------------	------------------	-----------

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Albright, Chamberlin,	Garvin, Ivester,	Logan, MacDonald,	Stewart, Thomas,	Wilbanks. Total, 9.
--------------------------	---------------------	----------------------	---------------------	------------------------

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:

## AYE:

Albright, Briggs, Broaddus, Burns, Bushyhead, Carlile, Carmack,	Commons, Curnutt, Duffy, Fischl, George, Hill, Howsley,	Hutchinson, Johnston, Jones, Lowrance, Nance, Paul, Pugh,	Ray, Rinehart, Ritzhaupt, Rorschach, Sowards, Stewart, Timmons,	Waldrep, Whitaker, Willis.      Total, 31.
---	---	---	---	--

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Chamberlin, Fidler,	Garvin, Ivester,	Logan, MacDonald,	Nichols, Thomas,	Wilbanks. Total, 9.
------------------------	---------------------	----------------------	---------------------	------------------------

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. 393, and ordered the same transmitted to the Honorable House.

## GENERAL ORDER

HOUSE BILL NO. 324, by Johnson, was taken up for consideration and read at length.

Upon motion of Senator Broaddus, House Bill No. 324 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 324 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

HOUSE 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:

#### AYE:

Briggs,	Chamberlin,	Hill,	Ray,	Timmons,
Broadbudd,	Commons,	Johnston,	Rinehart,	Waldrep,
Burns,	Curnutt,	Lowrance,	Ritzhaupt,	Whitaker,
Bushyhead,	Duffy,	Nance,	Rorschach,	Willis.
Carlile,	Fidler,	Paul,	Sowards,	
Carmack,	George,	Pugh,	Thomas,	Total, 28.

#### EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

#### NOT VOTING:

Albright,	Howsley,	Jones,	Nichols,	
Fischl,	Hutchinson,	Logan,	Stewart,	
Garvin,	Ivester,	MacDonald,	Wilbanks.	Total, 12.

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:

#### AYE:

Albright,	Chamberlin,	Hutchinson,	Rinehart,	Whitaker,
Briggs,	Commons,	Johnston,	Ritzhaupt,	Willis.
Broadbudd,	Curnutt,	Lowrance,	Rorschach,	
Burns,	Duffy,	Nance,	Sowards,	
Bushyhead,	Fidler,	Paul,	Thomas,	
Carlile,	George,	Pugh,	Timmons,	
Carmack,	Hill,	Ray,	Waldrep,	Total, 30.

#### EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

#### NOT VOTING:

Fischl,	Ivester,	MacDonald,	Wilbanks.
Garvin,	Jones,	Nichols,	
Howsley,	Logan,	Stewart,	Total, 10.

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 Senate

Amendments to and Engrossed House Bill No. 324, as amended, and ordered the same returned to the Honorable House.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 377 correctly engrossed and Senate Bills Nos. 129 and 244 correctly enrolled.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 377 and ordered the bill transmitted to the Honorable House, for consideration.

Senate Bills Nos. 129 and 244 were read at length 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.

#### GENERAL ORDER

HOUSE BILL NO. 275, by Roberts, was taken up for consideration and read at length.

Section 1 was read.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 275, line 1, page 1, by striking the word, "July," and inserting the word, "September."

JOHNSTON.

Senator Johnston submitted the following amendment:

Mr. President: I move to amend House Bill No. 275, line 6, page 1, by striking said line, after the word, "school," and all of line 7, to and including the figures, "1935."

JOHNSTON.

By unanimous consent, further consideration of House Bill No. 275 was deferred for this legislative day.

HOUSE BILL NO. 489, by Johnson of the House and Bushyhead of the Senate, was taken up for consideration and read at length.

Upon motion of Senator Bushyhead, House Bill No. 489 was advanced to engrossment and third reading.

Senator Bushyhead asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 489, line 13, page 6, by inserting after the word, "interest," and before the word, "and," the words, "and principal."

BUSHYHEAD.

By unanimous consent, House Bill No. 489, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 489 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Chamberlin,	Howsley,	Nance,	Whitaker,
Briggs,	Commons,	Hutchinson,	Paul,	Wilbanks.
Broadus,	Duffy,	Johnston,	Rinehart,	
Bushyhead,	Fidler,	Jones,	Ritzhaupt,	
Carlile,	George,	Logan,	Rorschach,	
Carmack,	Hill,	Lowrance,	Sowards,	Total, 26.

NAY:

Curnutt,	Pugh,	Ray,	Willis.	Total, 4.
----------	-------	------	---------	-----------

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Burns,	Ivester,	Stewart,	Waldrep.
Fischl,	MacDonald,	Thomas,	
Garvin,	Nichols,	Timmons,	Total, 10.

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:

AYE:

Albright,	Commons,	Hutchinson,	Pugh,	Wilbanks,
Briggs,	Curnutt,	Johnston,	Rinehart,	Willis.
Broadus,	Duffy,	Jones,	Ritzhaupt,	
Bushyhead,	Fidler,	Logan,	Rorschach,	
Carlile,	George,	Lowrance,	Sowards,	
Carmack,	Hill,	Nance,	Thomas,	
Chamberlin,	Howsley,	Paul,	Whitaker,	Total, 30.

NAY:

Ray.	Total, 1.
------	-----------



## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Garvin,	MacDonald,	Stewart,	Waldrep.
Fischl,	Ivester,	Nichols,	Timmons,	Total, 9.

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. 489, as amended, was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 367, by Carmack, was considered.

Section 1 was read and adopted, upon motion of Senator Carmack.

Upon motion of Senator Carmack, Senate Bill No. 367 was advanced to engrossment and third reading.

Upon motion of Senator Carmack, the rules of the Senate were suspended and Senate Bill No. 367 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE 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:

## AYE:

Albright,	Duffy,	Jones,	Rinehart,	Wilbanks,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Willis.
Broadus,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Hutchinson,	Pugh,	Waldrep,	
Curnutt,	Johnston,	Ray,	Whitaker,	Total, 30.

## EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Fischl,	MacDonald,	Timmons.
Bushyhead,	Garvin,	Nichols,	
Commons,	Ivester,	Stewart,	Total, 10.

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:

AYE:

Albright,	Duffy,	Jones,	Rinehart,	Wilbanks,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Willis,
Broadbudd,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Hutchinson,	Pugh,	Waldrep,	
Curnutt,	Johnston,	Ray,	Whitaker,	Total, 30.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Burns,	Fischl,	MacDonald,	Timmons.
Bushyhead,	Garvin,	Nichols,	
Commons,	Ivester,	Stewart,	Total, 10.

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. 367 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 329 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 329, as amended, and ordered the bill returned to the Honorable House.

GENERAL ORDER

HOUSE BILL NO. 154, by Huey, of the House, and George, of the Senate, was taken up for consideration and read at length.

Upon motion of Senator George, House Bill No. 154 was advanced to engrossment and third reading.

Upon motion of Senator George, the rules of the Senate were suspended and House Bill No. 154 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

## AYE:

Albright,	Curnutt,	Johnston,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	Jones,	Rorschach,	
Broadus,	Fidler,	Logan,	Sowards,	
Carlile,	George,	Nance,	Thomas,	
Carmack,	Hill,	Paul,	Timmons,	
Chamberlin,	Howsley,	Ray,	Waldrep,	
Commons,	Hutchinson,	Rinehart,	Whitaker,	Total 29.

## NAY:

Lowrance,	Pugh,	Willis,	Total, 3.
-----------	-------	---------	-----------

## EXCUSED:

King,	Spencer,	Taylor,	Wright,	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Fischl,	Ivester,	Nichols,
Bushyhead,	Garvin,	MacDonald,	Stewart,
			Total, 8.

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:

## AYE:

Albright,	Curnutt,	Johnston,	Rinehart,	Whitaker,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Fidler,	Logan,	Rorschach,	Willis.
Carlile,	George,	Nance,	Sowards,	
Carmack,	Hill,	Paul,	Thomas,	
Chamberlin,	Howsley,	Pugh,	Timmons,	
Commons,	Hutchinson,	Ray,	Waldrep,	Total, 31.

## NAY:

Lowrance.	Total, 1.
-----------	-----------

## EXCUSED:

King,	Spencer,	Taylor,	Wright,	Total, 4.
-------	----------	---------	---------	-----------

## NOT VOTING:

Burns,	Fischl,	Ivester,	Nichols,
Bushyhead,	Garvin,	MacDonald,	Stewart.
			Total, 8.



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. 154, and ordered the same returned to the Honorable House.

#### CONFERENCE COMMITTEE REPORT

Senator Ritzhaupt submitted the following Conference Committee Report, which was read and, upon his motion, adopted:

To the President of the Senate, and  
Speaker of the House of Representatives.

Gentlemen:

We, your Joint Conference Committee to whom was referred Engrossed Senate Bill No. 15 by Ritzhaupt, Fischl, Carmack, Waldrep, Wright, MacDonald, Taylor, Timmons, Ivester, Spencer, Rinehart, Chamberlin, Whitaker and Jones of the Senate, and Allen and Billings of the House, entitled:

An Act amending Section 1748 to 1755, inclusive, Oklahoma Statutes, 1931; providing for medical and surgical treatment and hospital and convalescent care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or others legally chargeable with their support are unable to provide same; providing for a tax levy in each county for crippled children's fund to defray the expenses thereof and setting said levy outside the limit as fixed for special county levies; prescribing the amount and manner of payment therefor; conferring upon the Juvenile Court jurisdiction of commitment of children to said hospitals and convalescent homes and providing procedure relating thereto; creating a committee on standardization; providing for the appointment of its members; fixing their compensation; providing for the manner of payment thereof; providing for the approval, classification and revocation of approval by the committee on standardization of physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; prescribing the powers and duties of such physicians and/or surgeons and hospitals and convalescent homes; creating a State Commission for Crippled Children and defining its powers and duties; providing for the payment out of the crippled children's fund of each county of certain expenses; authorizing the Oklahoma Hospital for Crippled Children to bear certain expenses hereunder; authorizing said Hospital to collect certain costs due it under this Act from the crippled children's funds of the various counties; providing for the holding of diagnostic clinics throughout the State; authorizing the State Commission for Crippled Children to co-operate with the Federal provisions relating to the care of crippled children; 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 following recommendations:

That the Senate concur in House Amendment No. 1.

That the House recede from House Amendment No. 2.

That the House recede from House Amendment No. 3, and the following Conference Amendment substituted and adopted:

"In Section 7, page 20, line 7, after the word 'schedule' strike the balance of the Section and substitute the following: 'CRIPPLED CHILDREN'S HOSPITAL: Those hospitals that meet the requirements of the American College of Surgeons for a fully standardized hospital and have on the staff specialists in orthopedic or plastic surgery. Such hospitals may be approved to accept chronic orthopedic or chronic plastic cases, respectively. Said Crippled Children's Hospitals may be approved to accept any other type of malady, provided they meet the qualifications required by law for General Hospitals. Provided that any surgeon to be approved as an orthopedic or a plastic specialist must have had two years' experience in an accredited hospital, one year of which must be spent in the respective department of orthopedic or plastic surgery, and to conform to such other regulations as set by the Committee on Standardization.

"'GENERAL HOSPITALS: Those hospitals that meet the requirements of the American College of Surgeons for a fully standardized hospital and have on the staff specialists in general surgery and general medicine. Such hospitals may be approved to accept any type of malady except such cases as may fall under the classification of chronic orthopedic or chronic plastic surgery.

"'STANDARD HOSPITALS. Those hospitals that meet the requirements and qualifications as set by the Committee on Standardization may be approved for limited and specified service, and may treat such maladies as are specifically prescribed by the Committee on Standardization. Provided that no Standard Hospital may treat any child falling under the classification of orthopedic or plastic surgery.

"'CONVALESCENT HOMES: That meet the requirements and qualifications as set by the Committee on Standardization may be approved for the care of convalescent crippled children. Such institutions must have not less than ten beds and must work in conjunction with an approved Crippled Children's Hospital as defined in this Section, and must not be operated for profit."

That the Senate concur in House Amendment No. 4.

That the House recede from House Amendment No. 5.

That the Senate concur in House Amendment No. 6.

That the following names be added as joint authors: Garvin of the Senate, and Chambers, Davis, Speck, Holliman, Sadler and Munson of the House.

The Conferees make the following additional amendments:

Section 4, page 5, line 17, after the word "the" and before the word "duty" insert the word "mandatory."

Section 9, page 11, line 23, after the word "State" place a period and strike the following words: "that have made the tenth mill levy as provided in Section 4 of this Act."

Respectfully submitted,

CHAMBERS,  
MUNSON,  
SADLER,  
DAVIS,  
HOLLIMAN,  
SPECK,

House Conferees.

RITZHAUPT,  
CHAMBERLIN,  
GARVIN,  
WHITAKER,  
TIMMONS,  
FISCHL,

Senate Conferees.

Senate Bill No. 15, as amended in Conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Duffy,	Johnston,	Rinehart,	Whitaker,
Broadus,	Fidler,	Jones,	Ritzhaupt,	Wilbanks,
Carlile,	Fischl,	Lowrance,	Rorschach,	Willis.
Carmack,	George,	Nance,	Sowards,	
Chamberlin,	Hill,	Nichols,	Thomas,	
Commons,	Howsley,	Paul,	Timmons,	
Curnutt,	Hutchinson,	Ray,	Waldrep,	Total, 31.

EXCUSED:

King,	Spencer,	Taylor,	Wright.	Total, 4.
-------	----------	---------	---------	-----------

NOT VOTING:

Albright,	Bushyhead,	Ivester,	MacDonald,	Stewart.
Burns,	Garvin,	Logan,	Pugh,	Total, 9.

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. 15, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

### 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 Engrossed House Bill No. 431 by Holliman of the House, and Curnutt of the Senate, entitled:

An Act giving to cities and towns in the State of Oklahoma power to declare what is and what shall constitute a nuisance, to condemn any such nuisance and where practical to abate the same summarily; to bring action in the District Court; to have any such nuisance abated and etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CURNUTT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 411 by Rinehart, entitled:

An Act amending Chapter 136, of the 1933 Session Laws of the State of Oklahoma, relating to salaries of Justices of the Supreme Court and Judges of the Criminal Court of Appeals, 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.

CURNUTT, Chairman.

Senator Pugh moved that Senate Bill No. 411 be referred to the Committee on Fees and Salaries.

Senator Rinehart moved to table the Pugh motion, which motion prevailed.

Senator Hill raised a point of order against further consideration of the report on Senate Bill No. 411, stating the Bill would automatically go to Committee on Fees and Salaries, as provided by the Senate rules.

Further consideration of Senate Bill No. 411 was deferred for this legislative day.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 131—By HUSER,

An Act regulating cosmetology in this State, creating a State Board of Cosmetologists; prescribing the powers and duties, authorizing the licensing of said Board and persons engaged in cosmetology; prescribing the fee for such licenses and requirements for applicants for such licensing; providing for the revocation of licenses issued by said Board; defining terms; defining offenses hereof; prescribing penalties for violation of this Act; providing that the provisions hereof are severable; repealing all conflicting laws, and declaring an emergency,

and that the same has been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has reconsidered the vote whereby it refused to concur in the Senate amendments to; and asked a Conference on:

ENGROSSED HOUSE BILL NO. 173—By COE, BARNETT, CAREY, KERR, JOHNSON of Osage, GREGORY, HUEY, BRANAN, WORTHINGTON, CORSON, BYROM, ALLEN, ULMARK, O'NEILL, PHILLIPS of Pawnee, and MORSE of the House, and FIDLER of the Senate,

An Act to create an organization to be known as "The Registered Dentists of Oklahoma," to provide for its organization, membership, dues and powers; defining the practice of Dentistry, and Dental Hygiene; prescribing rules of admission, professional conduct, and prohibiting certain practices; providing for penalties for the violation of the provisions of said Act; to repeal Chapter 41, of the Session Laws of the Seventh Legislature, same being Article 7, Chapter 24, Oklahoma Statutes, 1931, and all other laws in conflict herewith, and declaring an emergency,

and further to advise you, and through you the Honorable Senate, that the House has concurred in the Senate Amendments, and the Bill has been passed as amended.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 311—By WYLY, REED, MORTON and MORROW,

An Act to amend Section 1, of Article 1, of Chapter 96, Session Laws of Oklahoma, 1933, relating to District Court Judicial Districts in the State of Oklahoma,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 311.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 410—By ROBERTS, REED, STANDRIDGE and BREWER,

An Act amending Section 2193, Oklahoma Statutes, 1931, defining automatic vending machines and pin or marble machines; providing a permit system for the operation of such machine or machines; prescribing the fees for such permits and specifically stating the purpose for which such fees are to be used; providing for the allocation and distribution of such fees; providing a penalty for the violation of this Act; repealing Section 2194, Oklahoma Statutes, 1931, and all other Acts or parts of Acts in conflict herewith, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 604—By WILLIAMS,

An Act authorizing the Board of Trustees of the town of Ryan, Jefferson County, Oklahoma, to remit and refund all penalties or



interest on delinquent paving taxes or assessments in Paving District No. 1 of said town; providing conditions therefor; authorizing and directing the County Treasurer of Jefferson County to collect said paving taxes and assessments without collecting said interest and penalties, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 246—By BRUCE, DAVIS, STOKES, WELCH, SADLER and FREEMAN,

An Act amending Section 12040, Oklahoma Statutes, 1931, as amended by Chapter 78, Oklahoma Session Laws, 1933, relating to Confederate pensions, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 246 and 604.

Upon motion of Senator Nichols, the Senate adjourned, to meet under the rules.

## SEVENTY-SEVENTH LEGISLATIVE DAY

TUESDAY, APRIL 23, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present: \*

## PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Willis,
Carmack,	Hill,	MacDonald,	Sowards,	Wright,
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 43.

## EXCUSED:

Wilbanks. Total, 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

## GENERAL ORDER

Senator Ivester asked unanimous consent, to which Senator Pugh objected, that HOUSE BILL NO. 261, by Myers, be advanced to engrossment and third reading.

Senator Ivester moved that House Bill No. 261 be advanced to engrossment and third reading, which motion prevailed.

Senator Logan asked unanimous consent, which was granted, that HOUSE BILL NO. 209, by Committee on Education, be advanced to engrossment and third reading.

Senator Broaddus asked unanimous consent, which was granted, that SENATE BILL NO. 388, by Broaddus and Whitaker, of the Senate, and Shoemake, et al., of the House, be advanced to engrossment and third reading.

### COMMITTEE REPORT

The following Committee Report was submitted, the Bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Engrossed House Bill No. 340 by Keyes, Wingo, and Phillips of Okfuskee, entitled:

An Act amending Section 57, Oklahoma Statutes, 1931, same being Chapter 81, Section 1, Session Laws, 1919, relating to publication of legal notices in daily and semi-weekly newspapers, 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.

CURNUTT, Chairman.

Senator Nance moved that HOUSE BILL NO. 29, by Abernathy of Pottawatomie, Munson and Freeman, be withdrawn from the Special Committee, to which it was previously referred, and be referred to a Special Joint Committee, composed of nine members of the Senate, to be appointed by the President, and nine members of the Honorable House, with authority to redraft House Bill No. 29 by amending the diversion feature, which motion prevailed, the President appointing as such Special Committee, Senators Commons, Whitaker, Rorschach, Broadbuss, Ivester, Nance, Burns, Stewart and Timmons.

Senator Chamberlin asked unanimous consent, which was granted, to have the record show the discharge of the Special Committee to which House Bill No. 29 was previously referred, and the return of the Bill to the Senate.

### SPECIAL COMMITTEE REPORT

Senator Broadbuss submitted the following Special Committee Report, which was read and adopted:

Mr. President: We, your Special Committee to whom was referred Engrossed House Bill No. 404, by Coe and Doty, entitled:

An Act authorizing the governing bodies of cities and towns to levy and collect gross receipts taxes upon public utilities operating within the corporate limits of such cities and towns without franchises, limiting the amount of such taxes, excepting certain utilities from the provisions hereof; providing for the collection of such tax by civil action; repealing all Acts or parts of Acts in conflict herewith; providing that invalidity of any part shall not effect the validity of remainder, and declaring an emergency,

beg leave to report that pursuant to your instructions we have redrafted the same so as to conform to Senate Bill No. 228 and here-



with return the same with recommendation that the Committee Substitute do pass.

BROADDUS and KING.

#### GENERAL ORDER

Senator Broaddus moved that Committee Substitute for House Bill No. 404 be advanced to engrossment and third reading.

Senator Curnutt moved to table the Broaddus motion, which motion failed of adoption.

The vote occurring on the Broaddus motion, it was declared adopted.

Upon motion of Senator Nichols, SENATE BILL NO. 378, by Committee on Appropriations, was ordered withdrawn from the Committee on Municipal Corporations and placed upon the Calendar.

Upon motion of Senator Nichols, HOUSE BILL NO. 437, by Deaton, Kerr and Allen, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, HOUSE BILL NO. 16, by Allen, was advanced to engrossment and third reading.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 489 and Senate Bill No. 367 correctly engrossed, and Senate Bill No. 35 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 489, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bill No. 367 and ordered the same transmitted to the Honorable House, for consideration.

Senator Paul presiding.

Senate Bill No. 35 was read at length 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.

President Berry presiding.

Senator Rinehart moved that the vote be reconsidered by which SENATE BILL NO. 336, by Curnutt, Logan, Bushyhead, Waldrep, Rorschach and Rinehart, was indefinitely postponed.

Senator Pugh raised a point of order against the Rinehart motion, which was overruled, citing Rule 10 (a).

The vote occurring on the Rinehart motion, it was declared adopted, the roll call thereon being as follows:

**AYE:**

Briggs,	Commons,	George,	Lowrance,	
Broadus,	Curnutt,	Ivester,	Rinehart,	
Bushyhead,	Fidler,	Johnston,	Stewart,	
Carlile,	Fischl,	Jones,	Timmons,	
Chamberlin,	Garvin,	Logan,	Wright.	Total, 20.

**NAY:**

Burns,	Howsley,	Paul,	Spencer,	
Carmack,	Hutchinson,	Pugh,	Thomas,	
Duffy,	King,	Ray,	Whitaker,	
Hill,	Nichols,	Ritzhaupt,	Willis.	Total, 16.

**EXCUSED:**

Wilbanks. Total, 1.

**NOT VOTING:**

Albright,	Nance,	Sowards,	Waldrep.
MacDonald,	Rorschach,	Taylor,	Total, 7.

Following argument as to the effect of the vote on the Rinehart motion, the President referred the matter to the Senate.

Senator Chamberlin cited Rule 10 (b).

President Pro Tempore Briggs presiding.

The President Pro Tempore declared the vote reconsidered by which Senate Bill No. 336 was indefinitely postponed, and the Bill before the Senate for consideration.

Senator Rinehart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 336, line 1, page 1, by adding after the word, "Court," the following: "and Judges of the Criminal Court of Appeals."

**RINEHART.**

Senator Nichols submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 336 by adding the following:

"Governor .....	\$7,500.00 each year
Attorney General .....	6,000.00 each year
Secretary of State .....	5,000.00 each year

State Treasurer .....	5,000.00 each year
State Auditor .....	5,000.00 each year
State Examiner and Inspector .....	4,500.00 each year
Chief Mine Inspector .....	4,000.00 each year
Each District Mine Inspector .....	2,100.00 each year
Commissioner of Charities and Corrections .....	4,000.00 each year
Labor Commissioner .....	3,000.00 each year
Superintendent of Public Instruction .....	5,000.00 each year
Insurance Commissioner .....	4,000.00 each year
President, State Board of Agriculture .....	4,500.00 each year
Clerk of Supreme Court .....	4,000.00 each year
Each District Judge .....	5,000.00 each year"

## NICHOLS.

Upon motion of Senator Logan, the Nichols amendment was tabled, the roll call thereon being as follows:

## AYE:

Albright,	Fidler,	Johnston,	Stewart,	
Briggs,	Fischl,	Logan,	Taylor,	
Chamberlin,	George,	MacDonald,	Timmons,	
Curnutt,	Hutchinson,	Paul,	Whitaker,	
Duffy,	Ivester,	Rinehart,	Wright,	Total, 20.

## NAY:

Broaddus,	Commons,	Jones,	Pugh,	Willis.
Burns,	Garvin,	King,	Ritzhaupt,	
Carlile,	Hill,	Lowrance,	Spencer,	
Carmack,	Howesley,	Nichols,	Thomas,	Total, 17.

## EXCUSED:

Wilbanks, Total, 1.

## NOT VOTING:

Bushyhead,	Ray,	Sowards,	
Nance,	Rorschach,	Waldrep,	Total, 6.

Senator Willis submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 336, lines 3 and 4, page 1, by changing the words and figures, "Seventy-five Hundred Dollars (\$7,500.00)" to "Six Thousand Dollars (\$6,000.00)."

## WILLIS.

Senator Rinehart moved to table the Willis amendment, which motion failed of adoption.

Senator Curnutt, as a substitute, submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 336, line 4, page 1, by striking the figures "\$7,500.00," and inserting "\$6,500.00."

## CURNUTT.



Senator Rinehart, in lieu of all pending motions, submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 336, line 4, page 1, by striking the figures, \$7,500.00," and inserting "\$7,000.00."

RINEHART.

Upon motion of Senator Nichols, the Curnutt amendment was tabled.

The vote occurring on the Willis amendment, it was declared adopted.

Upon motion of Senator Commons Senate Bill No. 336, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and Senate Bill No. 336 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 336 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Commons,	George,	Rinehart,	
Briggs,	Curnutt,	Ivester,	Rorschach,	
Bushyhead,	Duffy,	Johnston,	Stewart,	
Carlile,	Fidler,	Lowrance,	Timmons,	
Chamberlin,	Fischl,	MacDonald,	Wright.	Total, 20.

#### NAY:

Burns,	Howsley,	Nance,	Ray,	Thomas,
Carmack,	Hutchinson,	Nichols,	Ritzhaupt,	Whitaker,
Garvin,	Jones,	Paul,	Spencer,	Willis.
Hill,	King,	Pugh,	Taylor,	Total, 19.

#### EXCUSED:

Wilbanks. Total, 1.

#### NOT VOTING:

Broadbuss, Logan, Sowards, Waldrep. 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 MacDonald moved that the vote be reconsidered by which Senate Bill No. 336 failed of passage.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 23 correctly engrossed, and Senate Bill No. 172 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Resolution No. 23 and ordered the same referred for enrollment.

Senate Bill No. 172 was read at length 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.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

#### ENGROSSED HOUSE BILL NO. 179—By DAVIS,

An Act exempting municipal corporations within the State of Oklahoma from the payment of taxes; making provisions for the refund of taxes paid by municipal corporations.

#### ENGROSSED HOUSE BILL NO. 180—By DAVIS,

An Act making it unlawful to use any article or product for any other than municipal purposes, or to sell or offer the same for sale, where such article or product has been by the laws of the State of Oklahoma declared to be exempt from the payment of a sales or excise tax thereon, on account of its purchase by a municipal corporation; providing penalties for violation of this Act.

#### ENGROSSED HOUSE BILL NO. 430—By O'DELL,

An Act authorizing County Commissioners to contract with person or persons to ferret out and recover gross production taxes due in part to said counties, and to audit and check accounts paid to the Oklahoma Tax Commission by operators of oil properties or pipe lines wherein proper allocation may not have been made to counties; designating compensation therefor; repealing Section 3 of Chapter 69, Oklahoma Session Laws, 1933,

and to advise you, and through you the Honorable Senate, that the

same have been passed by the House and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 179, 180 and 430.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 26—By SADLER, SCHWOERKE, WELCH, REED, ABERNETHY of Harmon, ALLEN, ARMSTRONG, BAILEY, BARNETT, BREWER, BREWSTER, DAVIS of Carter, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER, JOHNSON of Osage, KERR, LONG, O'NEILL, ROBERTS, RONE, SINGLETON, THORNTON, STANDRIDGE, WHITT and PHILLIPS of Okfuskee of the House, and LOWRANCE, FISCHL, MacDONALD, BURNS, CHAMBERLIN, COMMONS, CURNUTT, GEORGE, HUTCHINSON, JONES, LOGAN, RAY and WHITAKER of the Senate,

A Concurrent Resolution memorializing Congress to establish and maintain a bath house and dormitory at Sulphur, Oklahoma, for war veterans afflicted with rheumatism, skin diseases, blood diseases and alcoholism,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolution No. 26 and ordered the same returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 99—By KEYES and WINGO,

An Act amending Section 54, Oklahoma Statutes, 1931, relating to legal notices to be published in paper of paid general circulation; prior publication for one hundred and four weeks; change of location in



county; failure of publication for 14 days due to accident or mortgage foreclosure; exception where no newspaper in county.

ENROLLED HOUSE BILL NO. 234—By PETERSON,

An Act authorizing the State Board of Public Affairs to assign the attic space on the sixth floor of the State Capitol Building now occupied by Boy Scouts No. 29, commonly designated "The Capitol Troop," together with the roof court immediately adjoining thereto, to said "Capitol Troop" for the meeting place and for games thereof, and declaring an emergency.

ENROLLED HOUSE BILL NO. 410—By ROBERTS, REED, STAN-  
DRIDGE and BREWER,

An Act amending Section 2193, Oklahoma Statutes, 1931, defining automatic vending machines and pin or marble machines; providing a permit system for the operation of such machine or machines; prescribing the fees for such permits and specifically stating the purpose for which such fees are to be used; providing for the allocation and distribution of such fees; providing a penalty for the violation of this Act; repealing Section 2194, Oklahoma Statutes, 1931, and all other Acts or parts of Acts in conflict herewith,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 99, 234 and 410 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 188—By KERR, EASON and  
KIKER,

An Act levying an excise tax of one-eighth of one cent per barrel on petroleum oil produced in this State subsequent to the passage and approval of this Act; requiring the proceeds of such tax to be credited seven-eighths to the "Proration Fund" and one-eighth to "The Interstate Oil Compact Fund of Oklahoma," special funds created by this Act; appropriating said "Proration Fund" and the balance in the Proration Fund created under the provisions of Chapter 132, S. L. 1933,

for the payment of salaries and expenses of Proration Umpire, his assistants and deputies, proration attorney or attorneys, reporters, stenographers and clerks and all items of office expense and supplies as fixed and authorized by Chapter 131, S. L. 1933; appropriating "The Interstate Oil Compact Fund of Oklahoma" for the payment of the compensation and expenses of the assistant representatives, his employees and other expenses necessary to enable Oklahoma to fully cooperate in accomplishing the objects of the Interstate Oil Compact, providing for disposition of unexpended balances in said fund; prescribing manner of disbursing said funds; providing for the collection of the tax, the time and manner for the payment thereof by the purchaser or producer; providing for penalties and proceedings on delinquencies, and prescribing penalties for the violation of this Act; repealing Chapter 132, S. L. 1933, repealing all Acts in conflict herewith, and for other purposes, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 188 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 456—By CARLETON and SCHWOERKE,

An Act making an appropriation in the sum of \$182.59 to pay an award made by the State Industrial Commission on February 6, 1929, for injuries sustained by Horace M. Gibson while an employee of the State Highway Department; directing the approval of a claim therefor and the payment thereof to the widow of said Horace M. Gibson, and declaring an emergency.

ENROLLED HOUSE BILL NO. 324—By JOHNSTON,

An Act amending Section 9123, Oklahoma Statutes, 1931, relating to the bonding of officers and employees of State Banks, and declaring an emergency.

ENROLLED HOUSE BILL NO. 276—By WHITAKER of the House and GARVIN of the Senate,

An Act appropriating and authorizing the payment of the sum of \$1,253.54, in payment of claim for injuries received by G. W. Lewis under the Workman's Compensation Act.

ENROLLED HOUSE BILL NO. 389—By COE, ELLIS, BILLINGS, GIBBONS, SCHWOERKE, CARLETON and KEYES of the House, and FIDLER of the Senate,

An Act making appropriations from the General Revenue Fund for the purpose of paying certain claims for foodstuffs furnished State Relief Camp No. 1, and declaring an emergency.

ENROLLED HOUSE BILL NO. 322—By TRAW and COLEMAN,

An Act providing for the disposition of funds received by the Treasurers of the various counties of the State from the Federal Government as said counties' share of revenue derived from rental of forest reserves, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 276, 322, 324, 389 and 456 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

April 22, 1935.

To the President and Members  
Of the Honorable Senate.

GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 407, entitled:

ENROLLED SENATE BILL NO. 407—By WALDREP, entitled:

An Act amending Section 2, Senate Bill No. 1, of the Fifteenth Legislature of Oklahoma; making the Board of County Commissioners of each county the County Welfare Board created therein, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
GOVERNOR OF OKLAHOMA.



Senator Nance presiding.

## SECOND READING

The following bills and resolution were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 412—By CHAMBERLIN—By unanimous consent, Senate Bill No. 412 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 500—By MUNGER—By unanimous consent, House Bill No. 500 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 477—By WHITT—Senator Hill asked unanimous consent, which was granted, to have House Bill No. 477 placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 376—By HUEY, MUNSON and SADLER—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 358—By THORNTON—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 393—By CHAMBERS—By unanimous consent, House Bill No. 393 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE JOINT RESOLUTION NO. 34—By WILLIAMS, FRAZIER, BYROM, ABERNETHY of Harmon, BAILEY, TWIDWELL and ELLIS—By unanimous consent, House Joint Resolution No. 34 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 604—By WILLIAMS—By unanimous consent, House Bill No. 604 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 246—By BRUCE, DAVIS, STOKES, WELCH, SADLER and FREEMAN—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 311—By WYLY, REED, MORTON and MORROW—Senator Carlile asked unanimous consent, which was granted, to have House Bill No. 311 placed upon the Calendar, without reference to a Committee.

By unanimous consent, the Special Committee, appointed under House Bill No. 29, by Abernathy of Pottawatomie, Munson and Freeman, was "excused," for the purpose of committee work.

## SPECIAL ORDER

HOUSE JOINT RESOLUTION NO. 6, by Morse, et al., of the House, and Spencer, of the Senate, was taken up for consideration and read at length.

Senator Paul presiding.

Senator Johnston submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend the title of House Joint Resolution No. 6, line 2 thereof, by inserting after the letter, "A," and before the word, "RESOLUTION," the word, "JOINT."

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Joint Resolution No. 6, page 1, by striking after the word, "AMENDING," the words and figures, "SECTION 41 OF," and after the word and figure, "ARTICLE 5," strike the word, "THEREOF."

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Joint Resolution No. 6, by striking therefrom the words, "WHO ARE INDIGENT."

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Joint Resolution No. 6, by inserting after the word, "PRESCRIBING," in the last line thereof, and before the word, "THE," the words, "ELIGIBILITY AND."

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 6, page 2, by striking after the words, "submitted to," and before the word, "Article," the word and figures, "Section 41."

JOHNSTON.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 6, by adding in line 4, page 4, the following: "A special fund is hereby established, called the Old Age Security Fund, and is hereby set apart for the sole and specific use herein authorized."

JOHNSTON.

Senator Johnston submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Joint Resolution No. 6, between lines 4 and 5, page 4, by inserting the following: "All moneys collected for such purpose shall be apportioned each month among the counties in the ratio of population, the first two years of each decanate, based on the Federal census and on the school census for all other years."

JOHNSTON.

Senator Pugh asked to be "excused," for the remainder of this legislative day, which was the order.

Senator Rinehart submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 6, page 3, by striking lines 11 to 14, inclusive, and on page 4, by striking after the word, "persons," the remainder of the paragraph and by striking on page 5, lines 16 to 18, inclusive, and on page 6, after the word, "person," in line 13, the remainder of the paragraph.

RINEHART.

Senator Nichols, as a substitute for House Joint Resolution No. 6, submitted the following:

SENATE COMMITTEE SUBSTITUTE FOR HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'DELL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburg, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, -GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTEET and WILLIAMS of the House, and SPENCER of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO ARTICLE 5 OF THE CONSTITUTION OF OKLAHOMA TO BE KNOWN AS SECTION 41-A OF SAID ARTICLE.



Be It Resolved by the House of Representatives and the Senate of the Fifteenth Legislature of the State of Oklahoma:

Section 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 5 of the Constitution of the State of Oklahoma, same being a new section to be designated as Section 41-A of said Article, to-wit:

"Section 41-A, Article 5, Constitution. The Legislature may enact legislation providing for the payment of a pension to indigent citizens of the State of Oklahoma who actually reside within the State and are sixty-five (65) or more years of age, and who have been continuously domiciled in and a bona fide resident of the State for fifteen (15) years or more next preceding the date of their application for such pension. No such pension shall be granted to any person who either personally, or together with his or her spouse, or whose spouse, owns or controls real or personal property in excess of the value of Two Thousand Dollars (\$2,000.00); nor shall such a pension be granted to any person who either personally, or together with his or her spouse, or whose spouse, has an income of Five Hundred Dollars (\$500.00) per year or more.

"The Legislature shall not provide for the payment of pensions in excess of Fifteen Dollars (\$15.00) per month to any one person, or more than a total of Twenty Dollars (\$20.00) per month to the members of any one family. The Legislature shall not pass any law granting a pension to any specific person or persons.

"Provided that this amendment shall not become effective until the Congress of the United States has authorized the Federal Government to grant pensions to citizens of the various States in conjunction with said States, and provided further, that the State of Oklahoma shall not be liable for the payment of such pensions in excess of fifty per cent (50%) of the amounts above set forth.

"The Legislature shall never appropriate any money from the General Revenue Fund of the State for the payment of said pensions, and in providing funds for the payment thereof the Legislature shall be limited to the levying of special or excise taxes therefor; and the State fund from which said pensions are paid shall be a cash fund and no pension claim against the same shall ever be approved or paid unless there is at the time of such approval sufficient moneys in said fund to pay the same in cash."

Section 2. The ballot title for said proposed amendment shall be in the following form:

**"BALLOT TITLE**

"Legislative Referendum No. ....

State Question No. ....

"The gist of the proposition is as follows:

"TO AMEND ARTICLE 5 OF THE CONSTITUTION OF OKLAHOMA BY ADDING A SECTION TO BE DESIGNATED AS SECTION 41-A, AUTHORIZING THE LEGISLATURE TO PROVIDE FOR THE PAYMENT OF A PENSION TO INDIGENT CITIZENS RESIDING IN THIS STATE WHO ARE SIXTY-FIVE YEARS OR MORE OF AGE, AND WHO HAVE BEEN A BONA FIDE RESIDENT OF THE STATE FOR FIFTEEN YEARS; PROVIDING THAT NO SUCH PENSION SHALL BE PAID TO A PERSON WHO EITHER PERSONALLY, OR TOGETHER WITH HIS SPOUSE, OR WHOSE SPOUSE, OWNS PROPERTY IN EXCESS OF TWO THOUSAND DOLLARS (\$2,000.00) IN VALUE OR HAS AN INCOME OF FIVE HUNDRED DOLLARS (\$500.00) OR MORE PER YEAR; THE PENSION NOT TO EXCEED FIFTEEN DOLLARS (\$15.00) PER MONTH TO ANY PERSON, OR A TOTAL OF TWENTY DOLLARS (\$20.00) TO MEMBERS OF A FAMILY; THIS AMENDMENT NOT TO BE EFFECTIVE UNTIL FEDERAL GOVERNMENT IS AUTHORIZED TO PENSION CITIZENS IN CONJUNCTION WITH THE STATES, AND IN NO CASE SHALL OKLAHOMA BE LIABLE IN EXCESS OF FIFTY PER CENT (50%) OF THE AMOUNTS ABOVE SET FORTH; PROVIDING LEGISLATURE SHALL NEVER APPROPRIATE ANY MONEY FROM THE GENERAL REVENUE FUND FOR PAYMENT OF PENSIONS BUT FUNDS THEREFOR SHALL BE PROVIDED ONLY FROM SPECIAL OR EXCISE TAXES, AND NO PENSION CLAIM SHALL BE APPROVED OR PAID UNLESS THERE IS CASH ON HAND FOR THAT PURPOSE.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED?

"( ) YES

"( ) NO."

The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State and one copy with the Attorney General.

Senator Logan asked unanimous consent, which was granted, to defer further consideration of House Joint Resolution No. 6, until 2:00 p. m., on the next legislative day.

Upon motion of Senator Fidler, all resolutions, having to do with the subject of "Old Age Pensions," were ordered printed.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred House Bill No. 358 by Thornton, entitled:

An Act authorizing the merger and consolidation of domestic corporations; providing the manner of such merger, or consolidations, for surrender and cancellation of corporate franchises, 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.

CURNUTT, Chairman.

#### MESSAGE

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 591—By GIBBONS, CARMICHAEL, SINGLETON and MUNSON,

An Act authorizing the seizure and confiscation of trucks, automobiles and other conveyances used in the transportation of crude petroleum, motor vehicle fuels and other liquid fuels over the highways of this State with intent to evade or assist in the evasion of the payment of the gross production tax or excise tax imposed upon motor vehicle fuels by the laws of this State; authorizing the seizure, sale and confiscation of crude petroleum, motor vehicle fuels, and other liquid fuels so conveyed, and containers used in conveying the same; conferring jurisdiction upon the Oklahoma Tax Commission and County Attorney, or either, to institute, conduct and prosecute all proceedings necessary to carry into effect the provisions of this Act, providing procedure for confiscation and sale, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 591.

Senator Willis submitted the following Committee Report:



Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 155 correctly engrossed.

WILLIS, Chairman.

### THIRD READING

HOUSE BILL NO. 119 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Commons,	Ivester,	Nance,	Timmons,
Briggs,	Curnutt,	Johnston,	Paul,	Waldrep,
Broadbudd,	Duffy,	Jones,	Ray,	Whitaker,
Burns,	Garvin,	Logan,	Rinehart,	Willis.
Bushyhead,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	MacDonald,	Taylor,	Total, 28.

#### NAY:

Carmack,	Stewart,	Total, 2.
----------	----------	-----------

#### EXCUSED:

Pugh,	Wilbanks.	Total, 2.
-------	-----------	-----------

#### NOT VOTING:

Chamberlin,	Howsley,	Nichols,	Spencer,	
Fidler,	Hutchinson,	Ritzhaupt,	Thomas,	Total, 12.
Fischl,	King,	Sowards,	Wright.	

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:

#### AYE:

Albright,	Commons,	Johnston,	Ray,	Whitaker,
Briggs,	Curnutt,	Jones,	Rinehart,	Willis.
Broadbudd,	Duffy,	Logan,	Rorschach,	
Burns,	Garvin,	Lowrance,	Stewart,	
Bushyhead,	George,	MacDonald,	Taylor,	
Carlile,	Hill,	Nance,	Timmons,	
Carmack,	Ivester,	Paul,	Waldrep,	Total, 30.

#### EXCUSED:

Pugh,	Wilbanks.	Total, 2.
-------	-----------	-----------

## NOT VOTING:

Chamberlin,	Howsley,	Nichols,	Spencer,	
Fidler,	Hutchinson,	Ritzhaupt,	Thomas,	
Fischl,	King,	Sowards,	Wright,	Total, 12.

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. 119, as amended, was ordered referred for engrossment.

SENATE BILL NO. 155 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Commons,	Johnston,	Ray,	Whitaker,
Broadus,	Curnutt,	Jones,	Rinehart,	Willis.
Burns,	Duffy,	Lowrance,	Rorschach,	
Bushyhead,	Garvin,	MacDonald,	Stewart,	
Carlile,	George,	Nance,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Paul,	Waldrep,	Total, 30.

## EXCUSED:

Pugh,	Wilbanks,	Total, 2.
-------	-----------	-----------

## NOT VOTING:

Briggs,	Howsley,	Logan,	Spencer,	
Fidler,	Hutchinson,	Ritzhaupt,	Timmons,	
Fischl,	King,	Sowards,	Wright,	Total, 12.

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:

## AYE:

Albright,	Commons,	Johnston,	Ray,	Whitaker,
Broadus,	Curnutt,	Jones,	Rinehart,	Willis.
Burns,	Duffy,	Lowrance,	Rorschach,	
Bushyhead,	Garvin,	MacDonald,	Stewart,	
Carlile,	George,	Nance,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Ivester,	Paul,	Waldrep,	Total, 30.

## EXCUSED:

Pugh,	Wilbanks,	Total, 2.
-------	-----------	-----------

NOT VOTING:

Briggs,	Howsley,	Logan,	Spencer,	
Fidler,	Hutchinson,	Ritzhaupt,	Timmons,	
Fischl,	King,	Sowards,	Wright.	Total, 12.

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. 155, and ordered the same transmitted to the Honorable House.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules.



## SEVENTY-EIGHTH LEGISLATIVE DAY

WEDNESDAY, APRIL 24, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Pugh,	Timmons,
Briggs,	Duffy,	Johnston,	Rinehart,	Waldrep,
Broaddus,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	King,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Logan,	Sowards,	Willis,
Carlile,	George,	Lowrance,	Spencer,	Wright,
Carmack,	Hill,	Nance,	Stewart,	
Chamberlin,	Howsley,	Nichols,	Taylor,	
Commons,	Hutchinson,	Paul,	Thomas,	Total, 42.

## EXCUSED:

MacDonald,	Ray,	Total, 2.
------------	------	-----------

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Upon motion of Senator Nichols, Paul Quillin, of Konowa, was made an honorary page for this legislative day.

## GENERAL ORDER

Upon motion of Senator Timmons, HOUSE JOINT RESOLUTION NO. 34, by Williams, et al., was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, HOUSE BILL NO. 393, by Chambers, was ordered withdrawn from the Calendar and referred to the Committee on Banks and Banking.

Upon motion of Senator Stewart, HOUSE CONCURRENT RESOLUTION NO. 17, by Schwoerke, was taken up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 17—By SCHWOERKE.

A CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO ENACT THE FRAZIER-LEMKE LOAN REFINANCING BILL NOW PENDING BEFORE IT.

Be It Resolved By The House of Representatives Of The Fifteenth Legislature Of The State Of Oklahoma, The Senate Concurring Therein:

That the Congress of the United States be memorialized by the Legislature and the people of the State of Oklahoma to enact the Frazier-Lemke Loan Refinancing Bill now pending before that body.

Be It Further Resolved, that copies of this Resolution be mailed by the Chief Clerk of the House of Representatives to the Chief Clerk of both the House of Representatives and Senate of the United States Congress, and to each member of the Oklahoma delegation in Congress.

Upon motion of Senator Stewart, House Concurrent Resolution No. 17 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 17 and ordered it returned to the Honorable House.

Upon motion of Senator Ritzhaupt, SENATE BILL NO. 202, by Ritzhaupt, Whitaker, et al., was advanced to engrossment and third reading.

Upon motions of Senator Timmons, HOUSE BILL NO. 27, by Chambers, and HOUSE BILL NO. 69, by Montgomery, were advanced to engrossment and third reading.

Upon motion of Senator Logan, SENATE JOINT RESOLUTION NO. 11, by Logan, was ordered stricken from the Calendar and his name added as a joint author of HOUSE JOINT RESOLUTION NO. 34.

Upon motion of Senator Hill, HOUSE BILL NO. 477, by Whitaker, was advanced to engrossment and third reading.

Upon motions of Senator Logan, HOUSE BILL NO. 549, by Barnett, et al., of the House, and Logan, of the Senate, and HOUSE BILL NO. 487, by Barnett, et al., of the House, and Logan, of the Senate, were advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, HOUSE BILL NO. 453, by Campbell and Poteet, was ordered withdrawn from the Committee on Education and placed upon the Calendar.

Upon motion of Senator Duffy, HOUSE BILL NO. 340, by Keyes, et al., was advanced to engrossment and third reading.

Upon motion of Senator Garvin, HOUSE BILL NO. 604, by Williams, was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, HOUSE BILL NO. 358, by Thornton, was advanced to engrossment and third reading.

Senator Taylor moved that SENATE BILL NO. 43, by Taylor, be advanced to engrossment and third reading.

Senator Chamberlin, as a substitute, moved that Senate Bill No. 43 be stricken from the Calendar, which motion was tabled, upon motion of Senator Taylor.

The vote occurring on the Taylor motion, Senate Bill No. 43 was declared advanced to engrossment and third reading, subject to amendments on third reading.

Upon motions of Senator Paul, HOUSE BILLS NOS. 442, by Allen, and 444, by Allen, were ordered withdrawn from the Committee on Insurance and placed upon the Calendar.

Upon motion of Senator Garvin, HOUSE BILL NO. 68, by Barnett, was advanced to engrossment and third reading.

Upon motion of Senator Nichols, HOUSE BILL NO. 377, by Howell, Hunt of Osage, and Williams, was ordered withdrawn from the Committee on Appropriations and placed upon the Calendar.

Upon motion of Senator Briggs, House Bill No. 377 was advanced to engrossment and third reading.

Upon motion of Senator Sowards, HOUSE BILL NO. 459, by Frayer and Hoyt, of the House, and Sowards, of the Senate, was advanced to engrossment and third reading.~

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for the appointment of a Committee of five members to confer with a similar Committee from your Honorable Body, upon the question of the designation of Constitutional Amendments to be submitted to the vote of the people, and the day or days for election thereon.



I am directed further to advise you that the following named Representatives have been appointed upon said Committee:

SHOEMAKE,  
MORSE,  
SULLIVAN,  
COE,  
ROBERTS.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives, to return herewith:

ENGROSSED SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, WALDREP, WRIGHT, MacDONALD, TAYLOR, TIMMONS, IVESTER, SPENCER, RINEHART, CHAMBERLIN, WHITAKER and JONES of the Senate, and ALLEN and BILLINGS of the House,

An Act amending Section 1748 to 1755, inclusive, Oklahoma Statutes, 1931; providing for medical and surgical treatment and hospital and convalescent care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or others legally chargeable with their support are unable to provide same; providing for a tax levy in each county for Crippled Children's Fund to defray the expenses thereof and setting said levy outside the limit as fixed for special county levies, prescribing the amount and manner of payment therefor; conferring upon the Juvenile Court jurisdiction of commitment of children to said hospitals and convalescent homes and providing procedure relating thereto; creating a Committee on Standardization; providing for the appointment of its members; fixing their compensation; providing for the manner of payment thereof; providing for the approval, classification and revocation of approval by the Committee on Standardization of physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; prescribing the powers and duties of such physicians and/or surgeons and hospitals and convalescent homes; creating a State Commission for Crippled Children and defining its powers and duties; providing for the payment out of the Crippled Children's Fund of each county of certain expenses; authorizing the Oklahoma Hospital for Crippled Children to bear certain expenses hereunder, authorizing said hospital to collect certain costs due it under this Act from the Crippled Children's Funds of the various counties; providing for the holding of diagnostic clinics through the State; authorizing the State Commission for Crippled Children to co-operate with the Federal provisions

relating to the care of crippled children; repealing all laws in conflict herewith, and declaring an emergency,

together with the Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the House has refused to adopt the Conference Committee Report, and asks your Honorable Body for further Conference.

I am further directed to advise you, that the House has continued the original Conferees on said Bill, and has appointed as additional Conferee the following named Representative: O'DELL.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Ritzhaupt moved that the request of the Honorable House for a further conference on Engrossed Senate Bill No. 15, be granted, and the Senate Conferees heretofore appointed be reappointed and Senator Paul appointed as an additional Conferee thereon, which motion prevailed.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives, to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for the appointment of a Special Committee of seven members to meet with a like Committee from your Honorable Body to consider:

ENGROSSED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER,

An Act amending Section 12527, 12535 and 12536, Oklahoma Statutes, 1931, levying an excise tax on gasoline; providing for the apportionment of the revenue derived from the Excise Tax on gasoline; creating a Rural Highway Improvement Fund, for the purpose of redrafting the same and modifying the diversion of gasoline tax.

I am directed further, to advise you that the following named Representatives have been appointed on said Special Committee: Abernathy of Pottawatomie, Gibbons, Barnett, Williams, O'Neill, Goodwin and Chase.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and

through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 221—By COX, HOWELL, WRIGHT of Beaver, WORTHINGTON and PAULS,

An Act authorizing the County Commissioners over the several counties of the State of Oklahoma to devise methods and means to stop and prevent soil drifting and to provide rules and regulations for the enforcement of the same; repealing all laws in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 329—By FRAZIER of the House, and STEWART of the Senate,

An Act requiring in counties of this State all drivers of trucks, automobiles and other vehicles to have and exhibit to Peace Officers upon demand written permit covering movements of livestock and domestic fowls contained therein, or to make written statement in the absence of said permit, and providing penalties for failing to exhibit the same or to make said statement false or forged permit, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 452—By FISH AND GAME COMMITTEE,

An Act relating to game and fish and to the hunting and taking thereof; defining resident and non-resident fur dealers and requiring same to procure State Licenses upon payment of designated fees; making certain acts unlawful and providing penalties therefor; repealing Sections 4801, 4802, 4803, 4804, 4805, 4826, 4827, 4829, 4880 and 4881, Oklahoma Statutes, 1931, and declaring an emergency,

and the same have been passed by the House of Representatives as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 350—By BRUCE,

An Act authorizing the purchase of Cigarette Tax Stamps from the Oklahoma Tax Commission by wholesalers and jobbers of cigarettes at a discount of (3%) to compensate such wholesalers or jobbers for



expenses necessarily incurred under the provisions of House Bill No. 361 of the Fifteenth Legislature; amending Section 22 of House Bill 361 of the Fifteenth Legislature as approved by the Governor on March 20, 1935, so as to extend the tax levied thereby to June 30, 1937, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate that the Conference Committee Report has been adopted by the House of Representatives, and the Bill has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 350 was read, as follows, and, upon motion of Senator Commons, adopted:

To the President of the Senate, and  
Speaker of the House of Representatives.  
Gentlemen:

We, your Conference Committee to whom was referred Engrossed House Bill No. 350 by Bruce, entitled:

An Act authorizing the purchase of Cigarette Tax Stamps from the Oklahoma Tax Commission by wholesalers and jobbers of cigarettes at a discount of 5% to compensate such wholesalers or jobbers for expenses necessarily incurred under the provisions of House Bill No. 45 of the Fifteenth Legislature, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the following recommendations:

That the Senate recede from Senate Amendment No. 1.

That the Senate recede from Senate Amendment No. 2.

And the following be adopted as Section 1:

"Section 1. For the purpose of allowing compensation to wholesalers or jobbers of cigarettes in Oklahoma for costs necessarily incurred by them under the provisions of House Bill No. 361 of the Fifteenth Legislature of Oklahoma, requiring such wholesalers or jobbers to affix the proper cigarette stamp to each package before making a sale of cigarettes to any retailer or consumer thereof, each wholesaler or jobber, as defined in Section 3 of House Bill No. 361 of the Fifteenth Legislature and licensed under the provisions of Section 18 of said House Bill 361, may purchase the stamps required to be affixed to packages of cigarettes by such wholesalers or jobbers under the provisions of Sections 8 and 9 of said House Bill No. 361,

from the Oklahoma Tax Commission at a discount of three per centum (3%) upon each lot of stamps so purchased; and the Oklahoma Tax Commission is hereby directed to deliver cigarette tax stamps to such wholesalers or jobbers upon presentation of cash, cashier's check, or money order in the amount of the face value of the stamps to be purchased by such wholesaler or jobber, less three per centum (3%)."

And the following be adopted as Section 2:

"Section 2. Sections 22 of House Bill 361 of the Fifteenth Legislature as approved by the Governor on March 20, 1935, be and the same is hereby amended to read as follows:

"Section 22. The tax imposed by this Act shall apply to sales of cigarettes from and after the passage of and approval of this Act, to and including the Thirtieth day of June, 1937, at which time said Act shall expire and thereafter be of no effect, provided, however, all its provisions shall remain in full force as to accrued and unpaid taxes levied hereunder."

And the Title be amended to read as follows:

"AN ACT AUTHORIZING THE PURCHASE OF CIGARETTE TAX STAMPS FROM THE OKLAHOMA TAX COMMISSION BY WHOLESALERS AND JOBBERS OF CIGARETTES AT A DISCOUNT OF (3%) THREE PER CENTUM TO COMPENSATE SUCH WHOLESALERS AND JOBBERS FOR EXPENSES NECESSARILY INCURRED UNDER THE PROVISION OF HOUSE BILL 361 OF THE FIFTEENTH LEGISLATURE; AMENDING SECTION 22 OF HOUSE BILL 361 OF THE FIFTEENTH LEGISLATURE AS APPROVED BY THE GOVERNOR ON MARCH 20, 1935, SO AS TO EXTEND THE TAX LEVIED THEREBY TO JUNE 30, 1937, AND DECLARING AN EMERGENCY."

And renumber the emergency section as Section 3.

Respectfully submitted,

CARMICHAEL,  
HOLLIMAN,  
SHOEMAKE,  
BRUCE,  
GIBBONS.

COMMONS,  
CHAMBERLIN,  
BRIGGS,  
BROADDUS,

Senate Conferees.

House Conferees.

Engrossed House Bill No. 350, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Briggs,	Curnutt,	Johnston,	Pugh,	Thomas,
Broaddus,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	King,	Ritzhaupt,	Willis,
Carlile,	Garvin,	Lowrance,	Rorschach,	
Carmack,	George,	Nance,	Sowards,	
Chamberlin,	Hill,	Nichols,	Stewart,	
Commons,	Howsley,	Paul,	Taylor,	Total, 31.

## EXCUSED:

Ray.	MacDonald,	Total, 2.
------	------------	-----------

## NOT VOTING:

Albright,	Hutchinson,	Spencer,	Wilbanks,
Bushyhead,	Ivester,	Timmons,	Wright.
Fischl,	Logan,	Waldrep,	Total, 11.

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:

## AYE:

Briggs,	Curnutt,	Johnston,	Pugh,	Thomas,
Broaddus,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	King,	Ritzhaupt,	Willis,
Carlile,	Garvin,	Lowrance,	Rorschach,	
Carmack,	George,	Nance,	Sowards,	
Chamberlin,	Hill,	Nichols,	Stewart,	
Commons,	Howsley,	Paul,	Taylor,	Total, 31.

## EXCUSED:

MacDonald,	Ray.	Total, 2.
------------	------	-----------

## NOT VOTING:

Albright,	Hutchinson,	Spencer,	Wilbanks,
Bushyhead,	Ivester,	Timmons,	Wright.
Fischl,	Logan,	Waldrep,	Total, 11.

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 House Bill No. 350, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you,



and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 489—By JOHNSTON of the House, and BUSHYHEAD of the Senate,

An Act authorizing the construction and equipment of an auditorium and recreational center, and administrative building on the reservation of the Oklahoma Military Academy of the State of Oklahoma; providing for the issuance and payment of Oklahoma Military Academy Building Bonds; providing for a revolving fund to be known as the Oklahoma Military Academy Sinking Fund; providing the manner of expending the proceeds of the bonds; providing for the management of the buildings; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose and declaring an emergency,

and that the same has been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 111—By COMMITTEE ON APPROPRIATIONS,

An Act making an appropriation to pay unpaid claims against certain State institutions, departments, commissions and boards herein named, and against the State of Oklahoma, and declaring an emergency,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 111 were read, as follows:

Amendment No. 1. That the bill be amended by striking the item "For Equipment for the Industrial Arts Department of the A. & M. College, under contract of the Governor dated March 6th, 1934, made necessary when they were awarded the bid for furniture for the

New College Dormitory, the sum of \$5,634.00 in favor of Osborne Sexton Machinery Company."

Amendment No. 2. That the bill be amended by striking the item "For the purchase and installation of a Boiler by the Combustion Engineering Co., under contract of the Governor dated August 17, 1934, made necessary to heat the new Girls Dormitory on the campus of the A. & M. College, \$17,256.00."

Amendment No. 3. That the item "For feed for livestock at A. & M. College \$10,000.00" be stricken.

Amendment No. 4. That the bill be amended by striking the figures \$1,987.00 to pay Sam Bounds for auditing the books and records of the Commissioners of the Land Office, etc., and substituting therefor the figures \$1,050.00.

Amendment No. 5. That the bill be amended by striking the item "State Fire Marshall: To pay salaries for Fire Marshall's Office for the fiscal year ending June 30, 1935, \$2,500.00".

Amendment No. 6. That the bill be amended by striking the item "Eastern Oklahoma College at Wilburton: To pay salaries of president, faculty members and employees for the months of May and June, 1933, \$6,086.64."

Amendment No. 7. That the bill be amended by striking the item "Colored A. & N. University, Langston: To pay salaries of the faculty and employees for the fiscal years ending June 30, 1932 and June 30, 1933, \$18,267.86".

Amendment No. 8. That the bill be amended by striking the item "To pay Spencer Talkington of Mill Creek, Oklahoma, for refund on Beer License \$100.00".

Amendment No. 9. That the bill be amended by striking the item "To pay Louis LeFlore of Stigler, Oklahoma, salary for work at the Negro Hospital for Insane at Taft, during the month of February, 1933, \$200.00".

Senator Nichols moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 111, and request the Honorable House to grant a conference thereon, which motion prevailed, the President appointing as Senate Conferees thereunder, Senators Nichols, Jones, Ritzhaupt, Briggs, Whitaker, Broadus and Paul.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 201—By COMMITTEE ON APPROPRIATIONS,

An Act making supplemental appropriation for the State Board of Public Affairs for the remainder of the fiscal year ending June 30, 1935, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 201 was ordered referred for enrollment.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 395—By SPECIAL COMMITTEE OF THE HOUSE,

An Act creating a Conservation and Reclamation District to be known as Grand River Dam Authority in accordance with and by the authority set forth in Section 31, of Article 2, of the Constitution of the State of Oklahoma, and to be a Governmental Agency, body politic and corporate, without power to mortgage or incumber any of its property or to alienate any of its property necessary to its business, or to levy taxes or assessments or to create any indebtedness payable out of taxes or assessments, or to pledge the credit of the State, fixing the boundaries thereof; conferring thereon certain powers, rights, privileges, and functions, including the power to control, store, preserve, use, distribute and sell the water of the Grand River and its tributaries, to develop, generate, distribute and sell water power and electric energy, to acquire property by condemnation or otherwise, to construct, maintain, use and operate facilities, to make contracts, to borrow money, to create and issue its negotiable bonds for cash, property, or refunding purposes on stated terms and conditions, and in connection therewith to pledge all or any part of its revenues; vesting the powers of the district in the Board of Directors and prescribing the manner of their appointment and their duties; providing for the appointment of officers and their qualifications, agents, and employees, providing for the fiscal management of the district; preserving existing water rights to the extent provided; prescribing all necessary details; providing that if any provision of this Act shall be held to be invalid, the validity of the other provisions thereof shall not be affected,

together with the Engrossed House Substitute for same, and to advise you, and through you the Honorable Senate, that the bill has been passed by the House, as amended, by such Substitute, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Engrossed House Amendments to Engrossed Senate Bill No. 395 were read, as follows:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 395—By SPECIAL COMMITTEE OF THE HOUSE.

AN ACT CREATING A CONSERVATION AND RECLAMATION DISTRICT TO BE KNOWN AS GRAND RIVER DAM AUTHORITY IN ACCORDANCE WITH AND BY THE AUTHORITY SET FORTH IN SECTION 31, OF ARTICLE 2, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, AND TO BE A GOVERNMENTAL AGENCY, BODY POLITIC AND CORPORATE, WITHOUT POWER TO MORTGAGE OR INCUMBER ANY OF ITS PROPERTY OR TO ALIENATE ANY OF ITS PROPERTY NECESSARY TO ITS BUSINESS, OR TO LEVY TAXES OR ASSESSMENTS OR TO CREATE ANY INDEBTEDNESS PAYABLE OUT OF TAXES OR ASSESSMENTS, OR TO PLEDGE THE CREDIT OF THE STATE; FIXING THE BOUNDARIES THEREOF; CONFERRING THEREON CERTAIN POWERS, RIGHTS, PRIVILEGES AND FUNCTIONS, INCLUDING THE POWER TO CONTROL, STORE, PRESERVE, USE, DISTRIBUTE AND SELL THE WATER OF THE GRAND RIVER AND ITS TRIBUTARIES, TO DEVELOP, GENERATE, DISTRIBUTE, AND SELL WATER POWER AND ELECTRIC ENERGY, TO ACQUIRE PROPERTY BY CONDEMNATION OR OTHERWISE, TO CONSTRUCT, MAINTAIN, USE AND OPERATE FACILITIES, TO MAKE CONTRACTS, TO BORROW MONEY, TO CREATE AND ISSUE ITS NEGOTIABLE BONDS FOR CASH, PROPERTY, OR REFUNDING PURPOSES ON STATED TERMS AND CONDITIONS, AND IN CONNECTION THEREWITH TO PLEDGE ALL OR ANY PART OF ITS REVENUES; VESTING THE POWERS OF THE DISTRICT IN A BOARD OF DIRECTORS AND PRESCRIBING THE MANNER OF THEIR APPOINTMENT AND THEIR DUTIES; PROVIDING FOR THE APPOINTMENT OF OFFICERS AND THEIR QUALIFICATIONS, AGENTS AND EMPLOYEES; PROVIDING FOR THE FISCAL MANAGEMENT OF THE DISTRICT; PRESERVING EXISTING WATER RIGHTS TO THE EXTENT PROVIDED; PRESCRIBING ALL NECESSARY DETAILS; PROVIDING THAT IF ANY PROVISION OF THIS ACT SHALL BE HELD TO BE INVALID, THE VALIDITY OF THE OTHER PROVISIONS THEREOF SHALL NOT BE AFFECTED.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby created within the State of Oklahoma a conservation and reclamation district to be known as "Grand River Dam Authority" (hereinafter called the District), and consisting of that part of the State of Oklahoma which is included within the boundaries of the Counties of Adair, Cherokee, Craig, Delaware, Mayes, Muskogee, Nowata, Ottawa, Rogers, Tulsa, Wagoner, Sequoyah, Osage, Washington, McIntosh, Creek and Okmulgee. Such District shall be, and is hereby, declared to be a governmental agency and body politic and corporate, with the powers of government and with the authority to exercise the rights, privileges and functions hereinafter specified, including the control, storing, preservation and distribution of the waters of the Grand River and its tributaries for irriga-

tion, power and other useful purposes, the reclamation and irrigation of arid, semi-arid, and other lands needing irrigation, and the conservation and development of the forests, water and hydro-electric power of the State of Oklahoma.

(a) Nothing in this Act or in any other Act or law contained, however, shall be construed as authorizing the District to levy or collect taxes or assessments, or to create any indebtedness payable out of taxes or assessments, or in any manner to pledge the credit of the State of Oklahoma, or any subdivision thereof.

(b) Nothing in this Act shall be construed as authorizing the District and it shall not be authorized to build distributing lines or to engage in the retail marketing of the hydro-electric power developed. Provided further that the hydro-electric power can be sold at the turbines for wholesale purposes only and then only to distributing concerns; provided, that no such concern shall be connected, in any way, with or controlled, or owned by the District.

Section 2. The District shall have and is hereby authorized to exercise the following powers, rights and privileges:

(a) To control, store and preserve, within the boundaries of the District, the water of the Grand River and its tributaries for any useful purpose, and to use, distribute and sell the same within the boundaries of the District;

(b) To develop and generate water power and electric energy within the boundaries of the District;

(c) To prevent or aid in the prevention of damage to person or property from the waters of the Grand River and its tributaries;

(d) To forest and reforest and to aid in the foresting and reforesting of the water shed area of the Grand River and its tributaries and to prevent and to aid in the prevention of soil erosion and floods within said water shed area;

(e) To acquire by purchase, lease, gift, or in any other manner, and to maintain, use and operate any and all property of any kind, real, personal, or mixed, or any interest therein, within or without the boundaries of the District, necessary or convenient to the exercise of the powers, rights, privileges and functions conferred upon it by this Act;

(f) To acquire by condemnation any and all property of any kind, real, personal, or mixed, or any interest therein within or without the boundaries of the District necessary or convenient to the exercise of the powers, rights, privileges and functions conferred upon it by this Act, in the manner provided by general law with respect to condemnation;

(g) Subject to the provision of this Act from time to time sell or otherwise dispose of any property of any kind, real, personal, or

mixed, or any interest therein, which shall not be necessary to the carrying on of the business of the District;

(h) To overflow and inundate any public lands and public property and to require the relocation of roads and highways in the manner and to the extent necessary to carry out the purposes of this Act; provided, that said District shall be liable in damages to the State of Oklahoma and/or any subdivision thereof for any injury occasioned or expense incurred by reason thereof.

(i) To construct, extend, improve, maintain and reconstruct, to cause to be constructed, extended, improved, maintained, and reconstructed, and to use and operate any and all facilities of any kind necessary or convenient to the exercise of such powers, rights, privileges and functions;

(j) To sue and be sued in its corporate name;

(k) To adopt, use and alter a corporate seal;

(l) To make by-laws for the management and regulation of its affairs;

(m) To appoint officers, agents and employees, to prescribe their duties and to fix their compensation;

(n) To make contracts and to execute instruments necessary or convenient to the exercise of the powers, rights, privileges and functions conferred upon it by this Act;

(o) To borrow money for its corporate purposes and, without limitation of the generality of the foregoing to borrow money and accept grants from the United States of America, or from any corporation or agency created or designated by the United States of America, and, in connection with any such loan or grant, to enter into such agreements as the United States of America or such corporation or agency may require; and to make and issue its negotiable bonds for moneys borrowed, in the manner and to the extent provided in Section 10. Nothing in this Act shall authorize the issuance of any bonds, notes or other evidences of indebtedness of the District, except as specifically provided in this Act, and no issuance of bonds, notes or other evidences of indebtedness of the District, except as specifically provided in this Act, shall ever be authorized except by an Act by the Legislature;

(p) To do any and all other acts or things necessary or convenient to the exercise of the powers, rights, privileges or functions conferred upon it by this Act or any other Act or law. Provided said District shall be liable for all damage caused by said District, its agents, servants and employees in creating, constructing, maintaining or operating said District to any corporation, partnership, person or individual whose property, either real or personal, within or without said District, has been damaged and said damages may be determined by appropriate action in the same manner as provided by law under the Conservancy Act of the State of Oklahoma.



Provided, however, that in the course of exercising its powers as herein enumerated the said District shall at all times consider the rights and needs of the people living within and upon the land lying within the water shed of the Grand River and its tributaries above the District; provided, however, that nothing herein shall prevent the District from selling for irrigation purposes within the boundaries of the District any water impounded by it under authority of law, provided that nothing herein contained shall authorize the State to engage in agriculture except for educational and scientific purposes and for the support of its penal, charitable and educational institutions.

Section 3. The powers, rights, privileges and functions of the District shall be exercised by a Board of nine directors (herein called the Board), all of whom shall be residents of and free hold property tax payers in the District; provided that not more than one of such directors shall be residents of the same county. Three of the directors shall be appointed by the Governor, three by the Attorney General, and three by the Commissioner of Labor of the State of Oklahoma. Provided, that no person shall be eligible for such appointment if he has, during the preceding three years before his appointment been employed by an electric power and light company, gas company, telephone company, or any other utility company of any kind or character whatsoever; provided further that no persons holding a Federal State, county, city or town office, elective or appointive, shall be eligible to serve as a member of the Board of Directors on the above named Grand River Dam Authority. And providing further that such directors shall have lived in said District 5 years prior to his appointment. Of the three Directors first appointed by each authority, one shall be appointed for a term expiring January 1st, 1937, one for a term expiring January 1st, 1939, and one for a period expiring January 1st, 1941. At the expiration of the term of any Director another Director shall be appointed by the same authority which appointed the Director whose term has expired. Each Director shall hold office until the expiration of the term for which he was appointed and thereafter until his successor shall have been appointed and qualified unless sooner removed as in this Act provided. Any Director may be removed by the Authority which appointed him for inefficiency, neglect of duty, or misconduct in office, after at least ten days written notice of the charges against him and an opportunity to be heard in person or by counsel at public hearing conducted before the three authorities above named. A vacancy resulting from a death, resignation, or removal of any Director shall be filled by the authority which appointed him, for the unexpired term of such Director. Each Director shall qualify by taking the official oath of office prescribed by general statute. Each Director shall receive a fee of \$10.00 per day for each day spent in attending meetings of the Board, and no other fee or salary.

Until the adoption of by-laws fixing the time and place of regular meetings and the manner in which special meetings may be called, meetings of the Board shall be held at such times and places as five of the Directors may designate in writing. Five Directors shall constitute a quorum at any meeting and, except as otherwise provided in this Act or in the by-laws all action may be taken by the affirmative vote of a majority of the Directors present at any such meeting, except that no contracts would involve an amount greater than \$10,000.00 or

which is to run for a longer period of a year and no bonds, notes, or other evidence of indebtedness and no amendment of the by-laws shall be valid unless authorized or ratified by the affirmative vote of at least five Directors.

Section 4. The Board shall select a secretary who shall keep true and complete records of all proceedings of the Board. Until the appointment of a secretary, or in the event of his absence or inability to act, a secretary pro tem, shall be selected by the Board. The Board shall also select a general manager, who shall be the chief executive officer of the District, and a treasurer, who may also hold the office of Secretary. All such officers shall have such powers and duties, shall hold office for such term and be subject to removal in such manner as may be provided in the compensation of such officers. The Board may appoint such officers, agents and employees, fix their compensation and term of office and the method by which they may be removed, and delegate to them such of its power and duties as it may deem proper.

Section 5. The moneys of the District shall be disbursed only on check, drafts, orders, or other instruments signed by such persons as shall be authorized to sign the same by the by-laws or resolution concurred in by not less than five directors. The general manager, the Treasurer and all other officers, agents and employees of the District who shall be charged with the collection, custody or payment of any funds of the District shall give bond conditioned on the faithful performance of their duties and an accounting for all funds and property of the District coming into their respective hands, each of which bonds shall be in form and amount and with a surety (which shall be a surety company authorized to do business in the State of Oklahoma), approved by the Board, and the premiums on such bonds shall be paid by the District and charged as an operating expense.

Section 6. The domicile of the District shall be in the city of Vinita, County of Craig, where the District shall maintain its principal office, in charge of its general manager, until otherwise designated by the affirmative vote of five Directors. The District shall cause to be kept complete and accurate accounts conforming to approved methods of bookkeeping. Said accounts and all contracts, documents and records of the District shall be kept at said principal office. Said accounts and contracts shall be open to public inspection at all reasonable times. The Board shall cause to be made and completed within ninety days after the end of each calendar year, an audit of the books of account and financial records of the District for such calendar year, such audit to be made by an independent certified public accountant or firm of certified public accountants. Copies of a written report of such audit, certified to by said accountant or accountants, shall be placed and kept on file with the State Conservation Commission, with the Treasurer of the State of Oklahoma and at said principal office, and shall be open to public inspection at all reasonable times.

Section 7. No director, officer, agent, or employee of the District shall be directly or indirectly interested in any contract for the purchase of any property or construction of any work by or for the



District, and if any such person shall be or become so interested in any such contract, he shall be guilty of a felony and on conviction thereof shall be subject to a fine in an amount not exceeding Ten Thousand (\$10,000.00) Dollars or to confinement in the county jail for not less than one year nor more than ten years, or both.

Section 8. The Board shall establish and collect rates and other charges for the sale or use of water, water connections, power, electric energy or other services sold, furnished, or supplied by the District which fees and charges shall be reasonable and nondiscriminatory and sufficient to produce revenue adequate:

(a) To pay all expenses necessary to the operation and maintenance of the properties and facilities of the District;

(b) To pay the interest on and principal of all bonds issued under this Act when and as the same shall become due and payable;

(c) To pay all sinking fund and/or reserve fund payments agreed to be made in respect of any such bonds, and payable out of such revenues, when and as the same shall become due and payable; and

(d) To fulfill the terms of any agreements made with the holders of such bonds and/or with any person in their behalf. Out of the revenues which may be received in excess of those required for the purposes specified in sub-paragraphs (a), (b), (c) and (d) above, the Board shall establish a reasonable depreciation and emergency fund, and retire (by purchase and cancellation or redemption) bonds issued under this Act, or apply the same to any corporate purpose. It is the intention of this Act that the rates and charges of the District shall not be in excess of what may be necessary to fulfill the obligations imposed upon it by this Act.

Nothing herein shall be construed as depriving the State of Oklahoma of its power to regulate and control fees and/or charges to be collected for the use of water, water connections, power, electric energy, or other services, provided, that the State of Oklahoma does hereby pledge to and agree with the purchasers and successive holders of the bonds issued hereunder that the State will not limit or alter the power hereby vested in the District to establish and collect such fees and charges as will produce revenues sufficient to pay the items specified in sub-paragraphs (a), (b), (c) and (d) of this Section 8, or in any way to impair the rights or remedies of the holders of the bonds, or of any person in their behalf, until the bonds, together with the interest thereon, with interest on unpaid installments of interest and all costs and expenses in connection with any action or proceedings by or on behalf of the bond holders and all other obligations of the District in connection with such bonds are fully met and discharged.

Section 9. Any and every indebtedness, liability, or obligation of the District, for the payment of money, however entered into or incurred, and whether arising from contract, implied contract, or otherwise, shall be payable solely (1) out of the revenues received by the District in respect of its properties, subject to any prior lien thereon



conferred by any resolution or resolutions theretofore adopted as in this Act provided, authorizing the issuance of bonds or (2), if the Board shall so determine, out of the proceeds of sale by the District of bonds payable solely from such revenues.

SECTION 10. The District shall have power and is hereby authorized to issue from time to time, bonds as herein authorized, for any corporate purpose, not to exceed Fifteen Million (\$15,000,000) Dollars in aggregate principal amount. Any additional amount of bonds must be authorized by an Act of the Legislature. Such bonds may either be (1) sold for cash, at public or private sale, at such price or prices as the Board shall determine, provided that the interest cost of the money received therefor, computed to maturity in accordance with standard bond tables in general use by banks and insurance companies, shall not exceed six per centum per annum, or (2) may be issued on such terms as the Board shall determine in exchange for property of any kind, real, personal, or mixed, or any interest therein which the Board shall deem necessary or convenient for any such corporate purpose, or (3) may be issued in exchange for like principal amounts of other obligations of the District, matured or unmatured. The proceeds of sale of such bonds shall be deposited in such bank or banks or trust company or trust companies, and shall be paid out pursuant to such terms and conditions, as may be agreed upon between the District and the purchasers of such bonds. All such bonds shall be authorized by resolution or resolutions of the Board concurred in by at least five of the members thereof, and shall bear such date or dates, mature at such time or times, bear interest at such rate or rates (not exceeding six per centum (6%) per annum) payable annually or semi-annually, be in such denominations, be in such form, either coupon or registered, carry such registration privileges as to principal only or as to both principal and interest, and as to exchange of coupon bonds for registered bonds or vice versa, and exchange of bonds of one denomination for bonds of other denominations, be executed in such manner and be payable at such place or places within or without the State of Oklahoma, as such resolution or resolutions may provide. Any resolution or resolutions authorizing any bonds may contain provisions, which shall be part of the contract between the District and the holders thereof from time to time (a) reserving the right to redeem such bonds at such time or times in such amounts and at such prices, not exceeding one hundred and five per centum of the principal amount thereof, plus accrued interest, as may be provided, (b) providing for the setting aside of sinking funds or reserve funds and the regulation and disposition thereof, (c) pledging to secure the payment of the principal of and interest on such bonds and of the sinking fund or reserve fund payment agreed to be made in respect of such bonds all or any part of the gross or net revenues thereafter received by the District in respect of the property, real, personal or mixed, to be acquired and/or constructed with such bonds or the proceeds thereof, or all or any part of the gross or net revenues thereafter received by the District from whatever source derived, (d) prescribing the purposes to which such bonds or any bonds thereafter to be issued, or the proceeds thereof, may be applied, (e) agreeing to fix and collect rates and charges sufficient to produce revenues adequate to pay the items specified in Subdivisions (a), (b), (c) and (d) of Section 8

thereof, and prescribing the use and disposition of all revenues, (f) prescribing limitations upon the issuance of additional bonds and upon the agreements which may be made with the purchasers and successive holders thereof, (g) with regard to the construction, extension, improvement, reconstruction, operation, maintenance and repair of the properties of the District and carrying of insurance upon all or any part of said properties covering loss or damage or loss of use and occupancy resulting from specified risks, (h) fixing the procedure, if any, by which, if the District shall so desire, the terms of any contract with the holders of such bonds may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given, (i) for the execution and delivery by the District to a bank or trust company authorized by law to accept trusts, or to the United States of America or any officer or agency thereof, of indentures and agreements for the benefit of the holders of such bonds setting forth any or all of the agreements herein authorized to be made with or from the the benefit of the holders of such bonds and such other provisions as may be customary in such indentures or agreements; and (j) such other provisions, not inconsistent with the provisions of the Act, as the Board may approve.

Any such resolution and any indenture or agreement entered into pursuant thereto may provide that in the event that (a) Default shall be made in the payment of the interest on any or all bonds when and as the same shall become due and payable, or (b) Default shall be made in the payment of the principal of any or all bonds when and as the same shall become due and payable, whether at the maturity thereof, by call for redemption or otherwise, or (c) Default shall be made in the performance of any agreement made with the purchasers or successive holders of any bonds, and such default shall have continued such period, if any, as may be prescribed by said resolution in respect thereof, the trustee under the indenture or indentures entered into in respect of the bonds authorized thereby, or, if there shall be no such indenture, a trustee appointed in the manner provided in such resolution of resolutions by the holders of twenty-five per centum in aggregate principal amount of the bonds authorized thereby and at the time outstanding may, and upon the written request of the holders of twenty-five per centum in aggregate principal amount of the bonds authorized by such resolution or resolutions at the time outstanding, shall, in his or its own name, but for the equal and proportionate benefit of the holders of all of such bonds, and with or without having possession thereof;

(1) By mandamus or other suit, action or proceeding at law or in equity, enforce all rights of the holders of such bonds.

(2) Bring suit upon such bonds and/or the appurtenant coupons,

(3) By action or suit in equity, require the district to account as if it were the trustee of an express trust for the bondholders,

(4) By action or suit in equity, enjoin any acts or things which may be unlawful or in violation of the rights of the holders of such bonds, and/or,



(5) After such notice to the District as such resolution may provide, declare the principal of all of such bonds due and payable, and if all defaults shall have been made good, then with the written consent of the holder or holders of twenty-five per centum in aggregate principal amount of such bonds at the time outstanding, annul such declaration and its consequence; provided, however, that the holders of more than a majority in principal amount of the bonds authorized thereby and at the time outstanding by instrument or instruments in writing delivered to such trustee have the right to direct and control any and all action taken or to be taken by such trustee under this paragraph. Any such resolution, indenture or agreement may provide that in any such suit, action, or proceeding, any such trustee, whether or not all of such bonds shall have been declared due and payable, and with or without possession of any thereof, shall be entitled as of right to the appointment of a receiver who may enter and take possession of all or any part of the properties of the District and operate and maintain the same, and fix, collect, and receive rates and charges sufficient to provide revenues adequate to pay the items set forth in subparagraphs (a), (b), (c) and (d), of Section 8 hereof, and the costs and disbursements of such suit, action, or proceeding, and to apply such revenues in conformity with the provisions of this Act and the resolution or resolutions authorizing such bonds. In any suit, action, or proceedings by any such trustee, the reasonable fees, counsel fees and expenses of such trustee and of the receiver or receivers, if any, shall constitute taxable disbursements and all costs and disbursements, and all cost and disbursements allowed by the court shall be a first charge upon any revenues pledged to secure the payment of such bonds. Subject to the provisions of the Constitution of the State of Oklahoma, the courts of the county of Craig, or other county wherein the domicile may be situated, shall have jurisdiction of any such suit, action, or proceeding by any such trustee on behalf of the bondholders and of all property involved therein. In addition to the powers hereinabove specifically provided for, each such trustee shall have and possess all powers necessary or appropriate for the exercise of any thereof, or incident to the general representation of the bondholders in the enforcement of their rights.

Before any bonds shall be sold by the District, a certified copy of the proceedings for the issuance thereof, including the form of such bonds, together with any other information which the Attorney General, of the State of Oklahoma may require, and shall be submitted to the Attorney General, and if he shall find that such bonds have been issued in accordance with law, and if he shall approve such bonds, he shall execute a certificate to that effect which shall be filed in the office of the Auditor of the State of Oklahoma and be recorded in a record kept of that purpose. No bonds shall be issued until the same shall have been registered by the Auditor, who shall so register the same if the Attorney General shall have filed with the Auditor his certificate approving the bonds and the proceedings for the issuance thereof as hereinabove provided. All bonds approved by the Attorney General as aforesaid, and registered by the Auditor as aforesaid, and issued in accordance with the proceedings so approved shall be valid and binding obligations of the District and shall be incontestable for any cause from and after the time of such registration.



SECTION 11. All bonds issued by the District pursuant to the provisions of this Act shall constitute negotiable instruments within the meaning of the Negotiable Instruments Law.

SECTION 12. The District may, but without intending by this provisions to limit any powers of the District as granted to it by this Act, enter into and carry out such contract, or establish or comply with such rules and regulations concerning labor and materials and other related matters in connection with any project or projects as the District may deem desirable or as may be requested by the United States of America, or any corporation or agency created, designated or established thereby, which may assist in the financing of any such project or projects. The District shall have the authority to request engineering aid of the Corps of Engineers of the United States Army, the Federal Power Commission, or any other Federal agency, in the designing and construction of any project authorized under the terms of this Act and to use such aid, if and when offered, and to pay any reasonable cost therefor.

SECTION 13. The District shall have power out of any funds available therefor to purchase any bonds issued by it at a price not exceeding the redemption price applicable at the time of such purchase or if such bonds shall not be redeemable, at a price not exceeding the principal amount thereof plus accrued interest. All bonds so purchased shall be cancelled and no bonds shall ever be issued in lieu thereof.

SECTION 14. Nothing in this Act shall be construed as authorizing the District and it shall not be authorized to mortgage or otherwise encumber any of its property of any kind, real, personal or mixed, or any interest therein, or to acquire any such property or interest subject to a mortgage or conditional sale, provided that this section shall not be construed as preventing the pledging of the revenues of the District as herein authorized. Nothing in this Act shall be construed as authorizing the sale, lease, or other disposition of any such property or interest of the District by the District, or any receiver of any of its properties or through any court proceeding or otherwise, provided, however, that the District may sell for cash any such property or interest in an aggregate value not exceeding the sum of Fifty Thousand (\$50,000) Dollars in any one year if the Board, by the affirmative vote of six of the members thereof shall have determined that the same is not necessary or convenient to the business of the District and shall have approved the terms of any such sale, it being the intention of this Act that except by sale as in this section expressly authorized, no such property or interest shall ever come into the ownership or control, directly or indirectly, of any person, firm, or corporation other than a public authority created under the laws of the State of Oklahoma. All property of the District shall be at all times exempted from forced sale, and nothing in this Act contained shall authorize the sale of any of the property of the District under any judgment rendered in any suit, and such sales are hereby prohibited and forbidden.

Section 15. The District shall not prevent free public use of its lands for reservation purposes and for hunting and fishing except at

such points where, in the opinion of the Directors, such use would interfere with the proper conduct of the business.

All public rights of way now traversing the areas to be flooded by the impounded waters shall remain open as a way of free public passage to and from the lakes created, and no charge shall ever be made to the public for right to engage in hunting, fishing, boating or swimming thereon.

The District shall, within one year, acquire by purchase or otherwise, two (2) strips of land, each to be at least one-fourth (1-4) mile in length along the shore line, sufficiently wide and so located that a shore road may be built thereon, which shall be connected with a public highway. Said strips shall be on different sides of said Pensacola Dam, one near the dam and the other near the headwaters. After acquiring said strips the Grand River Authority shall assign the same to the State of Oklahoma for park purposes, and the same shall be under the supervision and control of the State Conservation Commission, who shall keep said strips of land open to the public, without charge, so that the public in general may have access to the reservoir.

Upon it being called to the attention of the Attorney General of Oklahoma by any citizen of Oklahoma, that this section has not been complied with, it shall be the duty of the Attorney General of Oklahoma to institute the proper legal proceedings to require said District, or their successors, to comply with the provisions of this section.

Provided, that if any of the land owned by the District bordering the lakes to be created under the authority of this Act be sold by the District, the District shall retain in each trust a strip twenty (20) feet wide abutting the high water line of the lake for the purpose of passage and use by the public for public sports and amusements, provided, further, however, that this provision shall not apply to any sales of land by the District to any State or Federal agency to be used for game or fish sanctuaries, preserves, or for propagation purposes.

**SECTION 16.** All bonds and the interest thereon issued pursuant to the provisions of this Act shall be exempt from taxation (except inheritance taxes) by the State of Oklahoma or by any municipal corporation, county or other political subdivision or taxing district of the state.

**SECTION 17.** This Act without reference to other statutes of the State of Oklahoma shall constitute full authority for the authorization and issuance of bonds, hereunder, and no other Act or law with regard to the authorization or issuance of obligations or the deposit of the proceeds thereof, or in any way impeding or restricting the carrying out of the acts herein authorized to be done shall be construed as applying to any proceedings taken hereunder or acts done pursuant hereto.

SECTION 18. This Act and all of the terms and provisions hereof shall be liberally construed to effectuate the purposes set forth herein.

SECTION 19. If any provision of this Act or the application thereof to any person or circumstance shall be held to be invalid, the remainder of the Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

SECTION 20. This Act may be cited as the Grand River Dam Authority Act.

SECTION 21. The terms of this Act, and the authority herein created shall expire on the 1st day of July, 1937, unless some part of the project set forth herein has been commenced by said date, otherwise to be in full force and effect.

Senator Stewart moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 395 and ask for a conference thereon.

Senator Rorschach moved to table the Stewart motion.

Senator Stewart raised a point of order against the Rorschach motion, which was sustained, stating it followed discussion.

Senator Nance moved to table the Stewart motion, which motion prevailed.

Senator Stewart served notice that he would, on some future legislative day, move to reconsider the vote by which his motion was tabled.

Senator Nance moved the adoption of Engrossed House Amendments to Engrossed Senate Bill No. 395, the bill to be printed, as amended, and vote thereon deferred until the next legislative day.

Senator Nance asked unanimous consent, which was granted, to defer further consideration of Engrossed Senate Bill No. 395, as amended by the Honorable House until 4:00 p. m., this day.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 64—By COMMITTEE ON DEPARTMENTAL REGULATIONS,

An Act creating the Oklahoma State Planning Board and prescribing its powers and duties and relating to the natural, agricultural, industrial and human resources of the State; providing for a survey thereof, together with plans and programs for the conservation and better utilization of these resources and long-term coordinated



planning and programming of public works; making an appropriation therefor; providing that the provisions of said Act are severable, and declaring an emergency.

ENROLLED SENATE BILL NO. 39—By BROADDUS, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS,

An Act relating to the Oklahoma Historical Society, its powers, duties, its board of directors, officers and employees, their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and records in its custody, charges therefor, and declaring an emergency.

ENROLLED SENATE BILL NO. 244—By RORSCHACH of the Senate, and DAVIS of the House,

An Act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this State for public works projects, and declaring an emergency,

and to advise you and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 39, 64 and 244 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 129—By NICHOLS,

An Act making an appropriation to pay ex-Governor William H. Murray money to which he is entitled under the law, and declaring an emergency.

ENROLLED SENATE BILL NO. 38—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS,

An Act providing for the officers and employees of the Oklahoma Historical Society and fixing their compensation.

ENROLLED SENATE BILL NO. 35—By PAUL, BURNS, BUSHYHEAD, CARMACK, CURNUTT, FIDLER, FISCHL, GARVIN, JOHNSTON, JONES, LOWRANCE, MacDONALD, RAY, RINEHART, RITZ-

HAUPT, RORSCHACH, SPENCER, TAYLOR, TIMMONS and WILLIS of the Senate, and DOTY, STANDRIDGE, ROBERTS, REED and FREEMAN of the House,

An Act amending Section 8936 and Section 8943, Oklahoma Statutes, 1931, relating to bounties and crows and other birds and predatory animals, authorizing the Board of County Commissioners to include in their annual estimate and the County Excise Board to levy for and appropriate the sum, to be used to pay bounties on crows and other birds and predatory animals; and providing for an appropriation out of the State General Revenue Fund to the credit of the Fish and Game Department not otherwise appropriated, the sum of Fifteen Thousand (\$15,000.00) Dollars, for the fiscal year ending June 30, 1936, and Fifteen Thousand (\$15,000.00) Dollars for the fiscal year ending June 30, 1937; providing that the State Game and Fish Department shall appropriate, out of said funds, to each county of the State, on request, a sum not to exceed Four Hundred (\$400.00) Dollars; prescribing the penalty for the violation of the terms of this Act, and declaring an emergency,

and to advise you, and through you the Honorable Senate that the same have been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 35, 38 and 129 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 172—By WILBANKS,

An Act amending Section 1, Chapter 112, Oklahoma Session Laws, 1933, relating to unlawful discriminations and unfair competition in the purchase or sale of commodities of general use, in the rendering of service to the public, and in the sale or furnishing of advertising, advertising service or space for advertisements in publications, fixing penalty for violation, 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 signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 172 was ordered referred to the Governor, for consideration.

## COMMITTEE REPORTS

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 119 correctly engrossed, and Senate Resolutions Nos. 22 and 23, correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 119, as amended, and ordered the bill returned to the Honorable House.

Senator Jones presiding.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 22 and ordered the same transmitted to the Secretary of State.

President Berry presiding.

The President, in open session, signed Enrolled Senate Resolution No. 23 and ordered the same transmitted to the Secretary of State.

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 Engrossed House Bill No. 213, by Carmichael and Roberts of the House, and Spencer of the Senate, entitled:

An Act amending Section 9455, Oklahoma Statutes, 1931, requiring certain rental contracts to be in writing, 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.

CURNUTT, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Engrossed House Bill No. 274, by Kerr, entitled:

An Act relating to Chapter 133, Oklahoma Session Laws, 1933, providing that said Chapter shall hereinafter be designated the "Oklahoma Oil and Gas Conservation Act," changing the designation of certain officers named therein and of the fund thereof; abolishing certain positions in the "Bureau for the Conservation of Oil and Gas" and providing that the remaining positions in said Bureau be placed under the supervision and control of the "Conservation Officer" mentioned in this Act and be paid from the "Conservation Fund" named therein rather than from the General Revenue Fund of the State; placing the Well Log Division of the Corporation Commission under the supervision and control of said Conservation Officer and providing that fees collected thereby be paid into said Conservation Fund; creating certain positions in said division and providing that the



salaries fixed therefor be paid from said Conservation 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 as amended.

GARVIN, Chairman.

### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 413—By NICHOLS, GARVIN and COMMONS of the Senate, and COE, GIBBONS, THORNTON, PHILLIPS, WELCH and SINGLETON of the House—An Act amending Section 11551, Oklahoma Statutes of 1931, granting the right of eminent domain and use of the highways of Oklahoma for certain purposes, and declaring an emergency.

### SECOND READING

The following bills were read for the second time and ordered referred to the Committees indicated:

ENGROSSED HOUSE BILL NO. 179—By DAVIS—Senator Burns asked unanimous consent, which was granted, that House Bill No. 179 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 180—By DAVIS—Referred to Committee on Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 430—By O'DELL—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 591—By GIBBONS, CAR-MICHAEL, SINGLETON and MUNSON—Referred to Committee on Oil and Gas.

### GENERAL ORDER

Upon motions of Senator Fischl, HOUSE BILLS NOS. 357, by Davis, 449, by Stokes, and 503, by Davis, were advanced to engrossment and third reading.

Upon motions of Senator Hutchinson, SENATE BILL NO. 328, by Hutchinson, and HOUSE BILL NO. 555, by Munson, were advanced to engrossment and third reading.

Senator Taylor moved that SENATE BILL NO. 134, by Ray, Lowrance, et al., be advanced to engrossment and third reading, which motion failed of adoption.

The President declared the Senate at ease until 4:00 p. m.

At 4:00 p. m., the Senate reassembled with the President presiding.

President Pro Tempore Briggs presiding.

Senator Nance moved that the Senate work under a call of the House, which motion prevailed.

Upon roll call, the following members were noted absent: Senators Albright, Carlile, Commons, King, MacDonald, Ray, Rinehart, Sowards, Stewart, Taylor, Thomas, Waldrep and Whitaker.

The Sergeant-at-Arms was instructed to notify all absent members to come into the Senate Chamber.

Senator Chamberlin sent up the following motion, which was adopted:

Mr. President: I move to amend the permanent rules of the Senate as follows: "After the call of the Senate has been ordered and roll call taken to determine those present or absent, any Senator who is shown "present" on said "call of the Senate roll call" or thereafter recorded "present," shall on any subsequent roll call on any question during the call of the Senate be recorded as voting "no," if such Senator fails to vote thereon, unless such Senator has been "excused," by consent of the Senate, shown in the Journal."

#### CHAMBERLIN.

Senator Commons asked to be recorded "present," which was the order.

Senator Chamberlin asked unanimous consent, which was granted, that Senator Carmack be added as an additional Conferee under HOUSE BILL NO. 564, by Phillips of Okfuskee, Coe and Eason.

Senator Nance asked unanimous consent, which was granted, that Senator Chamberlin be designated as Vice-Chairman of the Committee on Constitution and Constitutional Amendments.

Senators Carlile, Thomas, Whitaker, King, Sowards, Taylor, Stewart, Albright and Rinehart, asked to be recorded "present," which was the order.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and

through you the Honorable Senate, that the Acting Speaker of the House has appointed as additional Members of the Committee to consider:

ENGROSSED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER,

An Act amending Sections 12527, 12535 and 12536, Oklahoma Statutes, 1931, levying an excise tax on gasoline; providing for the apportionment of the revenue derived from the Excise Tax on gasoline; creating a Rural Highway Improvement Fund,

the following named Representatives: Brewer and Pugh.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 355—By GIBBONS,

An Act regulating the use of roads and highways by motor vehicles, providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before the same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries of said employees; prescribing the duties of such employees; providing penalties for violation hereof; amending Section 12304 of the Oklahoma Statutes of 1931, as amended by Section Two (2), Chapter 200 of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma approved June 27, 1933, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Reports thereon, and the Conference Committee Substitute therefor, and to advise you and through you the Honorable Senate, that the **Conference** Committee Substitute has been adopted, and the Bill passed, as amended, by such Substitute.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 355 was read, as follows:

Mr. President: We, your Special Conference Committee, to whom



was referred Conference Committee Substitute for Engrossed House Bill No. 355, entitled:

An Act regulating the use of Roads and Highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before the same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries of said employees; prescribing the duties of such employees; providing penalties for violation hereof; amending Section 12304 of the Oklahoma Statutes of 1931, as amended by Section Two (2), Chapter 200 of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma, approved June 27, 1933, 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.

PAUL, Chairman,  
Senate Conferees.

GIBBONS, Chairman,  
House Conferees.

LARASON,  
BROWN,  
ABERNATHY (Pott.),  
MUNGER,  
SKINNER,  
GREGORY.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED  
HOUSE BILL NO. 355.

AN ACT REGULATING THE USE OF ROADS AND HIGHWAYS BY MOTOR VEHICLES; PROVIDING FOR THE ESTABLISHMENT, OPERATION AND MAINTENANCE OF PORTS OF ENTRY IN THE STATE OF OKLAHOMA; PRESCRIBING CERTAIN CONDITIONS THAT MUST BE MET BY MOTOR CARRIERS AND OPERATORS THEREOF BEFORE SAME SHALL BE ALLOWED TO PROCEED IN THIS STATE; PROVIDING FOR EMPLOYEES NECESSARY TO OPERATE SUCH PORTS OF ENTRY AND FIXING THE SALARIES OF SAID EMPLOYEES; PRESCRIBING THE DUTIES OF SUCH EMPLOYEES; PROVIDING PENALTIES FOR VIOLATION HEREOF; AMENDING SECTION 12304 OF THE OKLAHOMA STATUTES OF 1931, AS AMENDED BY SECTION TWO (2), CHAPTER 200 OF THE SESSION LAWS OF 1933, EXTRAORDINARY SESSION OF THE FOURTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, APPROVED JUNE 27, 1933, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. The Oklahoma Tax Commission of the State of Oklahoma is hereby authorized and directed to designate a sufficient number of highways entering the State of Oklahoma as port of entry highways. Such number of highways so designated shall be sufficient in number as to reasonably meet the needs and requirements of persons, firms, or corporations operating or causing to be operated motor vehicles as "motor carriers" as defined by Section One (1) of Chapter 156 of the Session Laws of 1933, or by any other law of this State; such highways so designated to be highways which are commonly used by persons entering the State of Oklahoma from points without and beyond the boundaries of the State of Oklahoma. The Oklahoma Tax Commission may establish a Primary Registration Office on each of said designated highways at a suitable place. Each place where such a Primary Registration Station Office is located is hereby designated a port of entry. Such Primary Registration Stations or ports of entry shall not be less than twenty-five (25) or more than fifty (50) in number. In addition to those Primary Registration Stations or ports of entry, the Oklahoma Tax Commission may establish such secondary registration stations or secondary ports of entry, on such other roads and highways where Primary Registration Stations or ports of entry are not established, as shall be deemed necessary by the Oklahoma Tax Commission. Inspection and Registration service shall be maintained at all Primary Registration Stations and Secondary Registration Stations. No such motor vehicle shall be permitted to be brought into or taken from this State except at such designated ports of entry or secondary ports of entry. Each person operating such motor vehicle shall report at a Primary Registration Station or at a Secondary Registration Station, and there register and otherwise comply with the provisions of this Act.

SECTION 2. (a) The Oklahoma Tax Commission shall appoint and maintain, subject to removal at its will, a Chief Inspector and not to exceed two assistant inspectors at each such Primary Registration Station and they shall have charge of said Station and conduct same in accordance with the provisions of this Act and with such orders and regulations as may be prescribed by the Oklahoma Tax Commission, not inconsistent with the provisions hereof. The Oklahoma Tax Commission shall appoint, subject to removal at its will, an inspector at each Secondary Registration Station and they shall have charge of said Station and conduct same in accordance with the provisions of this Act and with such orders and regulations as may be prescribed by the Oklahoma Tax Commission not inconsistent with the provisions hereof; each such Chief Inspector shall be paid a salary at the rate of not to exceed One Hundred Fifty (\$150.00) Dollars, per month and each Assistant Inspector at Primary Registration Stations shall be paid a salary at the rate of not to exceed One Hundred (\$100.00) Dollars, per month; and each Inspector appointed to operate a Secondary Registration Station shall be paid a salary at the rate of not to exceed Fifty (\$50.00) Dollars per month. Said salaries to be paid out of the Oklahoma Tax Commission Fund.

It shall be the duty of the Motor License Agents of the Oklahoma Tax Commission located in the counties in which ports of entry are established, when so directed by the Oklahoma Tax Commission, to maintain facilities for the proper registration of motor



vehicles at all such Registration Stations. Provided, that it shall be optional with the Oklahoma Tax Commission to designate any of its Motor Vehicle License Agents to perform any of the duties herein authorized and, in which event any such agent shall receive as additional compensation for such additional services not more than fifty (50%) per centum of the salary herein authorized to be paid.

Any such Chief Inspector, Assistant Inspector or Inspector who shall knowingly and wilfully permit any violations of this Act, or who shall aid any motor carrier in violating this Act, or who shall accept compensation or favors from any motor carrier, shall be deemed guilty of a misdemeanor and punished in accordance with the provisions of this Act.

(b) Whenever any person operating a motor carrier vehicle as aforesaid arrives at any primary registration station or secondary registration station, he shall stop and report at the same. Thereupon and upon record books, sheets or cards to be furnished by the Oklahoma Tax Commission, he shall register. In so registering he shall, if he is just entering the State from another state, state the kind of vehicle he is operating, the motor number and license number or numbers thereof; the name, address and occupation of the owner, operator and driver of the vehicle, the point of origin of the cargo, if any, being transported and a definite description thereof, together with the name and address of the owner thereof at that time, the ultimate destination of any such cargo, the route to be traveled within the boundaries of the State of Oklahoma, a statement of the number of taxable miles to be covered and the nature, amount and coverage of all insurance carried upon said vehicle and cargo. If said motor carrier vehicle in departing from the State of Oklahoma into another State, then the operator thereof shall, upon record books, sheets and cards to be furnished for that purpose by the Oklahoma Tax Commission, list the amount of taxable miles covered by said motor vehicle in the State of Oklahoma since it was last reported, and such other information as may be required by rules and regulations of the Oklahoma Tax Commission in regard thereto.

(c) Said operator of said motor carrier vehicle entering the State from another State at a Primary Registration Station or a Secondary Registration Station, shall present to the Inspector in charge of said Station, evidence, in such form as may be prescribed by rules and regulations to be promulgated by the Oklahoma Tax Commission, that he has complied with all the laws of the State of Oklahoma relative to the operation of motor vehicles within the State of Oklahoma, and with all of the rules and regulations of the Corporation Commission and of the Oklahoma Tax Commission in regard to the operation of motor vehicles within this State.

(d) If any motor carrier transport a cargo of gasoline into the State for sale or delivery therein, the operator thereof shall pay the gasoline excise tax on said cargo of gasoline, levied by Section 12536, Oklahoma Statutes, 1931, as amended, or as the same may be hereafter amended, before said motor carrier shall be allowed to proceed into this State.



(e) In event the operator of such motor vehicle fully complies with the requirements of this Act, the inspector of the registration station shall issue to him a clearance certificate in accordance with the provisions of this Act, and said motor carrier may then proceed upon the highways of the State. Said Clearance Certificate shall contain such information as may be prescribed by rules and regulations of the Oklahoma Tax Commission. In event such operator of such vehicle entering this State fails to comply with any of the requirements of this Act, he shall not be permitted to proceed further with said motor vehicle in the State of Oklahoma until such requirements shall have been met, and in event he does so proceed or attempt to proceed, except to remove his vehicle from the State over the shortest route, he shall be deemed guilty of a misdemeanor and the inspector at said Registration Station or any peace officer shall have the authority to arrest him therefor and proceed in accordance with the laws of the State of Oklahoma.

(f) Any owner, operator or driver of any such motor vehicle who shall write upon said registration card any false statement shall be deemed guilty of a misdemeanor, and punished in accordance with the provisions of this Act.

(g) Any operator of any motor vehicle subject to the terms hereof, operating upon the highways of the State of Oklahoma, who shall have entered this State from beyond its boundaries who does not have in his possession a valid Clearance Certificate as provided by this Act, shall be deemed guilty of a misdemeanor and shall be punished in accordance with the provisions of this Act.

(g) Any operator of any motor vehicle subject to the terms hereof, departing from this State shall surrender any Clearance Certificate or Certificates in his possession at the last Primary Registration Station or Secondary Registration Station he shall pass before leaving the State. Failure to do so shall constitute a violation of this Act, and shall be punished in accordance with the provisions of this Act.

Section 3. It is hereby made the duty of the Oklahoma Tax Commission of Oklahoma to furnish all books, records, sheets, cards and other equipment necessary for the maintenance of the Primary Registration Stations and Secondary Registration Stations and to adopt and promulgate suitable rules and regulations for the administration of this Act.

When the inspector issues a Clearance Certificate as hereinbefore provided, he shall prepare the same in triplicate. The original thereof, duly signed by the Inspector, shall be delivered to the motor carrier operator to whom it is issued, one copy thereof shall be retained in the office of said Primary Registration Station or Secondary Registration Station, and a copy thereof transmitted daily with the Inspector's report to the Oklahoma Tax Commission as herein provided.

Section 4. Every such motor carrier or other person, referred to herein, who shall violate any of the provisions of this Act shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not less than Twenty-five (\$25.00) Dollars and not

exceeding One Hundred (\$100.00) Dollars, or imprisonment in the county jail for a period not exceeding thirty (30) days or by both such fine and imprisonment.

Section 5. That Section 12304 of the Oklahoma Statutes, 1931, as amended by Section Two (2) of Chapter 200, of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma, approved June 23, 1933, be, and the same is hereby amended to read as follows:

"Section 12304. All motor vehicle license fees and taxes, levied by any law of the State, and which it is made the duty of the Oklahoma Tax Commission to ascertain, compute and collect, shall be paid to the State Treasurer, as provided by law.

"Ninety (90%) per centum of such moneys shall be apportioned as provided by existing law; and ten (10%) per centum thereof shall be placed to the credit of the 'Oklahoma Tax Commission Fund.'

"Said Oklahoma Tax Commission shall appoint such employees, and incur such other expense as may be necessary to ascertain, compute and collect such license fees and taxes, and to enforce the provisions of this Act relating to Motor Vehicle License refunds; and any and all expenses necessarily incurred by the Oklahoma Tax Commission in the discharge of any duty imposed upon it by existing laws of the State of Oklahoma shall be paid out of said fund; and upon the presentation of itemized and verified claims therefor, approved by said Commission, the State Auditor shall draw his warrants therefor, upon the State Treasury and the same shall be paid out of said 'Oklahoma Tax Commission Fund;' and said fund, or so much thereof as may be necessary, is hereby appropriated therefor."

Section 6. It is hereby declared to be the intent of the Legislature to enact each section, paragraph and clause of this statute independent of every other section, paragraph, or clause contained herein, and should the Supreme Court or any other court of competent jurisdiction hold any section, paragraph, or clause of this Act to be unconstitutional, such decision shall not affect or impair the validity of the remaining section or sections, paragraph or paragraphs, clause or clauses.

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 whereof this Act shall take effect and be in full force from and after its passage and approval.

Senator Paul moved the adoption of Conference Committee Report on House Bill No. 355.

Senator Ivester, as a substitute, moved that the Senate reject the Conference Committee Report on Engrossed House Bill No. 355 and ask for a further conference, the Senate Conferees to be instructed to write into the bill a Special Permit Law along the lines of the Kansas

Special Permit Law, which motion was tabled, upon motion of Senator Commons.

Upon motion of Senator Garvin, the previous question was ordered.

The vote occurring on the Paul motion, it was declared adopted.

House Bill No. 355, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:				
Albright,	Curnutt,	Jones,	Rinehart,	Timmons,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadbuss,	Fidler,	Logan,	Rorschach,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis,
Bushyhead,	Garvin,	Nance,	Spencer,	Wright.
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Hill,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 37.

NAY:			
Chamberlin,	Hutchinson,	Ivester.	Total, 3.

EXCUSED:			
Howsley,	MacDonald,	Ray.	Total, 3.

NOT VOTING:	
Waldrep.	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:

AYE:				
Albright,	Curnutt,	Jones,	Rinehart,	Timmons,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadbuss,	Fidler,	Logan,	Rorschach,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis,
Bushyhead,	Garvin,	Nance,	Spencer,	Wright.
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Hill,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 37.

NAY:			
Chamberlin,	Hutchinson,	Ivester.	Total, 3.

EXCUSED:			
Howsley,	MacDonald,	Ray.	Total, 3.



## NOT VOTING:

Waldrep.          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. 355, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Referring further to ENGROSSED SENATE BILL NO. 395, as amended, by the Honorable House:

Senator Rorschach moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 395, and ask for a conference thereon, which motion prevailed, the President appointing as Senate Conferees thereunder, Senators Rorschach, Duffy, Stewart, Commons, Curnutt, Bushyhead and Nance.

Upon motion of Senator Nance, Senate Bill No. 395, as amended by the Honorable House, was ordered printed.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

## ENROLLED HOUSE BILL NO. 350—By BRUCE,

An Act authorizing the purchase of Cigarette Tax Stamps from the Oklahoma Tax Commission by wholesalers and jobbers of cigarettes at a discount of (3%) to compensate such wholesalers or jobbers for expenses necessarily incurred under the provisions of House Bill No. 361 of the Fifteenth Legislature; amending Section 22 of House Bill 361 of the Fifteenth Legislature as approved by the Governor on March 20, 1935, so as to extend the tax levied thereby to June 30, 1937, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 350 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

### SPECIAL COMMITTEE REPORT

Senator Commons submitted the following Special Committee Report, which was read:

Mr. President: We, your Special Committee appointed to redraft Engrossed House Bill No. 29 beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that the Committee Substitute do pass, the Committee Substitute being attached hereto.

COMMONS, Chairman.

ENGROSSED SENATE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER.

AN ACT AMENDING SECTIONS 12527, OKLAHOMA STATUTES, 1931, AS AMENDED BY SECTION 1, OF HOUSE BILL 416, CHAPTER 126, SESSION LAWS, 1933, AND BY SECTION 1, OF HOUSE BILL 38, PASSED BY THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, AS APPROVED BY THE GOVERNOR ON MARCH 9, 1935; AND 12536, O.S., 1931, AS AMENDED BY SECTION 2, OF HOUSE BILL 416, CHAPTER 126, SESSION LAWS, 1933, LEVYING A GASOLINE EXCISE TAX; PROVIDING FOR THE DISPOSITION OF THE REVENUES ARISING THEREFROM; AND PROVIDING FOR THE PAYMENT OF THE INDEBTEDNESS OF THE STATE REPRESENTED BY OUTSTANDING INTEREST BEARING WARRANTS, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. That Section 12527, Oklahoma Statutes, 1931, as amended by Section 1 of House Bill 416, Chapter 126, Session Laws, 1933, and by Section 1, of House Bill 38, passed by the Fifteenth Legislature of the State of Oklahoma, as approved by the Governor on March 9, 1935, be, and the same is amended to read as follows:

"Section 12527. There is hereby levied an excise tax of four (4c) cents per gallon upon the sale of each and every gallon of gasoline sold, or stored and distributed, or withdrawn from storage, within this State, for sale or other use, to be reported and collected as provided by law; provided, that *ninety-eight (98%) per centum* of the net gallonage reported for taxation after all deductions allowed by law have been made, shall be the basis used in the computation of the amount of tax due the State; provided, no gasoline shall be the basis of the gasoline excise tax hereby imposed, more than once; and such gasoline excise tax shall be computed and collected as provided by law."

Section 2. That Section 12536, Oklahoma Statutes, 1931, as amended by Section 2, of House Bill 416, Chapter 126, Session Laws, 1933, be, and the same is hereby amended to read as follows:

"Section 12536. Three cents (3c) of the gasoline excise tax

derived from each gallon of gasoline shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund, and which shall be expended as provided by law, under rules and regulations not inconsistent therewith, to be promulgated by the State Highway Commission; and that the said fund so deposited shall be expended: First, in the repair and maintenance of State highways heretofore or hereafter constructed, through the use of State funds, with or without Federal Aid, or the proceeds of county bonds issued in connection with State or Federal Aid; second, in the construction of a primary system of State Highways, which shall fairly serve all parts of the State, according to Chapter 48, of the Session Laws, 1923-1924; provided that from and after the passage and approval of this Act, an amount equal to fifteen (15%) per centum of the gasoline excise taxes collected, and required to be deposited to the credit of the State Highway Construction and Maintenance Fund, as hereinabove provided, shall be deposited in the State Treasury and placed to the credit of a special account, to be used exclusively for the payment of the indebtedness of the State represented by outstanding interest bearing State warrants or any other securities authorized by law and based upon such warrants, issued in payment of obligations incurred prior to July 1, 1933, until such indebtedness shall have been paid; and thereafter, all of such gasoline excise taxes shall be credited to the State Highway Construction and Maintenance Fund, for the uses and purposes hereinabove provided."

Section 3. That one (1c) cent of the gasoline tax derived from each gallon of gasoline shall be apportioned, by the State Highway Commission, to each county in the State, in the manner and for the uses and purposes provided in Section 12535, Oklahoma Statutes, 1931.

Section 4. 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 Waldrep asked to be recorded "present," which was the order.

Senator Commons moved the adoption of the Special Committee Report on House Bill No. 29.

Senator Chamberlin, as a substitute, moved that the Senate refuse to adopt the Special Committee Report on House Bill No. 29; that the Special Committee so appointed be instructed to redraft House Bill No. 29 so as to substitute, in lieu of the present provisions of said bill and in lieu of the Committee Report, adequate provisions making direct appropriations for the State Highway Maintenance and Construction Fund sufficient to enable the State Highway Commission to expend the Federal Funds coming into their hands under recent acts of Congress.

Upon motion of Senator Nichols, the previous question was ordered.



The vote occurring on the Chamberlin motion, it was declared failed of adoption.

The vote occurring on the Commons motion, it was declared adopted.

House Bill No. 29, as amended by the Special Committee, was read at length.

Upon motion of Senator Commons, House Bill No. 29, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 29, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

#### AYE:

Albright,	Duffy,	King,	Rorschach,	Whitaker,
Briggs,	Fidler,	Lowrance,	Sowards,	Wilbanks,
Burns,	Garvin,	Nance,	Spencer,	Willis,
Bushyhead,	George,	Nichols,	Stewart,	Wright.
Carlile,	Hill,	Paul,	Taylor,	
Carmack,	Hutchinson,	Pugh,	Thomas,	
Commons,	Johnston,	Rinehart,	Timmons,	
Curnutt,	Jones,	Ritzhaupt,	Waldrep,	Total, 36.

#### NAY:

Broadus,	Fischl,	Logan.
Chamberlin,	Ivester,	Total, 5.

#### EXCUSED:

Howsley,	MacDonald,	Ray.	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:

#### AYE:

Albright,	Duffy,	King,	Rorschach,	Whitaker,
Briggs,	Fidler,	Lowrance,	Sowards,	Wilbanks,
Burns,	Garvin,	Nance,	Spencer,	Willis,
Bushyhead,	George,	Nichols,	Stewart,	Wright.
Carlile,	Hill,	Paul,	Taylor,	
Carmack,	Hutchinson,	Pugh,	Thomas,	
Commons,	Johnston,	Rinehart,	Timmons,	
Curnutt,	Jones,	Ritzhaupt,	Waldrep,	Total, 36.

## NAY:

Broadbudds,	Fischl,	Logan.
Chamberlin,	Ivester,	Total, 5.

## EXCUSED:

Howsley,	MacDonald,	Ray.	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. 29 was ordered referred for engrossment.

Senator Fidler sent up the following explanation of his vote:

Mr. President: I would not vote to even make doubtful the payment of an obligation, but I feel there will be sufficient money in the Treasury to discharge the principal and interest on our Treasury notes now outstanding.

FIDLER.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 29 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 29, as amended, and ordered the bill returned to the Honorable House.

## GENERAL ORDER

SENATE BILL NO. 412, by Chamberlin, was taken up for consideration and read at length.

Upon motion of Senator Chamberlin, Senate Bill No. 412 was advanced to engrossment and third reading.

Upon motion of Senator Chamberlin, the rules of the Senate were suspended and Senate Bill No. 412 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 412 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Johnston,	Rinehart,	Timmons,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Waldrep,
Broadus,	Fidler,	King,	Rorschach,	Whitaker,
Burns,	Garvin,	Logan,	Sowards,	Wilbanks,
Bushyhead,	George,	Lowrance,	Spencer,	Willis,
Carlile,	Hill,	Nichols,	Stewart,	Wright.
Carmack,	Hutchinson,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	Total, 38.

NAY:

Commons,	Fischl,	Nance.	Total, 3.
----------	---------	--------	-----------

EXCUSED:

Howsley,	MacDonald,	Ray.	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:

AYE:

Albright,	Curnutt,	Johnston,	Rinehart,	Timmons,
Briggs,	Duffy,	Jones,	Ritzhaupt,	Waldrep,
Broadus,	Fidler,	King,	Rorschach,	Whitaker,
Burns,	Garvin,	Logan,	Sowards,	Wilbanks,
Bushyhead,	George,	Lowrance,	Spencer,	Willis,
Carlile,	Hill,	Nichols,	Stewart,	Wright.
Carmack,	Hutchinson,	Paul,	Taylor,	
Chamberlin,	Ivester,	Pugh,	Thomas,	Total, 38.

NAY:

Commons,	Fischl,	Nance.	Total, 3.
----------	---------	--------	-----------

EXCUSED:

Howsley,	MacDonald,	Ray.	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. 412 was ordered referred for engrossment.

Senator Stewart moved that the vote be reconsidered by which SENATE BILL NO. 193, by Stewart and Nance, failed of passage, which motion failed of adoption.

Senator Logan moved that the call of the House be lifted.

Senator Timmons, as a substitute, moved that the Senate proceed with the consideration of HOUSE BILL NO. 209, by Committee on Education.



Senator Logan raised a point of order against the Timmons motion, which was sustained, stating his motion took precedence.

The vote occurring on the Logan motion, it was declared failed of adoption.

By unanimous consent, HOUSE BILL NO. 209 was considered.

### THIRD READING

HOUSE BILL NO. 209 was read at length for the third time.

Senator Commons moved that further consideration of House Bill No. 209 be indefinitely postponed.

Senator Pugh, as a substitute, moved that further consideration of House Bill No. 209 be deferred until the next legislative day, which motion was tabled, upon motion of Senator Timmons.

Senator Timmons moved to table the Commons motion, which motion failed of adoption, the roll call therein being as follows:

#### AYE:

Bushyhead,	Fischl,	Hutchinson,	Stewart,	Waldrep,
Curnutt,	George,	Logan,	Taylor,	Wilbanks.
Fidler,	Hill,	Rinehart,	Timmons,	Total, 14.

#### NAY:

Albright,	Chamberlin,	Jones,	Pugh,	Whitaker,
Briggs,	Commons,	King,	Ritzhaupt,	Willis,
Broaddus,	Duffy,	Lowrance,	Rorschach,	Wright.
Burns,	Garvin,	Nance,	Sowards,	
Carlile,	Ivester,	Nichols,	Spencer,	
Carmack,	Johnston,	Paul,	Thomas,	Total, 27.

#### EXCUSED:

Howsley,	MacDonald,	Ray.	Total, 3.
----------	------------	------	-----------

The vote occurring on the Commons motion, it was declared adopted.

Senator Timmons moved that the vote be reconsidered by which further consideration of House Bill No. 209 was indefinitely postponed.

Senator Paul moved that the rules of the Senate be suspended for the purpose of reconsidering the vote by which House Bill No. 209 was indefinitely postponed, which motion failed of adoption.

HOUSE BILL NO. 437 was read at length for the third time.

Senator Nichols asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 437 by adding a

new section as the Emergency Section, and by amending the title thereto by adding the words, "AND DECLARING AN EMERGENCY."

NICHOLS.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:				
Albright,	Fidler,	Jones,	Ritzhaupt,	Waldrep,
Briggs,	Fischl,	King,	Rorschach,	Whitaker,
Broadus,	Garvin,	Logan,	Sowards,	Wilbanks,
Burns,	George,	Lowrance,	Spencer,	Willis,
Carlile,	Hill,	Nichols,	Stewart,	Wright.
Carmack,	Hutchinson,	Paul,	Taylor,	
Curnutt,	Ivester,	Pugh,	Thomas,	
Duffy,	Johnston,	Rinehart,	Timmons,	Total, 37.

NAY:			
Bushyhead,	Chamberlin,	Commons.	Total, 3.

EXCUSED:			
Howsley,	MacDonald,	Nance,	Ray. 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:

AYE:				
Albright,	Fidler,	Jones,	Ritzhaupt,	Waldrep,
Briggs,	Fischl,	King,	Rorschach,	Whitaker,
Broadus,	Garvin,	Logan,	Sowards,	Wilbanks,
Burns,	George,	Lowrance,	Spencer,	Willis,
Carlile,	Hill,	Nichols,	Stewart,	Wright.
Carmack,	Hutchinson,	Paul,	Taylor,	
Curnutt,	Ivester,	Pugh,	Thomas,	
Duffy,	Johnston,	Rinehart,	Timmons,	Total, 37.

NAY:			
Bushyhead,	Chamberlin,	Commons.	Total, 3.

EXCUSED:			
Howsley,	MacDonald,	Nance,	Ray. 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.

House Bill No. 437 was ordered referred for engrossment.

HOUSE BILL NO. 598 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Ivester,	Ritzhaupt,	Whitaker,
Briggs,	Curnutt,	Johnston,	Rorschach,	Wilbanks,
Broadus,	Duffy,	Jones,	Spencer,	Willis,
Burns,	Fischl,	King,	Stewart,	Wright.
Bushyhead,	George,	Logan,	Taylor,	
Carlile,	Hill,	Nichols,	Timmons,	
Chamberlin,	Hutchinson,	Pugh,	Waldrep,	Total, 32.

NAY:

Carmack,	Lowrance,	Rinehart,	Thomas.
Garvin,	Paul,	Sowards,	Total, 7.

EXCUSED:

Fidler,	MacDonald,	Ray.
Howsley,	Nance,	Total, 5.

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:

AYE:

Albright,	Commons,	Ivester,	Ritzhaupt,	Whitaker,
Briggs,	Curnutt,	Johnston,	Rorschach,	Wilbanks,
Broadus,	Duffy,	Jones,	Spencer,	Willis,
Burns,	Fischl,	King,	Stewart,	Wright.
Bushyhead,	George,	Logan,	Taylor,	
Carlile,	Hill,	Nichols,	Timmons,	
Chamberlin,	Hutchinson,	Pugh,	Waldrep,	Total, 32.

NAY:

Carmack,	Lowrance,	Rinehart,	Thomas.
Garvin,	Paul,	Sowards,	Total, 7.

EXCUSED:

Fidler,	MacDonald,	Ray.
Howsley,	Nance,	Total, 5.

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. 598, and ordered the same returned to the Honorable House.



GENERAL ORDER

By unanimous consent, House Bill No. 360 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE BILL NO. 360 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Chamberlin,	Jones,	Rinehart,	Waldrep,
Broaddus,	Duffy,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Bushyhead,	George,	Lowrance,	Sowards,	Willis,
Carlile,	Hill,	Nichols,	Spencer,	Wright,
Carmack,	Hutchinson,	Pugh,	Taylor,	Total, 29.

NAY:

Briggs,	Garvin,	Paul,	Timmons,
Commons,	Ivester,	Stewart,	
Curnutt,	Johnston,	Thomas,	Total, 10.

EXCUSED:

Fidler,	MacDonald,	Ray,
Howsley,	Nance,	Total, 5.

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. 360 was ordered referred for engrossment.

Senator Johnston moved that the vote be reconsidered by which House Bill No. 360 was passed.

MESSAGE

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 27—By  
HOLLIMAN and SINGLETON,

A Concurrent Resolution fixing the day and hour of sine die adjournment of the Regular Session of the Fifteenth Legislature of the State of Oklahoma,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

By unanimous consent, Engrossed House Concurrent Resolution No. 27 was taken up for immediate consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 27—By HOLLIMAN and SINGLETON.

A CONCURRENT RESOLUTION FIXING THE DAY AND HOUR OF THE SINE DIE ADJOURNMENT OF THE REGULAR SESSION OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, the time for the adjournment sine die of the Regular Session of the Fifteenth Legislature is now near at hand, and matters of legislation of vital importance have been considered during the Session; and

WHEREAS, the Constitution of the State of Oklahoma provides that one House cannot adjourn for more than three days without the consent of the other; and

WHEREAS, no hour for the final adjournment of the Regular Session of the Fifteenth Legislature of the State of Oklahoma has been specifically fixed in pursuance of said Constitutional provisions:

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the hour of Twelve o'clock Noon, April 30, 1935, be, and the same is hereby fixed as the hour and day of the final adjournment sine die of the Regular Session of the Fifteenth Legislature of the State of Oklahoma.

Upon motion of Senator Nichols, House Concurrent Resolution No. 27 was adopted.

The President Pro Tempore, in open session, signed Engrossed House Concurrent Resolution No. 27 and ordered the same returned to the Honorable House.

Upon motion of Senator Chamberlin, the Call of the House was ordered lifted.

THIRD READING

HOUSE BILL NO. 414 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Hutchinson,	Pugh,	Timmons,
Briggs,	Curnutt,	King,	Rinehart,	Waldrep,
Broadus,	Duffy,	Lowrance,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Johnston,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Jones,	Sowards,	Willis,
Carlile,	George,	Nichols,	Stewart,	Wright,
Carmack,	Hill,	Paul,	Taylor,	Total, 34.

NAY:

Chamberlin,	Logan,	Thomas.
Ivester,	Spencer,	Total, 5.

EXCUSED:

Fidler,	MacDonald,	Ray.
Howsley,	Nance,	Total, 5.

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:

AYE:

Albright,	Commons,	Hutchinson,	Pugh,	Timmons,
Briggs,	Curnutt,	Johnston,	Rinehart,	Waldrep,
Broadus,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	King,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Willis,
Carlile,	George,	Nichols,	Stewart,	Wright,
Carmack,	Hill,	Paul,	Taylor,	Total, 34.

NAY:

Chamberlin,	Logan,	Thomas.
Ivester,	Spencer,	Total, 5.

EXCUSED:

Fidler,	MacDonald,	Ray.
Howsley,	Nance,	Total, 5.

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. 414, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 459 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Chamberlin,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Commons,	King,	Rorschach,	Wright.
Broadus,	Garvin,	Logan,	Sowards,	
Burns,	George,	Lowrance,	Taylor,	
Bushyhead,	Hill,	Nance,	Thomas,	
Carlile,	Hutchinson,	Paul,	Timmons,	
Carmack,	Johnston,	Rinehart,	Waldrep,	Total, 30.

NAY:

Curnutt,	Pugh,	Whitaker,	
Nichols,	Stewart,	Willis,	Total, 6.

EXCUSED:

Fidler,	Howsley,	MacDonald,	Ray.	Total, 4.
---------	----------	------------	------	-----------

NOT VOTING:

Duffy,	Fischl,	Ivester,	Spencer.	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:

AYE:

Albright,	Chamberlin,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Commons,	King,	Rorschach,	Wright.
Broadus,	Garvin,	Logan,	Sowards,	
Burns,	George,	Lowrance,	Taylor,	
Bushyhead,	Hill,	Nance,	Thomas,	
Carlile,	Hutchinson,	Paul,	Timmons,	
Carmack,	Johnston,	Rinehart,	Waldrep,	Total, 30.

NAY:

Curnutt,	Pugh,	Whitaker,	
Nichols,	Stewart,	Willis.	Total, 6.

EXCUSED:

Fidler,	Howsley,	MacDonald,	Ray.	Total, 4.
---------	----------	------------	------	-----------

NOT VOTING:

Duffy,	Fischl,	Ivester,	Spencer.	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 President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 459, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

Upon motion of Senator Timmons, SENATE CONCURRENT RESOLUTION NO. 9 by Timmons, was ordered stricken from the Calendar.

Senator Nichols moved that a Special Committee be appointed, with instructions to ascertain information from the Honorable House, relative to ENGROSSED HOUSE BILL NO. 173, by Coe, et al., of the House, and Fidler, of the Senate, passed by the Senate, the Senate amendments having been concurred in by the House, which motion prevailed, the President Pro Tempore appointing as such Committee, Senators Willis, Nichols and King.

#### GENERAL ORDER

Upon motion of Senator Timmons, HOUSE BILL NO. 94, by Montgomery, et al., was advanced to engrossment and third reading.

Senator Curnutt asked unanimous consent, which was granted, to have HOUSE BILL NO. 431, by Holliman, of the House, and Curnutt, of the Senate, advanced to engrossment and third reading.

Upon motion of Senator Johnston, HOUSE BILL NO. 244, by Standridge and Hunt of Pittsburg, was advanced to engrossment and third reading.

Senator Nichols moved that, when the Senate adjourns today, it adjourn to meet under the rules, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 220--By COX, BAILEY, HOGG,

DOTY, JONES, HUEY, CORSON, JOHNSON of Comanche, POTEET, WRIGHT of Beaver and BRANAN,

An Act authorizing the Commissioners of the Land Office to cancel interest on delinquent school land loans when it is necessary in order to refinance said loan with any agency of the Federal Government, providing that the provisions of this Act shall expire on the 15th day of July, 1936, suspending all laws in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 223—By HUNT of Pittsburg,

An Act authorizing counties to hire additional help for the county clerk's office, providing salary therefor and payment of same out of additional appropriations made from additional receipts of country clerk's office received from extraordinary increased recording of instruments caused by unusual oil and gas leasing, deeds, and other instruments, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 516—By DUNN, MYERS, WRIGHT of Washita, and BYROM of the House and Thomas of the Senate,

An Act authorizing the construction and equipment of dormitories on the campus of the Southwestern State Teacher's College of the State of Oklahoma; providing for the issuance and payment of Southwestern State Teacher's College Dormitory Bonds, providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bills Nos. 220, 223 and 516.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 560—By ABERNETHY of Harmon, and MONTGOMERY,

An Act appropriating any money in the Tax Commission Fund,



for the purpose of paying the former members of the Tax Commission, the Secretary and Attorney thereof, the remainder of salaries to which they are entitled under the law, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of En-grossed House Bill No. 560.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 28—By KIKER of the House, and NICHOLS of the Senate,

A Concurrent Resolution authorizing the Governor to appoint a Board of three Commissioners to negotiate with administrative agencies of the United States Government to obtain funds for the erection, construction and maintenance of dams in Seminole County for the purpose of impounding water and to prevent and control the pollution of streams from waste oil, salt water and basic sediment,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Nichols presiding.

The Presiding Officer, in open session, signed Enrolled House Concurrent Resolution No. 28 and ordered the same returned to the Honorable House.

President Pro Tempore Briggs presiding.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 154—By HUEY of the House, and GEORGE of the Senate,

An Act amending Section 5440 of the Oklahoma Statutes for 1931, relating to the revolving fund of the University of Oklahoma, creating a contingent fund for the State University of Oklahoma; providing for the expenditure of such fund, and declaring an emergency.

ENROLLED HOUSE BILL NO. 354—By COLEMAN and TRAW,

An Act authorizing Jack Byers and Aleck Boyd of Poteau, Oklahoma, to sue the State of Oklahoma to determine the amount of damages sustained to themselves and certain property and the liability of the State therefor by reason of an accident caused by alleged negligence of the employees of the State Highway Department, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House, and signed by the Speaker in open session

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 154 and 354 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 429—By BOGGS,

An Act waiving immunity of the State of Oklahoma to be sued, and authorizing a legal representative of the estate of Gordon Stringer, or his surviving wife and his minor children, by their guardian or next friend, or the administrator of the estate of Gordon Stringer, to commence and carry on a civil action or actions against the State of Oklahoma to recover damages alleged by said persons to have been occasioned by the carelessness and negligence of the State of Oklahoma by and through one of its prisoners who was engaged in driving a truck for and on behalf of the State of Oklahoma, and that as a direct and approximate result of such carelessness and negligence Gordon Stringer lost his life, and declaring an emergency.

ENROLLED HOUSE BILL NO. 210—By CHAMBERS,

An Act relating to the Board of Commissioners of the Blind; amending Section 4360, Oklahoma Statutes 1931; fixing the compensation of members and the executive secretary of said Board; providing for the employment by the Board of certain employees, including a

stenographer, a home teacher and a home teacher for negroes; fixing their compensation; allowing the home teacher to employ a guide; creating a revolving fund of the Commissioners of the Blind and a market Revolving Fund of the Commissioners of the Blind to be administered by and under the direction of said Board; prescribing the purposes for which said funds may be used, and declaring an emergency.

ENROLLED HOUSE BILL NO. 558—By HUSER,

An Act waiving, releasing and extinguishing any rights acquired by the State of Oklahoma by virtue of a grant of free fishing rights to the State of Oklahoma executed by the town of Dustin, a municipal corporation, and declaring an emergency.

ENROLLED HOUSE BILL NO. 131—By HUSER,

An Act regulating cosmetology in this State; creating a State Board of Cosmetologists; prescribing the powers and duties; authorizing the licensing of said Board and persons engaged in Cosmetology; prescribing the fee for such license and requirements for applicants for such licensing; providing for the revocation of licenses issued by said Board; defining terms; defining offenses hereof; prescribing penalties for violation of this Act; providing that the provisions hereof are severable; repealing all conflicting laws, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 131, 210, 429 and 558 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 190—By COMMITTEE ON APPROPRIATIONS,

An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Home for White Children at Helena, Oklahoma, and declaring an emergency,



together with Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you, and through you the Honorable Senate that the Conference Committee Report has been adopted and the Bill passed as amended by such Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 190, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 350—By COMMITTEE ON APPROPRIATIONS.

An Act making an appropriation to pay the mileage, per diem and expenses of members of the House of Representatives and of the Senate, and the per diem of employees; and for the printing of the Permanent Journals and the Session Laws, together with other expenses of the Regular Session of the Fifteenth Oklahoma Legislature, and declaring an emergency,

together with Engrossed House Substitute for same, and to advise you, and through you the Honorable Senate, that the Bill has been passed, as amended, by such Substitute and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 350 were read as follows, and, by unanimous consent, consideration deferred for this legislative day:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 350—By COMMITTEE ON APPROPRIATIONS.

AN ACT MAKING AN APPROPRIATION TO PAY THE MILEAGE, PER DIEM AND EXPENSES OF MEMBERS OF THE HOUSE OF REPRESENTATIVES AND OF THE SENATE, AND THE PER DIEM OF EMPLOYEES; AND FOR THE PRINTING OF THE PERMANENT JOURNALS AND THE SESSION LAWS, TOGETHER WITH OTHER EXPENSES OF THE REGULAR SESSION OF THE FIFTEENTH OKLAHOMA LEGISLATURE, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby appropriated out of any money in the

State Treasury to the credit of the General Revenue Fund, not otherwise appropriated, the following sums:

To pay the mileage, per diem and expenses of members of the Senate, and the salaries of their employees, and other expenses of the Senate, including the printing of the Permanent Journal thereof .....\$20,000.00

To pay the mileage, per diem and expenses of the members of the House of Representatives, and the salaries of their employees, and other expenses of the House of Representatives, including the printing of the Permanent Journal thereof.....\$29,000.00

For printing the Session Laws, Regular Session, Fifteenth Oklahoma Legislature ..... \$3,000.00

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.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BIL NO. 395—By SPECIAL COMMITTEE OF THE HOUSE,

An Act creating a conservation and reclamation district to be known as Grand River Dam Authority in accordance with and by the authority set forth in Section 31, of Article 2, of the Constitution of State of Oklahoma, and to be a governmental agency, body politic and corporate, without power to mortgage or incumber any of its property or to alienate any of its property necessary to its business, or to levy taxes or assessments or to create any indebtedness payable out of taxes or assessments, or to pledge the credit of the State; fixing the boundaries thereof; conferring thereon certain powers, rights, privileges, and functions, including the power to control, store, preserve, use, distribute and sell the water of the Grand River and its tributaries, to develop, generate, distribute and sell water power and electric energy, to acquire property by condemnation or otherwise, to construct, maintain, use and operate facilities, to make contracts, to borrow money, to create and issue its negotiable bonds for cash, property, or refunding purposes on stated terms and conditions, and in connection therewith to pledge all or any part of its revenues; vesting the powers of the district in the board of directors and prescribing the manner of their appointment and their duties; providing for the appointment of officers and their qualifications, agents, and employees, providing for the fiscal management of the district; preserving existing water rights to the extent provided; prescribing the necessary details; pro-

viding that if any provisions of this Act shall be held to be invalid, the validity of the other provisions thereof shall not be affected,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives:

MARTIN,  
KIRKPATRICK,  
CHAMBERS,  
KIKER,  
SKINNER,  
WHITT,  
ABERNATHY (Pott.)

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Oil and Gas, to whom was referred Engrossed House Bill No. 591, by Gibbons, Carmichael, Singleton and Munson, entitled:

An Act authorizing the seizure and confiscation of trucks, automobiles and other conveyances used in the transportation of crude petroleum, motor vehicle fuels and other liquid fuels over the highways of this State with intent to evade or assist in the evasion of the payment of the gross production tax or excise tax imposed upon motor vehicle fuels by the laws of this State; authorizing the seizure, sale and confiscation of crude petroleum, motor vehicle fuels, and other liquid fuels so conveyed, and containers used in conveying the same; conferring jurisdiction upon the Oklahoma Tax Commission and County Attorney, or either, to institute, conduct and prosecute all proceedings necessary to carry into effect the provisions of this Act; providing procedure for confiscation and sale, 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.

GARVIN, Chairman.

Upon motion of Senator Nichols, the Senate recessed to meet at 7:30 p. m.

At 7:30 p. m., the Senate reassembled, with Senator Nance presiding.



MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER,

An Act amending Sections 12527, 12535 and 12536, Oklahoma Statutes, 1931, levying an excise tax on gasoline, providing for the apportionment of the revenue derived from the excise tax on gasoline; creating a Rural Highway Improvement Fund; allocating money to such Rural Highway Improvement Fund; providing for the expenditure of such fund by the County Commissioners of the several counties of Oklahoma; repealing all Sections in conflict herewith,

and that the same has been passed by the House of Representatives, as amended, and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER,

An Act amending Sections 12527, Oklahoma Statutes, 1931, as amended by Section 1, of House Bill 416, Chapter 126, Session Laws, 1933, and by Section 1, of House Bill 38, passed by the Fifteenth Legislature of the State of Oklahoma, as approved by the Governor on March 9, 1935; and 12536, O. S., 1931, as amended by Section 2, of House Bill 416, Chapter 126, Session Laws, 1933, levying a gasoline excise tax; providing for the disposition of the revenues arising therefrom; and providing for the payment of the indebtedness of the State represented by outstanding interest bearing warrants, 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 signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 29 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

As provided under a previous motion, the Senate adjourned, to meet under the rules.

SEVENTY-NINTH LEGISLATIVE DAY

THURSDAY, APRIL 25, 1935

Purasant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Duffy,	Johnston,	Pugh,	Thomas,
Briggs,	Fidler,	Jones,	Ray,	Timmons,
Broaddus,	Fischl,	King,	Rinehart,	Waldrep,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	MacDonald,	Sowards,	Wright.
Chamberlin,	Howsley,	Nance,	Spencer,	
Commons,	Hutchinson,	Nichols,	Stewart,	
Curnutt,	Ivester,	Paul,	Taylor,	Total, 42.

EXCUSED:

Carmack, Wilbanks. Total, 2.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Rorschach moved that the Conference Committee appointed under SENATE BILL NO. 395 be discharged, and the Honorable House be requested to do likewise, which motion prevailed.

MOTION LODGED TO RECONSIDER

Senator Chamberlin moved that the vote be reconsidered by which HOUSE BILL NO. 108, by Whitt, failed of passage, which motion prevailed.

Senator Stewart moved that the vote be reconsidered by which the Rorschach motion was adopted, discharging Senate Conferees under SENATE BILL NO. 395.

Senator Rorschach moved to table the Stewart motion, which motion prevailed, the roll call thereon being as follows:



## AYE:

Albright,	Commons,	Johnston,	Ritzhaupt,	Waldrep,
Broadbudd,	Duffy,	Lowrance,	Rorschach,	Whitaker.
Bushyhead,	Hill,	Nance,	Taylor,	
Carlile,	Howsley,	Nichols,	Thomas,	Total, 18.

## NAY:

Burns,	Fischl,	King,	Ray,	Willis.
Chamberlin,	George,	MacDonald,	Spencer,	
Curnutt,	Ivester,	Paul,	Stewart,	
Fidler,	Jones,	Pugh,	Timmons,	Total, 17.

## EXCUSED:

Carmack,	Wilbanks.	Total, 2.
----------	-----------	-----------

## NOT VOTING:

Briggs,	Hutchinson,	Rinehart,	Wright.
Garvin,	Logan,	Sowards,	Total, 7.

Senator Rorschach moved that the Senate concur in House Amendments to Engrossed Senate Bill No. 395.

Senator Stewart, as a substitute, moved that the Senate refuse to concur in House Amendments to Engrossed Senate Bill No. 395, and request a further conference.

Senator Nance raised a point of order against the Stewart motion, which was sustained, stating that a like motion was disposed of on the last legislative day.

Senator Stewart raised a point of order against the Rorschach motion, which was overruled, stating a similar motion was made on the last legislative day.

Upon motion of Senator Nance, the previous question was ordered.

The vote occurring on the Rorschach motion, it was declared adopted, the roll call thereon being as follows:

## AYE:

Albright,	Duffy,	Johnston,	Paul,	Timmons,
Broadbudd,	Garvin,	Logan,	Ritzhaupt,	Waldrep,
Bushyhead,	Hill,	Lowrance,	Rorschach,	Whitaker,
Carlile,	Howsley,	Nance,	Taylor,	Wright.
Commons,	Hutchinson,	Nichols,	Thomas,	Total, 24.

## NAY:

Burns,	Fidler,	Jones,	Pugh,	Stewart,
Chamberlin,	George,	King,	Ray,	Willis.
Curnutt,	Ivester,	MacDonald,	Spencer,	Total, 14.

EXCUSED:

Carmack, Wilbanks, Total, 2.

NOT VOTING:

Briggs, Fischl, Rinehart, Sowards, Total, 4.

Senator Stewart moved that a Conference Committee, under Senate Bill No. 395, be appointed, with instructions to insert the Mountain Fork, domiciled at Broken Bow, Oklahoma, with the same rights, powers, privileges and regulations as provided for the Grand River project.

Senator Nance raised a point of order against the Stewart motion, which was sustained, stating that Senate Bill No. 395 was beyond amendment stage.

Senate Bill No. 395, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Jones,	Paul,	Timmons,
Briggs,	Duffy,	King,	Ritzhaupt,	Waldrep,
Broadbudd,	Garvin,	Logan,	Rorschach,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Stewart,	Wright.
Carlile,	Howsley,	Nance,	Taylor,	
Commons,	Johnston,	Nichols,	Thomas,	Total, 28.

NAY:

Burns,	Fischl,	Pugh,	Willis.
Chamberlin,	George,	Ray,	
Fidler,	Ivester,	Spencer,	Total, 10.

EXCUSED:

Carmack, Wilbanks, Total, 2.

NOT VOTING:

Hutchinson, MacDonald, Rinehart, Sowards, 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 President, in open session, signed Engrossed House Amendments to Engrossed Senate Bill No. 395, and ordered the bill, as amended, referred for enrollment.

Senator Rorschach moved that the vote be reconsidered by which Senate Bill No. 395 was passed, which motion was tabled, upon motion of Senator Nance.

## RESOLUTION

The following Resolution was introduced and, upon request of Senator Broadbuss, taken up for immediate consideration and read at length:

SENATE RESOLUTION NO. 24—By PAUL, BROADBASS and MacDONALD.

A RESOLUTION REQUESTING THE HONORABLE GOVERNOR OF THE STATE OF OKLAHOMA TO APPOINT A SPECIAL ATTORNEY WITHOUT PAY TO BRING SUIT FOR AND IN BEHALF OF THE SCHOOL CHILDREN OF THE STATE OF OKLAHOMA AND IN THE NAME OF THE STATE OF OKLAHOMA, AND TO TAKE SUCH APPROPRIATE ACTION OR PROCEEDINGS TO ENFORCE THE LAWS OF THE STATE OF OKLAHOMA, AND PARTICULARLY TO COLLECT FROM SAID OFFICIALS AND THEIR BONDSMEN ANY SUMS FOUND DUE.

WHEREAS, an investigating committee of the Honorable Senate and an investigating committee of the Honorable House has found that said certain state officials had failed to enforce the provisions of Chapter 188 of Session Laws of 1933, and by reason thereof thousands of dollars have been lost of the common school fund for the benefit of the school children of this State.

Now, therefore, be it resolved by the Senate that the Governor of Oklahoma be requested to appoint a special attorney without pay to take such appropriate legal action or proceeding, in the name of the State of Oklahoma, for the benefit of the common school fund and of the school children of the State to enforce the provisions of Chapter 188 of Session Laws of 1933, and the general laws of the State of Oklahoma, and particularly to collect any sums found due from said officials and their bondsmen.

Upon motion of Senator Broadbuss, Senate Resolution No. 24 was unanimously adopted.

Senate Resolution No. 24 was ordered referred for engrossment.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 437 correctly engrossed, and Senate Bills Nos. 190 and 201 correctly enrolled.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 437, as amended, and ordered the bill returned to the Honorable House.

Senate Bills Nos. 190 and 201 were read at length 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.

## SECOND READING

The following bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 413—By NICHOLS, GARVIN and COMMONS of the Senate, and COE, GIBBONS, THORNTON, PHILLIPS, WELCH and SINGLETON of the House—Senator Nichols asked unanimous consent, which was granted, that Senate Bill No. 413 be placed upon the Calendar, without reference to a Committee.

Upon motion of Senator Nichols, Senate Bill No. 413 was advanced to engrossment and third reading.

ENGROSSED HOUSE BILL NO. 220—By COX, BAILEY, HOGG, DOTY, JONES, HUEY, CORSON, JOHNSON of Comanche, POTEET, WRIGHT of Beaver and BEAMAN—By unanimous consent, House Bill No. 220 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 223—By HUNT of Pittsburg—By unanimous consent, House Bill No. 223 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 516—By DUNN, MYERS, WRIGHT of Washita and BYROM of the House, and THOMAS of the Senate—By unanimous consent, House Bill No. 516 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 560—By ABERNETHY of Harmon and MONTGOMERY—By unanimous consent, House Bill No. 560 was ordered placed upon the Calendar, without reference to a Committee.

Senator Logan asked unanimous consent, to which objection was voiced, to advance House Bill No. 560 to engrossment and third reading.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 119—By DAVIS,

An Act amending Section 917, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace in forcible entry and detainer suits, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 125—By WILLIAMS and MOONEY of the House, and GARVIN and NANCE of the Senate,

An Act authorizing the State Highway Commission to use funds in the State Highway Construction and Maintenance Fund to purchase certain bridges, including the bridge property, known as the Meridian Bridge, located two miles west of Ryan, Oklahoma, on the Red River, between Jefferson County, Oklahoma, and Clay County, Texas; and the bridge property known as Byers Bridge, located three miles north of Byers, Texas, on the Red River, between Cotton County, Oklahoma, and Clay County, Texas, etc., 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 125.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 394—By MORSE, PETERSON, TRAW and BARNETT,

An Act to provide for the safety of persons employed in and about coal mines, and to provide for the examination of coal miners, and providing penalty for the violation of the same, and declaring an emergency.

Seventy-ninth Day, Thursday, April 25, 1935

1907

ENGROSSED HOUSE BILL NO. 475—By FREEMAN and GOODWIN,

An Act making an appropriation for the State Training School for White Boys at Pauls Valley, Oklahoma, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 394 and 475.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 17—By SCHWOERKE,

A Concurrent Resolution memorializing Congress to enact the Frazier-Lemke Loan Refinancing Bill now pending before it, and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President, in open session, signed Enrolled House Concurrent Resolution No. 17, and ordered the same returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 119—By DAVIS,

An Act amending Section 917, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace in forcible entry and detainer suits, and declaring an emergency.

ENROLLED HOUSE BILL NO. 221—By RAASCH, COX, HOWELL, PAULS, WRIGHT and WILDER of the House, and HOWSLEY,



RORSCHACH, RINEHART, CARMACK, KING, THOMAS, JOHNSTON and WRIGHT of the Senate,

An Act conferring additional duties, powers, and limitations upon the Conservation Commission of the State of Oklahoma, as created by the Laws of Oklahoma, Article 5, Chapter 70, Oklahoma Statutes of 1931, as amended by House Bill No. 84, of the Fifteenth Legislature, providing for the formation of conservancy districts and the appointment of the members of the Oklahoma Conservation Commission and their successors in office as directors of such districts; prescribing the procedure for the formation of such districts; providing for service by publication upon persons affected by formation of such districts; conferring jurisdiction upon the District Courts of the State and upon the Supreme Court of the State; providing for appeals; authorizing the various Boards of County Commissioners to co-operate with the Conservation Commission and to devise methods to prevent soil erosion and to provide rules for the enforcement of such methods; providing for benefit assessments in certain cases; granting to said Boards of County Commissioners the right of ingress and egress, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been read for the fourth time, and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 119 and 221 were read at length for the fourth time, the enrolled copies signed, in open session by the President, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 173—By COE, BARNETT, CAREY, KERR, JOHNSON of Osage, GREGORY, HUEY, BRANAN, WORTHINGTON, CORSON, BYROM, ALLEN, ULMARK, O'NEILL, PHILLIPS of Pawnee, and MORSE of the House, and FIDLER of the Senate,

An Act to create an organization to be known as "The Registered Dentists of Oklahoma," to provide for its organization; membership, dues and powers; defining the practice of dentistry, and dental hygiene; prescribing rules of admission, professional conduct, and prescribing certain practices, providing for penalties for the violation of the provisions of said Act; to repeal Chapter 41 of the Session Laws of the Seventh Legislature, same being Article 7, Chapter 24, Oklahoma Statutes, 1931, and all other laws in conflict herewith, and declaring an emergency,

*Seventy-ninth Day, Thursday, April 25, 1935*

1909

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Hill presiding.

House Bill No. 173 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

President Berry presiding.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 373—By MARTIN of the House, and RORSCHACH of the Senate,

An Act amending Section 9038, Compiled Oklahoma Statutes, 1931, relating to the herding of domestic animals, and declaring an emergency.

ENROLLED HOUSE BILL NO. 118—By EASON,

An Act authorizing cities and towns to open, extend, lay out or widen streets and avenues upon, over and across public property owned by the State, County, School District or Board of Education; prescribing the procedure for extending, widening, opening or laying out such streets or avenues; providing for compensation to be paid under certain circumstances; authorizing Boards of County Commissioners, School Districts or Boards of Education owning property wholly within the limits of any municipality to dedicate such property or a part thereof to public use for street purposes, 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 the same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 118 and 373 were read at length for the fourth time, the enrolled copies signed, in open session, by the President, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 459—By FRAYER and HOYT of the House, and SOWARDS of the Senate,

An Act authorizing Lewis Adams of Lincoln County, Oklahoma, to bring suit against the State of Oklahoma to determine the amount of damages sustained by him on account of the construction of State Highway No. 66, adjoining the West Half of the Northeast Quarter of Section 14, Township 14 North, Range 3 East; directing the payment of any judgment rendered in said suit out of the State Highway Construction and Maintenance Fund, and declaring an emergency.

ENROLLED HOUSE BILL NO. 421—By KIRKPATRICK,

An Act amending Chapter 21 of the Session Laws of 1933, relating to the depositing of county funds in banks and giving of security therefor, repealing all Acts in conflict therewith, and declaring an emergency.

ENROLLED HOUSE BILL NO. 598—By BRUCE,

An Act authorizing the Board of County Commissioners in all the counties of this State having a population of not less than 40,000 and not more than 42,000 to allow and pay to the deputy sheriff or jailer who acts as finger print expert in the office of the Sheriff, additional compensation in the sum of \$25.00 per month, and declaring an emergency.

ENROLLED HOUSE BILL NO. 329—By FRAZIER of the House, and STEWART and CURNUTT of the Senate,

An Act requiring in counties of this State all drivers of trucks, automobiles and other vehicles to have and exhibit to peace officers upon demand written permit covering movements of livestock and domestic fowls contained therein, or to make written statement in the absence of said permit, and providing penalties for failing to exhibit the same or to make said statement false or forged permit, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 329, 421, 459, and 598 were read at length for the



fourth time, the enrolled copies signed, in open session, by the President, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 559—By SKINNER,

An Act relating to the "Free Fair Fund" to be levied in Ottawa County, requiring the County Excise Board thereof to levy annually a tax of one fourth mill upon all taxable property in said county for said fund, to be used to defray the expenses of holding the County and Township Fairs in Ottawa County held under the provisions of Article VIII of Chapter 38, Oklahoma Statutes, 1931, and declaring an emergency.

ENROLLED HOUSE BILL NO. 416—By SCHWOERKE (by request),

An Act authorizing Mrs. Fanny Beleele, wife of George Beleele, and their minor daughter, Loretta, by her father as next friend, to sue the State of Oklahoma to determine the amount of damages sustained by them by reason of an accident caused by alleged negligence of an employee of the State Highway Commission and the liability of the State therefor,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 416 and 559 were read at length for the fourth time, the enrolled copies signed, in open session, by the President, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 203—By RITZHAUPT, NICHOLS, WILLIS, BROADDUS, FISCHL and DUFFY,

An Act providing for the payment by the State of the tuition and fees and transportation of certain persons in connection with such persons pursuing certain courses of study at Educational Institutions

outside of the State; prescribing the conditions therefor, authorizing and directing the State Board of Education of Oklahoma to administer the provisions of this Act, making appropriation therefor, and declaring an emergency,

together with the Engrossed House Amendments to same, and to advise you and through you the Honorable Senate, that the Bill has been passed as amended, and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 203 were read, as follows, and, upon motion of Senator Ritzhaupt, concurred in by the Senate.

**Amendment No. 1.** By adding as co-authors "WILLIAMS and ABERNATHY of Pottawatomie, of the House."

**Amendment No. 2.** Page 3, Section 4, lines 19, 20 and 21, by striking the following: "One Thousand (\$1,000.00) Dollars for the fiscal year ending June 30, 1935."

Senate Bill No. 203, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Hutchinson,	Nichols,	Taylor,
Briggs,	Curnutt,	Ivester,	Rinehart,	Timmons,
Broadbuss,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	King,	Rorschach,	Willis.
Bushyhead,	Garvin,	Logan,	Sowards,	
Carlile,	George,	Lowrance,	Spencer,	
Chamberlin,	Howsley,	Nance,	Stewart,	Total, 32.

**NAY:**

Pugh,	Waldrep,	Total, 2.
-------	----------	-----------

**EXCUSED:**

Carmack,	Wilbanks,	Total, 2.
----------	-----------	-----------

**NOT VOTING:**

Fidler,	Jones,	Paul,	Thomas,	
Hill,	MacDonald,	Ray,	Wright.	Total, 8.

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:

**AYE:**

Albright,	Commons,	Hutchinson,	Nichols,	Taylor,
Briggs,	Curnutt,	Ivester,	Rinehart,	Timmons,
Broadbudd,	Duffy,	Johnston,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	King,	Rorschach,	Willis.
Bushyhead,	Garvin,	Logan,	Sowards,	
Carlile,	George,	Lowrance,	Spencer,	
Chamberlin,	Howsley,	Nance,	Stewart,	Total, 32.

**NAY:**

Pugh,	Waldrep.	Total, 2.
-------	----------	-----------

**EXCUSED:**

Carmack,	Wilbanks.	Total, 2.
----------	-----------	-----------

**NOT VOTING:**

Fidler,	Jones,	Paul,	Thomas,	Total, 8.
Hill,	MacDonald,	Ray,	Wright.	

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. 203, and ordered the bill, as amended, referred for enrollment.

The following Message from the Governor was received and read:

April 24, 1935.

To the President and Members  
Of the Honorable Senate.  
GENTLEMEN:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 172, entitled:

ENROLLED SENATE BILL NO. 172—By WILBANKS, entitled:

An Act amending Section 1, Chapter 112, Oklahoma Session Laws, 1933, relating to unlawful discriminations and unfair competition in the purchase or sale of commodities or general use, in the rendering of service to the public, and in the sale or furnishing of advertising, advertising service or space for advertisements in publications, fixing penalty for violation, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
GOVERNOR OF OKLAHOMA.



President Pro Tempore Briggs presiding.

Senator Johnston moved that the Senate proceed to consider Senate Bills to the exclusion of all other bills until they are disposed of, which motion was adopted.

#### GENERAL ORDER

Upon motion of Senator Commons, SENATE BILL NO. 356, by Commons, was advanced to engrossment and third reading.

#### SPECIAL COMMITTEE REPORT

Senator George submitted the following Special Committee Report:

Mr. President: We, your Special Committee, to whom was referred SENATE BILL NO. 327, by Lowrance, entitled:

An Act authorizing the Oklahoma Tax Commission to enter into contracts, to make investigations and to determine omitted property for the purposes of taxation, and designating amount of compensation therefor, specifying the terms under which said contracts shall be entered into, etc., and declaring an emergency,

beg leave to report that we recommend the bill do pass, as amended by your Special Committee.

GEORGE.

Senator Fidler moved that Senate Bill No. 327 be recommitted to the Special Committee, with instructions to amend the bill to provide that agents of the Tax Commission shall make investigation, the bill to retain its place on the Calendar, and the Committee to make its report by tomorrow morning, which motion prevailed.

Senator Wilbanks asked to be recorded "present," which was the order.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills beg leave to report Senate Resolution No. 24, Senate Bills Nos. 43, 99, 202, 328, 376, 388 and 398 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Resolution No. 24, and ordered it referred for enrollment.

#### THIRD READING

SENATE BILL NO. 376 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Fidler,	Nance,	Rorschach,	Willis,
Broaddus,	George,	Nichols,	Sowards,	Wright.
Burns,	Hill,	Paul,	Stewart,	
Bushyhead,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Timmons,	
Curnutt,	Jones,	Rinehart,	Waldrep,	
Duffy,	Lowrance,	Ritzhaupt,	Whitaker,	Total, 30.

EXCUSED:

Carmack. Total, 1.

NOT VOTING:

Albright,	Fischl,	Hutchinson,	MacDonald,	Wilbanks.
Carlile,	Garvin,	King,	Spencer,	Total, 13.
Chamberlin,	Howsley,	Logan,	Thomas,	

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:

AYE:

Briggs,	Fidler,	Nance,	Rorschach,	Willis,
Broaddus,	George,	Nichols,	Sowards,	Wright.
Burns,	Hill,	Paul,	Stewart,	
Bushyhead,	Ivester,	Pugh,	Taylor,	
Commons,	Johnston,	Ray,	Timmons,	
Curnutt,	Jones,	Rinehart,	Waldrep,	
Duffy,	Lowrance,	Ritzhaupt,	Whitaker,	Total, 30.

EXCUSED:

Carmack. Total, 1.

NOT VOTING:

Albright,	Fischl,	Hutchinson,	MacDonald,	Wilbanks.
Carlile,	Garvin,	King,	Spencer,	Total, 13.
Chamberlin,	Howsley,	Logan,	Thomas,	

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. 376, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 99 was read at length for the third time.

Senator George asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 99, line 6, page 1, by striking the words, "two miles," and inserting the words, "one mile."

GEORGE.

By unanimous consent, further consideration of Senate Bill No. 99 was deferred.

SENATE 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:

AYE:

Briggs,	George,	Nance,	Taylor,	Wright.
Broadbuss,	Ivester,	Paul,	Thomas,	
Burns,	Johnston,	Pugh,	Timmons,	
Bushyhead,	Jones,	Ray,	Waldrep,	
Duffy,	King,	Ritzhaupt,	Whitaker,	
Fischl,	Lowrance,	Sowards,	Willis,	Total, 25.

NAY:

Commons,	Stewart,	Total, 2.
----------	----------	-----------

EXCUSED:

Carmack,	Total, 1.
----------	-----------

NOT VOTING:

Albright,	Fidler,	Hutchinson,	Rinehart,	
Carlile,	Garvin,	Logan,	Rorschach,	
Chamberlin,	Hill,	MacDonald,	Spencer,	
Curnutt,	Howsley,	Nichols,	Wilbanks.	Total, 16.

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:

AYE:

Briggs,	George,	Lowrance,	Sowards,	Willis,
Broadbuss,	Hill,	Nance,	Stewart,	Wright.
Burns,	Howsley,	Paul,	Taylor,	
Bushyhead,	Ivester,	Pugh,	Thomas,	
Curnutt,	Johnston,	Ray,	Timmons,	
Duffy,	Jones,	Rinehart,	Waldrep,	
Fischl,	King,	Ritzhaupt,	Whitaker,	Total, 30.

NAY:

Commons,	Total, 1.
----------	-----------

EXCUSED:

Carmack,	Total, 1.
----------	-----------



NOT VOTING:

Albright,	Fidler,	Logan,	Rorschach,	
Carlile,	Garvin,	MacDonald,	Spencer,	
Chamberlin,	Hutchinson,	Nichols,	Wilbanks.	Total, 12.

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. 398, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 388 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Broaddus,	Fischl,	King,	Sowards,	Willis,
Burns,	Garvin,	Lowrance,	Stewart,	Wright.
Carlile,	George,	Nance,	Taylor,	
Commons,	Hill,	Nichols,	Thomas,	
Curnutt,	Howsley,	Paul,	Timmons,	
Duffy,	Johnston,	Ray,	Waldrep,	Total, 31.

NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

EXCUSED:

Carmack.	Total, 1.
----------	-----------

NOT VOTING:

Albright,	Hutchinson,	Rinehart,	Wilbanks.
Bushyhead,	Logan,	Rorschach,	
Chamberlin,	MacDonald,	Spencer,	Total, 10.

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:

AYE:

Briggs,	Fidler,	Jones,	Ritzhaupt,	Whitaker,
Broaddus,	Fischl,	King,	Sowards,	Willis,
Burns,	Garvin,	Lowrance,	Stewart,	Wright.
Carlile,	George,	Nance,	Taylor,	
Commons,	Hill,	Nichols,	Thomas,	
Curnutt,	Howsley,	Paul,	Timmons,	
Duffy,	Johnston,	Ray,	Waldrep,	Total, 31.

## NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

## EXCUSED:

Carmack,	Total, 1.
----------	-----------

## NOT VOTING:

Albright,	Hutchinson,	Rinehart,	Wilbanks.
Bushyhead,	Logan,	Rorschach,	
Chamberlin,	MacDonald,	Spencer,	Total, 10.

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. 388, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 202 was read at length for the third time.

Senator Nichols moved that Senate Bill No. 202 be stricken from the Calendar, which motion was tabled, upon motion of Senator Ritzhaupt.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Briggs,	Fischl,	King,	Ray,	Waldrep,
Broadbuss,	George,	Logan,	Rinehart,	Whitaker,
Burns,	Hill,	Lowrance,	Ritzhaupt,	Willis,
Carlile,	Howsley,	Nance,	Stewart,	Wright.
Curnutt,	Ivester,	Nichols,	Taylor,	
Duffy,	Johnston,	Paul,	Thomas,	
Fidler,	Jones,	Pugh,	Timmons,	Total, 32.

## NAY:

Commons,	Garvin.	Total, 2.
----------	---------	-----------

## EXCUSED:

Carmack.	Total, 1.
----------	-----------

## NOT VOTING:

Albright,	Chamberlin,	MacDonald,	Sowards,	Wilbanks.
Bushyhead,	Hutchinson,	Rorschach,	Spencer,	Total, 9.

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. 202, and ordered the same transmitted to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 27—By  
HOLLIMAN and SINGLETON,

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the Regular Session of the Fifteenth Legislature of the State of Oklahoma,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolution No. 27, and ordered the same returned to the Honorable House.

### THIRD READING

Referring further to SENATE BILL NO. 99, by George:

Senator Nichols moved that further consideration of Senate Bill No. 99 be indefinitely postponed.

Upon motion of Senator Chamberlin, the previous question was ordered.

The vote occurring on the Nichols motion, it was declared adopted.

SENATE BILL NO. 43 was read at length for the third time.

Senator Whitaker asked unanimous consent, which was granted, to submit the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 43, line 8,



page 5, by striking after the words, "shall be," the words, "subject to," and insert the words, "excluded from".

WHITAKER.

Senator Carmack asked to be recorded present, which was the order.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Fischl,	King,	Ray,	Whitaker,
Broaddus,	Garvin,	Logan,	Rinehart,	Willis,
Carlile,	Hill,	Lowrance,	Rorschach,	Wright.
Carmack,	Howsley,	Nance,	Sowards,	
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 28.

NAY:

Chamberlin,	George,	Pugh,	Waldrep,
Duffy,	Ivester,	Thomas,	
Fidler,	Jones,	Timmons,	Total, 10.

NOT VOTING:

Burns,	MacDonald,	Spencer,	
Bushyhead,	Ritzhaupt,	Wilbanks.	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. 43, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 328 was read at length for the third time.

Upon motion of Senator Nichols, further consideration of Senate Bill No. 328 was indefinitely postponed, the roll call thereon being as follows:

AYE:

Albright,	Chamberlin,	King,	Paul,	Thomas.
Briggs,	Duffy,	Logan,	Pugh,	
Bushyhead,	Fischl,	Lowrance,	Rinehart,	
Carlile,	Hill,	Nance,	Sowards,	
Carmack,	Jones,	Nichols,	Spencer,	Total, 21.

NAY:

Broaddus,	George,	Ray,	Timmons,
Burns,	Howsley,	Ritzhaupt,	Willis,
Commons,	Hutchinson,	Rorschach,	Wright.
Garvin,	Johnston,	Taylor,	Total, 15.

NOT VOTING:

Curnutt,	Ivester,	Stewart,	Whitaker,	
Fidler,	MacDonald,	Waldrep,	Wilbanks.	Total, 8.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 412 correctly engrossed.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 412 and ordered it transmitted to the Honorable House, for consideration.

Senator Nance moved that all Senate Bills on General Order be stricken, except Senate Bills Nos. 356, 326, 410, 378 and 413.

Senator Timmons moved to amend the Nance motion, by excepting Senate Bill No. 52.

Senator Chamberlin, as a substitute, moved that all bills be ordered stricken from the Calendar, at the end of this legislative day except such as may be designated by the Chairman of the Committee on Rules and Procedure, which motion prevailed.

GENERAL ORDER

By unanimous consent, SENATE BILL NO. 52, by Timmons, et al., was taken up for consideration and read at length.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 52, page 2, by striking the words, "County Judge," in lines 3 and 4; by striking the words, "County Judge," in line 10, and by striking after the word, "election," in line 13, the remainder of line 13, line 14 and up to the word, "term," in line 15, and by amending title to conform therewith.

TIMMONS.

Upon motion of Senator Timmons, Senate Bill No. 52 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 52 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 52 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Burns,	Garvin,	King,	Rorschach,	Wright.
Bushyhead,	George,	Pugh,	Taylor,	
Fischl,	Hutchinson,	Ritzhaupt,	Timmons,	Total, 13.

## NAY:

Albright,	Curnutt,	Logan,	Rinehart,	Willis.
Briggs,	Duffy,	Lowrance,	Sowards,	
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Stewart,	
Chamberlin,	Johnston,	Paul,	Thomas,	
Commons,	Jones,	Ray,	Whitaker,	Total, 25.

## NOT VOTING:

Broaddus,	Ivester,	Waldrep,	
Fidler,	MacDonald,	Wilbanks,	Total, 6.

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.

## GENERAL ORDER

SENATE BILL NO. 410, by Nichols, was read at length.

Upon motion of Senator Nichols, Senate Bill No. 410 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 410 was considered engrossed and placed upon third reading and final passage.

Senators Nance, Spencer and Garvin asked to be added as joint authors of Senate Bill No. 410, which was the order.

## THIRD READING

SENATE 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:

## AYE:

Albright,	Duffy,	Jones,	Ray,	Thomas,
Briggs,	Fischl,	King,	Rinehart,	Timmons,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Hutchinson,	Paul,	Stewart,	
Curnutt,	Johnston,	Pugh,	Taylor,	Total, 37.



NOT VOTING:

Broadus,	Fidler,	MacDonald,	Wilbanks.
Commons,	Ivester,	Waldrep,	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:

AYE:

Albright,	Duffy,	Jones,	Ray,	Thomas,
Briggs,	Fischl,	King,	Rinehart,	Timmons,
Burns,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Nichols,	Spencer,	
Chamberlin,	Hutchinson,	Paul,	Stewart,	
Curnutt,	Johnston,	Pugh,	Taylor,	Total, 37.

NOT VOTING:

Broadus,	Fidler,	MacDonald,	Wilbanks.
Commons,	Ivester,	Waldrep,	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.

Senate Bill No. 410 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 378, by Committee on Appropriations, was read at length.

Upon motion of Senator Nichols, Senate Bill No. 378 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 378 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE 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:

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Ray,	Thomas,
Burns,	Fischl,	King,	Rinehart,	Timmons,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	Total, 34.

## NAY:

Pugh,	Total, 1.
-------	-----------

## NOT VOTING:

Broaddus,	Fidler,	Ivester,	Rorschach,	Wilbanks.
Commons,	Hutchinson,	MacDonald,	Waldrep,	Total, 9.

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:

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Taylor,
Briggs,	Duffy,	Jones,	Ray,	Thomas,
Burns,	Fischl,	King,	Rinehart,	Timmons,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Sowards,	Willis,
Carmack,	Hill,	Nance,	Spencer,	Wright.
Chamberlin,	Howsley,	Nichols,	Stewart,	Total, 34.

## NAY:

Pugh,	Total, 1.
-------	-----------

## NOT VOTING:

Broaddus,	Fidler,	Ivester,	Rorschach,	Wilbanks.
Commons,	Hutchinson,	MacDonald,	Waldrep,	Total, 9.

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. 378 was ordered referred for engrossment.

## GENERAL ORDER

Upon motion of Senator Nance, SENATE BILL NO. 294, by Wright, et al., was ordered stricken from the Calendar.

## MOTION LODGED TO RECONSIDER

Senator Sowards moved that the vote be reconsidered by which

SENATE BILL NO. 224, by Sowards, failed of passage, which motion prevailed.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	King,	Ritzhaupt,	Willis,
Briggs,	Duffy,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Garvin,	Nichols,	Sowards,	
Carlile,	George,	Paul,	Stewart,	
Carmack,	Hill,	Pugh,	Taylor,	
Chamberlin,	Howsley,	Ray,	Timmons,	
Commons,	Johnston,	Rinehart,	Whitaker,	Total, 30.

NAY:

Jones,	Nance.	Total, 2.
--------	--------	-----------

NOT VOTING:

Broaddus,	Fischl,	Logan,	Thomas,
Burns,	Hutchinson,	MacDonald,	Waldrep,
Fidler,	Ivester,	Spencer,	Wilbanks.
			Total, 12.

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:

AYE:

Albright,	Curnutt,	King,	Ritzhaupt,	Willis,
Briggs,	Duffy,	Lowrance,	Rorschach,	Wright.
Bushyhead,	Garvin,	Nichols,	Sowards,	
Carlile,	George,	Paul,	Stewart,	
Carmack,	Hill,	Pugh,	Taylor,	
Chamberlin,	Howsley,	Ray,	Timmons,	
Commons,	Johnston,	Rinehart,	Whitaker,	Total, 30.

NAY:

Jones,	Nance.	Total, 2.
--------	--------	-----------

NOT VOTING:

Broaddus,	Fischl,	Logan,	Thomas,
Burns,	Hutchinson,	MacDonald,	Waldrep,
Fidler,	Ivester,	Spencer,	Wilbanks.
			Total, 12.

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. 224, and ordered the same transmitted to the Honorable House.



## GENERAL ORDER

SENATE BILL NO. 353, by George, was read at length.

Upon motion of Senator George, Senate Bill No. 353 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 353 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 353 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Carmack,	Johnston,	Rinehart,	Wright.
Burns,	Garvin,	Jones,	Ritzhaupt,	
Bushyhead,	George,	Lowrance,	Sowards,	
Carlile,	Hill,	Paul,	Taylor,	Total, 17.

## NAY:

Briggs,	Howsley,	Pugh,	Timmons,
Chamberlin,	King,	Ray,	Whitaker,
Curnutt,	Nance,	Rorschach,	Willis.
Duffy,	Nichols,	Stewart,	Total, 15.

## NOT VOTING:

Broadbuss,	Fischl,	Logan,	Thomas,
Commons,	Hutchinson,	MacDonald,	Waldrep,
Fidler,	Ivester,	Spencer,	Wilbanks.
			Total, 12.

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.

## GENERAL ORDER

Upon motion of Senator Timmons, SENATE BILL NO. 24, by Timmons, was ordered stricken from the Calendar.

SENATE BILL NO. 134, by Ray, et al., was taken up for consideration and read at length.

Senator Timmons moved that Senate Bill No. 134 be stricken from the Calendar, which motion was tabled, upon motion of Senator Ray.

Upon motion of Senator Curnutt, Senate Bill No. 134 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 134 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 134 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Commons,	Jones,	Pugh,	Taylor,
Briggs,	Curnutt,	King,	Ray,	Thomas,
Burns,	Duffy,	Lowrance,	Rinehart,	Whitaker,
Bushyhead,	Hill,	Nance,	Rorschach,	Willis,
Carlile,	Howsley,	Nichols,	Sowards,	Wright,
Carmack,	Johnston,	Paul,	Stewart,	Total, 29.

#### NAY:

Chamberlin,	George,	Timmons,
Garvin,	Hutchinson,	Total, 5.

#### NOT VOTING:

Broaddus,	Ivester,	Ritzhaupt,	Wilbanks.
Fidler,	Logan,	Spencer,	
Fischl,	MacDonald,	Waldrep,	Total, 10.

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:

#### AYE:

Albright,	Curnutt,	King,	Rinehart,	Willis,
Briggs,	Duffy,	Lowrance,	Rorschach,	Wright.
Burns,	Garvin,	Nance,	Sowards,	
Bushyhead,	Hill,	Nichols,	Stewart,	
Carlile,	Howsley,	Paul,	Taylor,	
Carmack,	Johnston,	Pugh,	Thomas,	
Commons,	Jones,	Ray,	Whitaker,	Total, 30.

#### NAY:

Chamberlin,	George,	Hutchinson,	Timmons,	Total, 4.
-------------	---------	-------------	----------	-----------

#### NOT VOTING:

Broaddus,	Ivester,	Ritzhaupt,	Wilbanks.
Fidler,	Logan,	Spencer,	
Fischl,	MacDonald,	Waldrep,	Total, 10.

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 ordered referred for engrossment.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

Senator Nichols presiding.

#### GENERAL ORDER

Upon motion of Senator Nance, SENATE BILL NO. 120, by Timmons, was ordered stricken from the Calendar.

Upon motion of Senator Curnutt, SENATE BILL NO. 338, by Jones, was ordered stricken from the Calendar.

By order of the Committee on Rules and Procedure, the following Bills and Resolutions were ordered advanced to engrossment and third reading: Senate Bills Nos. 213, 283, House Bills Nos. 444, 516, 560, 572, and House Joint Resolution No. 11.

Upon motion of Senator Nance, the Senate adjourned, to meet at 10:00 a. m., Friday, April 26, 1935.



EIGHTIETH LEGISLATIVE DAY

FRIDAY, APRIL 26, 1935

Pursuant to adjournment, the Senate met at 10:30 a. m., and was called to order by the President Pro Tempore.

Upon roll call, the following members were present:

PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broadus,	Fidler,	Jones,	Ray,	Timmons,
Burns,	Fischl,	King,	Rinehart,	Waldrep,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carlile,	George,	Lowrance,	Rorschach,	Wilbanks,
Carmack,	Hill,	MacDonald,	Sowards,	Willis,
Chamberlin,	Howsley,	Nance,	Spencer,	Wright.
Commons,	Hutchinson,	Nichols,	Stewart,	Total, 44.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 134, 213, 283, 378 and 410 correctly engrossed, and Senate Resolution No. 24 and Senate Bill No. 203 correctly enrolled.

WILLIS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 134, 378 and 410, and ordered each transmitted to the Honorable House, for consideration.

The President Pro Tempore, in open session, signed Enrolled Senate Resolution No. 24, and ordered it transmitted to the Secretary of State.

Senate Bill No. 203 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered referred to Governor, for consideration.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 498—By BOGGS, COLEMAN, DUNN and TRAW,

An Act making appropriations for the purpose of constructing and equipping buildings at the Eastern Oklahoma Tubercular Sanitarium at Talihina and at the Western Oklahoma Tubercular Sanitarium at Clinton, and declaring an emergency.

and to advise you, and you the Honorable Senate, that the same has been passed by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 498.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 550—By MORSE and SULLIVAN,

An Act declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and/or projects to provide dwelling accommodations for persons of low income; providing for the creation of such housing authorities; defining the powers and duties of housing authorities and providing for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money; issuing revenue and credit bonds and other obligations, and giving security therefor; conferring remedies on obligees of housing authorities; providing that the bonds of the authority shall be legal investments; providing that housing' authorities, their property and securities shall be tax exempt.

and to advise you, and through you the Honorable Senate, that the same has been passed by the House and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 550.

A Message from the Honorable House, granting a conference on ENGROSSED SENATE BILL NO. 395, as amended by the Honorable House, was read and, upon motion of Senator Nance, ordered returned to the Honorable House, with the information that the Senate has heretofore reconsidered its vote by which it requested a conference, and the bill passed, as amended, by the Honorable House.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 452—By FISH AND GAME COMMITTEE,

An Act relating to game and fish and to the hunting and taking thereof, defining resident and non-resident fur dealers and requiring same to procure state licenses upon payment of designated fees; and providing penalties therefor.

ENROLLED HOUSE BILL NO. 489—By JOHNSTON of the House, and BUSHYHEAD of the Senate,

An Act authorizing the construction and equipment of an auditorium and recreational center, and administrative building on the reservation of the Oklahoma Military Academy of the State of Oklahoma; providing for the issuance and payment of Oklahoma Military Academy Building Bonds; providing for a revolving fund to be known as the Oklahoma Military Academy Sinking Fund; providing the manner of expending the proceeds of the bonds; providing for the management of the building; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose and declaring an emergency.

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 452 and 489 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to advise you, and



through you the Honorable Senate, that the House has granted the request of your Honorable Body for an Open Conference on:

**ENGROSSED SENATE BILL NO. 111—By COMMITTEE ON APPROPRIATIONS,**

An Act making an appropriation to pay unpaid claims against certain State Institutions, Departments, Commissions, and Boards herein named, and against the State of Oklahoma; and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Presiding Officer of the House has appointed as House Conferees on said Bill the following named Representatives:

SINGLETON,  
HOWELL,  
O'DELL  
WELCH,  
CORSON,  
SPENCER,  
ALLEN,

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

**ENROLLED SENATE BILL NO. 201—By COMMITTEE ON APPROPRIATIONS,**

An Act making supplemental appropriation for the State Board of Public Affairs for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

**ENROLLED SENATE BILL NO. 190—By WRIGHT, ALBRIGHT, and CURNUTT of the Senate, and ARMSTRONG, MAUK, PUGH and WILDER of the House,**

An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Home for White Children at Helena; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 190 and 201 were ordered referred to the Governor.

#### SECOND READING

The following bills were read for the second time:

ENGROSSED HOUSE BILL NO. 125—By WILLIAMS and MOONEY of the House, and GARVIN and NANCE of the Senate—By unanimous consent, House Bill No. 125 was ordered placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 394—By MORSE, PETERSON, TRAW and BARNETT—Senator Hill asked unanimous consent, which was granted, that House Bill No. 394 be placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 475—By FREEMAN and GOODWIN—By unanimous consent, House Bill No. 475 was ordered placed upon the Calendar, without reference to a Committee.

#### THIRD READING

Upon motion of Senator Stewart, consideration of SENATE BILL No. 283, by Broadbuss and Rorschach, was indefinitely postponed.

#### GENERAL ORDER

Senator Nance moved that HOUSE BILLS NOS. 397, by Gibbons and Ellis, and 398, by Gibbons and Ellis, be advanced to engrossment and third reading, which motion prevailed.

HOUSE BILL NO. 591, by Gibbons, et al., was taken up for consideration and read at length.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 591 by inserting as Sections 3, 4 and 5 the following, and by re-numbering succeeding Sections:

SECTION 3. Section 10269, Oklahoma Statutes, 1931, as amended by Section 2, Chapter 113, Oklahoma Session Laws, 1933, is hereby amended to read as follows:

"Upon the filing of such application and the payment of the fee provided in this Act, the Oklahoma Tax Commission shall assign to such vehicle a distinctive number, and issue and deliver to the owner or custodian of such vehicle, a certificate of registration and two (2) appropriate identification and number plates in form and size as prescribed by said Commission.

*"Such plates shall be securely fastened to the motor vehicle for which issued; one of such plates to be on the rear of the vehicle, and one of such plates to be on the front of the vehicle. The numbers on both plates shall be identical, but each plate shall bear a distinctive marking indicating whether such plate is to be used on the rear of the vehicle or on the front of the vehicle."*

SECTION 4. Section 10271, Oklahoma Statutes, 1931, as amended by Chapter 113, Oklahoma Session Laws, 1933, is hereby amended as follows:

"Any non-resident person owning or possessing any truck, truck-tractor, trailer, semi-trailer, or motor bus, shall upon entry of such foreign vehicle into this State during any calendar month, forthwith register such vehicle, under the same terms and conditions as such domestic vehicles are required to be registered; *except where such vehicle is brought into the state, and is not being used for commercial or industrial purposes.* Provided, such non-resident shall have the option of purchasing a license for a period of thirty (30) days from entry into the State, by the payment of one-eighth (1-8) of the total annual fee required to be paid by resident of this State owning or possessing such vehicle; provided further, that such foreign vehicle shall be rated in the same manner as domestic vehicles, and shall, in all other particulars be subject to the terms of this Act; and provided further, that upon failure to register such vehicle, as herein provided, the non-resident owner or possessor of such vehicle shall be required to pay the same fees and to register such vehicle under the same terms and conditions that resident persons are required to register vehicles in this State."

SECTION 5. Section 10271, Oklahoma Statutes, 1931, as amended by Chapter 113, Oklahoma Session Laws, 1933, is hereby amended as follows: Add a new new section to be known as Section 10271-C, to read as follows:

"(a) Any person as hereinbefore defined owning or possessing any foreign vehicle which is brought into this State for the purpose of constructing especially designed equipment, and which is in the State temporarily and for this purpose, may obtain a special license or permit permitting such foreign vehicle to enter this State, without load, for such period of time as the Oklahoma Tax Commission may deem expedient; but in no case not to exceed thirty (30) consecutive days. Such person shall file with the Commission verified application on forms as prescribed by said Commission. Such permit shall be issued at the discretion of the Commission, and upon payment of the sum of Two (\$2.00) Dollars



for each and every motor vehicle for which such permit is applied. No vehicle operating under the provisions of such permit shall be used for commercial or industrial purposes.

“(b) Any person, firm, individual or corporation who purchases a new motor vehicle in this State with the express purpose and sole intent to deliver such new motor vehicle from a point within this State to a point without this State, may obtain a special delivery license or permit for such purpose. Application for such permit shall be made to the Commission upon forms prescribed by the Commission. The Commission, at its discretion, shall issue such permit upon payment of a fee of One (\$1.00) Dollar for each and every motor vehicle so covered. Such permit shall be valid for a period of time not longer than five (5) days after the date of issuance. Every permit issued pursuant to the provisions of this Article shall clearly show the date of issuance and the date of expiration of same.

“(c) Any person as hereinbefore defined pulling or towing any automobile designed, equipped or intended to operate under its own power, said pulling or towing being accomplished by means of another automobile when operating upon any public highway of the State, and outside the limits of any incorporated city or town, shall be required to obtain a permit from the Commission before engaging in such pulling or towing. Application for such permit shall be made to the Commission on forms prescribed by the Commission. The Commission, may, at its discretion, grant such permit upon the payment of a fee of Five (\$5.00) Dollars for each and every automobile so pulled or towed, and a permit fee of Five (\$5.00) Dollars for each and every automobile engaged in so pulling or towing another automobile. The provisions of this Section shall not apply where such automobile is being towed as a temporary movement or for the purpose of making repairs or for the purpose of pulling or towing such automobile from one point to another point for the purpose of making repairs.”

NANCE.

Upon motion of Senator Nance, House Bill No. 591, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Willis, HOUSE BILL NO. 275, by Roberts, was advanced to engrossment and third reading.

Upon motion of Senator Broaddus, HOUSE BILL NO. 386, by Branan, was advanced to engrossment and third reading.

Upon motion of Senator Timmons, HOUSE BILL NO. 426, by O'Dell (by request) was advanced to engrossment and third reading.

Upon motion of Senator Timmons, HOUSE BILL NO. 165, by Montgomery, et al, of the House, and Wright, Briggs, et al., of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Curnutt, HOUSE BILL NO. 448, by Holliman, was advanced to engrossment and third reading.

Upon motion of Senator Lowrance, HOUSE BILL NO. 114, by Speck, et al., was advanced to engrossment and third reading.

Upon motion of Senator Burns, HOUSE BILL NO. 179, by Davis, was advanced to engrossment and third reading.

Upon motion of Senator Hutchinson, HOUSE BILL NO. 583, by Eason, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, HOUSE BILLS NOS. 442, by Allen, and 443, by Allen, were advanced to engrossment and third reading.

Upon motion of Senator Taylor, HOUSE BILL NO. 220, by Cox, et al., was advanced to engrossment and third reading.

Upon motion of Senator Nichols, House Bill No. 328, by Coe, was advanced to engrossment and third reading.

### THIRD READING

HOUSE BILL NO. 397 was read at length for the third time.

Senator Commons asked unanimous consent, which was granted, to submit the following amendment, which was adopted, by unanimous consent:

Mr. President: I move to amend House Bill No. 397, line 2, page 5, by adding after the period at the end of the line the following:

"(d) The term 'inter-city' as used in this Act, is defined as describing transportation of either passengers or property, when such transportation is from one incorporated city or town to or through another incorporated city or town, or through two or more incorporated cities or towns, regardless of the point of origin or destination.

"(e) The term 'commercial purposes,' as used in this Act, is defined as describing all undertakings entered into for private gain or compensation, including all industrial pursuits, whether such undertakings involve the handling or dealing in commodities for sale or otherwise."

### COMMONS.

Senator Stewart asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend House Bill No. 397, line 17, page 3, by adding after the word, "materials," the following: "and provided further, such exempted vehicle from hauling last above

mentioned commodities may purchase merchandise, after having delivered such exempted commodities, may return same to his usual place of residence."

STEWART.

Senator Stewart, as a substitute for his amendment, submitted the following, which was adopted, by unanimous consent:

Mr. President: I move to amend House Bill No. 397, line 17, page 3, by adding after the word, "materials," the following: "or from market to farm, where it is incident to the transportation of said articles from farm to market for his own use, where driven by the owner of said truck or an employee."

STEWART.

House Bill No. 397, as amended, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Jones,	Ray,	Whitaker,
Briggs,	Fidler,	King,	Rinehart,	Wilbanks,
Burns,	Garvin,	Logan,	Ritzhaupt,	Willis,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Taylor,	
Commons,	Hutchinson,	Nichols,	Thomas,	
Curnutt,	Johnston,	Pugh,	Waldrep,	Total 36.

NAY:

Broadus,	Chamberlin,	Timmons.	Total, 3.
----------	-------------	----------	-----------

NOT VOTING:

Fischl,	Paul,	Stewart.
Ivester,	Spencer,	Total, 5.

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:

AYE:

Albright,	Duffy,	Jones,	Ray,	Whitaker,
Briggs,	Fidler,	King,	Rinehart,	Wilbanks,
Burns,	Garvin,	Logan,	Ritzhaupt,	Willis,
Bushyhead,	George,	Lowrance,	Rorschach,	Wright.
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Taylor,	
Commons,	Hutchinson,	Nichols,	Thomas,	
Curnutt,	Johnston,	Pugh,	Waldrep,	Total 36.



1938

*Senate Journal, Fifteenth Legislature*

**NAY:**

Broadus,	Chamberlin,	Timmons,	Total, 3.
----------	-------------	----------	-----------

**NOT VOTING:**

Fischl,	Paul,	Stewart,
Ivester,	Spencer,	Total, 5.

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. 397 was ordered referred for engrossment.

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:

**AYE:**

Briggs,	Duffy,	Jones,	Ray,	Whitaker,
Burns,	Fidler,	King,	Rinehart,	Wilbanks,
Bushyhead,	George,	Logan,	Ritzhaupt,	Willis,
Carlile,	Hill,	MacDonald,	Stewart,	
Carmack,	Ivester,	Nance,	Timmons,	
Chamberlin,	Johnston,	Nichols,	Waldrep,	Total, 27.

**NAY:**

Albright,	Curnutt,	Lowrance,	Taylor,	
Broadus,	Garvin,	Pugh,	Thomas,	
Commons,	Howsley,	Sowards,	Wright.	Total, 12.

**NOT VOTING:**

Fischl,	Paul,	Spencer.
Hutchinson,	Rorschach,	Total, 5.

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:

**AYE:**

Briggs,	Fidler,	King,	Rinehart,	Willis,
Burns,	George,	Logan,	Ritzhaupt,	Wright.
Bushyhead,	Hill,	MacDonald,	Stewart,	
Carlile,	Howsley,	Nance,	Timmons,	
Carmack,	Ivester,	Nichols,	Waldrep,	
Chamberlin,	Johnston,	Pugh,	Whitaker,	
Duffy,	Jones,	Ray,	Wilbanks.	Total, 30.

**NAY:**

Albright,	Commons,	Garvin,	Sowards,	Thomas.
Broaddus,	Curnutt,	Lowrance,	Taylor,	Total, 9.

**NOT VOTING:**

Fischl,	Paul,	Spencer.
Hutchinson,	Rorschach,	Total, 5.

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. 398, and ordered the same returned to the Honorable House.

Upon motion of Senator MacDonald, SENATE BILL NO. 213, by Johnston, was ordered stricken from the Calendar.

**GENERAL ORDER**

HOUSE BILL NO. 274, by Kerr, was brought up for consideration and read at length.

Upon motion of Senator Nichols, Committee Amendments to Engrossed House Bill No. 274 were ordered stricken.

Senator Hill moved that, for the balance of this session, all visitors be excluded from the floor of the Senate, which motion prevailed.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 274, page 3, by striking Section 2, and substituting therefor, the following:

"Section 2. The duties of the office and the position of the Chief Oil and Gas Conservation Agent, created and now existing under and by virtue of law, is hereby transferred to and consolidated with the office and position of the Conservation Officer, as herein named in Section 1; and all of the duties exercised by said Chief Oil and Gas Conservation Agent will, after the passage of this Act, be exercised by the Conservation Officer as herein named in Section 1.

"The positions, respectively, of Chief Oil and Gas Conservation Agent, and six of the eleven Conservation Officers, created and now existing by virtue of law under the 'Bureau for the Conservation of Oil and Gas,' are hereby abolished, and, from and after the effective date of this Act, the other officers and employees created and now existing by virtue of law under the 'Bureau for the Conservation of Oil and Gas' shall be under the supervision and control of the Conservation Officer as herein named in Section 1, and in addition to their present duties shall hereafter perform all duties imposed by said

Chapter 131, Session Laws 1933, and the statutory salaries thereof shall be paid from the said Conservation Fund; and the duties now imposed on the officers and positions by said Chapter 131, Session Laws 1933, shall also include the enforcement of all the laws, and the rules and regulations of the Corporation Commission pertaining to oil and gas."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 274, line 17, page 3, by striking all of Section Three and inserting in lieu thereof the following:

"Section 3. The Well Log Division of the Corporation Commission as now existing shall, from and after the effective date of this Act, be under the supervision and control of said Conservation Officer as herein named in Section One, and all fees collected by said division shall be paid into said Conservation Fund. Said division shall consist of three (3) clerks, two (2) of whom shall be paid Eighteen Hundred Dollars (\$1,800.00) per annum, payable monthly, and one of whom shall be paid Fifteen Hundred Dollars (\$1,500.00) per annum, payable monthly, same to be paid from said Conservation Fund."

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 274, page 4, by adding between lines 7 and 8 a new section to be known as Section 4, as follows: "Section 4. All Acts or parts of Acts in conflict herewith are hereby repealed." And by renumbering the remaining sections.

FISCHL.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 274, by amending the title to read as follows:

"An Act relating to Chapter 131, Oklahoma Session Laws 1933, providing that said Chapter shall hereinafter be designated the 'Oklahoma Oil and Gas Conservation Act', changing the designation of certain officers named therein and of the fund thereof; abolishing certain positions in the 'Bureau for the Conservation of Oil and Gas' and providing that the remaining positions in said Bureau be placed under the supervision and control of the 'Conservation Officer' mentioned in this Act and be paid from the 'Conservation Fund' named therein rather than from the General Revenue Fund of the State; placing the Well Log Division of the Corporation Commission under the supervision and control of said Conservation Officer and providing



that fees collected thereby be paid into said Conservation Fund; creating certain positions in said Division and providing that the salaries fixed therefor be paid from said Conservation Fund; and conferring further duties on employees created under Chapter 131, Session Laws of Oklahoma, 1933, and declaring an emergency."

NICHOLS.

Upon motion of Senator Nichols, House Bill No. 274, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 274, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

#### AYE:

Albright,	Curnutt,	Johnston,	Paul,	Wilbanks,
Briggs,	Duffy,	Jones,	Pugh,	Willis,
Broaddus,	Fidler,	King,	Rinehart,	Wright.
Burns,	Fischl,	Logan,	Sowards,	
Bushyhead,	George,	Lowrance,	Taylor,	
Carlile,	Hill,	MacDonald,	Timmons,	
Carmack,	Howsley,	Nance,	Waldrep,	
Commons,	Ivester,	Nichols,	Whitaker,	Total, 35.

#### NAY:

Garvin,	Ray.	Total, 2.
---------	------	-----------

#### NOT VOTING:

Chamberlin,	Ritzhaupt,	Spencer,	Thomas.
Hutchinson,	Rorschach,	Stewart,	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:

#### AYE:

Albright,	Curnutt,	Johnston,	Paul,	Wilbanks,
Briggs,	Duffy,	Jones,	Pugh,	Willis,
Broaddus,	Fidler,	King,	Rinehart,	Wright.
Burns,	Fischl,	Logan,	Sowards,	
Bushyhead,	George,	Lowrance,	Taylor,	
Carlile,	Hill,	MacDonald,	Timmons,	
Carmack,	Howsley,	Nance,	Waldrep,	
Commons,	Ivester,	Nichols,	Whitaker,	Total, 35.

## NAY:

Garvin, Ray, Total, 2.

## NOT VOTING:

Chamberlin, Ritzhaupt, Spencer, Thomas,  
Hutchinson, Rorschach, Stewart, 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.

House Bill No. 274 was ordered referred for engrossment.

HOUSE BILL NO. 179 was read at length for the third time.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend House Bill No. 179, line 6, page 1, by inserting after the word, "State," and before the word, "It," the following: "for use in any motor vehicle used in working and maintaining roads."

CURNUTT.

Senator Pugh submitted the following amendment:

Mr. President: I move to amend the Curnutt Amendment by adding "or which is being used for terracing farm property."

PUGH.

Senator Nichols moved that further consideration of House Bill No. 179 be indefinitely postponed.

Senator Burns moved to table the Nichols motion, which motion failed of adoption.

The vote occurring on the Nichols motion, it was declared adopted.

## SPECIAL COMMITTEE REPORT

Senator Chamberlin submitted the following Special Committee Report, which, upon his motion, was adopted:

REPORT OF SPECIAL JOINT COMMITTEE  
OF THE HOUSE AND SENATE

To the President of the Senate and  
the Speaker of the House of Representatives  
of the Fifteenth Legislature:  
Sirs:

We, your Special Joint Committee of the House and Senate, appointed to consider the advisability of submitting certain Proposed Constitutional Amendments and to consider the advisability of a Special Election therefor and to recommend date or dates therefor, beg leave

to report that we have met pursuant to such appointment and considered the questions referred to us by the respective Houses of the Fifteenth Legislature and herewith submit our recommendations, as follows:

"1ST. We recommend that the following Joint Resolutions be perfected by this Legislature as early as possible and during this Session, and submitted to a vote of the people of the State as Proposed Constitutional Amendments:

"1. Senate Joint Resolution No. 1, granting the right to women to hold certain major state offices, now pending in the House.

"2. Senate Joint Resolution No. 4, with reference to reorganization of the School Land Department, now pending in the House.

"3. House Joint Resolution No. 4, with reference to Homestead Exemptions, now pending in the Senate, and in this connection we specifically recommend, amongst other limitations, that said Proposed Amendment limit the exemption not to exceed Fifteen Hundred Dollar valuation, and further, that no valuation thereof shall be relieved of local school taxes.

"4. House Joint Resolution No. 6, with reference to Old Age Pensions, now pending in the Senate.

"2ND. We recommend that an amendatory section be added to each of the above Resolutions in the respective Houses where the same are now pending, calling a Special Election on the above four Resolutions and recommend July 9th, 1935, as a date therefor. In this connection, it will be necessary that this amendment calling election receive a two-thirds vote of all members elected to and constituting each branch of the Legislature.

"3RD. We recommend that the respective Houses of the Legislature in which the foregoing Resolutions are now pending, proceed immediately to perfect the same in order that a conference may be held thereon, if necessary, and in order that these Resolutions may be passed and election called thereon at this Session of the Legislature.

"4TH. The recommendation of this Committee with reference to the above and foregoing, are without reference to other pending Resolution proposing Amendments to the Constitution, but we recommend that if other such Resolutions are passed that the vote thereon be had at the next General Election or at such other date as may be fixed by the Legislature not in conflict with the election date on the Resolutions herein considered."

Respectfully submitted,

SHOEMAKE,  
COE,  
MORSE,  
ROBERTS,  
SULLIVAN,

House Committee.

CHAMBERLIN,  
MacDONALD,  
WHITAKER,  
JOHNSTON,  
NICHOLS,

Senate Committee.



Senators Ivester and Taylor asked unanimous consent, which was granted, to have the record show them "excused" for the balance of this week.

Upon motion of Senator Timmons, the Senate recessed to meet at 1:30 p. m.

#### AFTERNOON SESSION

At 1:30 p. m., the Senate was called to order by the President.

Senator Nichols moved that the Senate work under a call of the House, which motion prevailed.

Upon roll call, the following members were noted "absent": Senators Briggs, Carlile, Carmack, Commons, Fischl, Garvin, George, Logan, MacDonald, Ray, Rorschach, Stewart, Thomas and Wilbanks.

The Sergeant-At-Arms was instructed to notify all absent members of the Senate's order.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 413 correctly engrossed.

WILLIS, Chairman.

#### THIRD READING

HOUSE BILL NO. 79 was read at length for the third time.

Senator Burns moved that further consideration of House Bill No. 79 be indefinitely postponed, which motion prevailed.

Senators George, Briggs, Ray, Stewart, Fischl, Carlile, Commons, Logan, Garvin, Thomas and Wilbanks asked to be recorded "present," which was the order.

Senator Hill asked unanimous consent, which was granted, to be "excused" temporarily.

SENATE BILL NO. 413 was read at length for the third time.

Senator Johnston moved that further consideration of Senate Bill No. 413 be indefinitely postponed, which motion prevailed, the roll call thereon being as follows:

#### AYE:

Albright,	Curnutt,	Jones,	Pugh,	Whitaker,
Briggs,	Duffy,	King,	Rinehart,	Wilbanks,
Burns,	Fidler,	Lowrance,	Ritzhaupt,	Wright.
Bushyhead,	Howsley,	Nance,	Sowards,	
Chamberlin,	Johnston,	Paul,	Thomas,	Total, 23.

**NAY:**

Broadbudd,	Garvin,	Nichols,	Timmons,
Carlile,	George,	Ray,	Waldrep,
Commons,	Hutchinson,	Spencer,	Willis.
Fischl,	Logan,	Stewart,	Total, 15.

**EXCUSED:**

Hill,	Ivester,	Taylor.	Total, 3.
-------	----------	---------	-----------

**NOT VOTING:**

Carmack,	MacDonald,	Rorschach.	Total, 3.
----------	------------	------------	-----------

HOUSE BILL NO. 569 was read at length for the third time.

Senator Chamberlin asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 569, line 3, page 1, after the word, "lakes," insert a comma and strike the following: "constructed wholly with municipal funds," and by striking the Emergency clause and amending the title by striking the words, "AND DECLARING AN EMERGENCY."

**CHAMBERLIN.**

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Duffy,	Hutchinson,	Nichols,	Thomas,
Briggs,	Fidler,	Johnston,	Paul,	Whitaker,
Broadbudd,	Fischl,	Jones,	Rinehart,	Wilbanks,
Carlile,	George,	King,	Ritzhaupt,	Willis,
Chamberlin,	Hill,	Logan,	Sowards,	Wright.
Curnutt,	Howsley,	Nance,	Spencer,	Total, 29.

**NAY:**

Burns,	Garvin,	Ray,	Waldrep.
Bushyhead,	Lowrance,	Stewart,	
Commons,	Pugh,	Timmons,	Total, 10.

**EXCUSED:**

Ivester,	Taylor.	Total, 2.
----------	---------	-----------

**NOT VOTING:**

Carmack,	MacDonald,	Rorschach.	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. 569 was ordered referred for engrossment.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 512—By JOHNSTON,

An Act authorizing the Oklahoma Tax Commission to use current collections of income taxes for the year 1935 and prior years for the purpose of paying claims for over-payment of income for such years if claim therefor is filed within two years from the time of payment of excess taxes; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 535—By REED,

An Act establishing a system of civil service for all officers and employees of the State Game and Fish Department, except the Commissioners, and providing for classification of such officers and employees, for the conduction of examinations, the making of appointments and promotions, and method for discharge of officers and employees, authorizing the State Fish and Game Commission to carry out the terms of the Act, and to make necessary and proper rules and regulations therefor, prohibiting political and religious activities, making violations of the provisions of the Act misdemeanors, repealing conflicting laws; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 578—By MARTIN of the House, and RORSCHACH of the Senate,

An Act making supplemental appropriation for the Whitaker State Home for White Children, at Pryor, Oklahoma, for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 585—By DUNN,

An Act authorizing the representatives of the estate of Marion Woods, or his surviving wife, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the death of the said Marion Woods, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 586—By DUNN,

A bill authorizing the representatives of the estate of Floyd Shannan or his surviving wife to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the death of the said Floyd Shannan; and declaring an emergency.



*Eightieth Day, Friday, April 26, 1935*

1947

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 512, 535, 578, 585 and 586.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 602—By ALLEN,

An Act amending Section 10571, Oklahoma Statutes, 1931, relating to fraternal beneficiary associations, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 605—By COX, HUNT of Osage, CANTRELL, RAWLS, PAULS, DEATON, LARASON, SADLER, HOWELL, MYERS, FRAZIER, POTEET, MUNGER, WILDER, MARTIN, WRIGHT of Beaver, MOFFETT, TRAW, WILLIAMS, WYLY, ARMSTRONG, HUSER, COOK, BRUCE, BRANAN, SPECK, GREGORY, GOODWIN, O'DELL, BOGGS, HUNT of Pittsburg, BRYOM, BROWN, ABERNETHY of Harmon, KEYES, McALESTER, BEAMAN, JOHNSTON of Rogers, KIKER, JONES, MORROW, PUGH, BAILEY, DUNN, KING, ALLEN, THORNTON, HOLLIMAN, STOKES, MAUK, MOONEY, SINGLETON, SKINNER, COUCH, MUNGER, SCHWOERKE, PETERSON, HANKLA, RONE, BILLINGS, TWIDWELL, WHITT and CAMPBELL,

An Act relating to employment of teachers in public schools of this State; making certain Acts unlawful; prescribing penalties for violation of this Act, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 602 and 605.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

## ENROLLED HOUSE BILL NO. 355—By GIBBONS,

An Act regulating the use of roads and highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before same shall be allowed to proceed in this state; providing for employees necessary to operate such ports of entry and fixing the salaries of said employees; prescribing the duties of such employees; providing penalties for violation hereof; amending Section 12304 of the Oklahoma Statutes of 1931, as amended by Section two (2), chapter 200 of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma, approved June 27, 1933; and declaring an emergency.

## ENROLLED HOUSE BILL NO. 414—By O'BRIEN, EASON and MOFFETT,

An Act to accept the provisions of the Act of Congress of the United States of America approved June 6, 1933, entitled "an Act to provide for the establishment of a national employment system and for co-operation with the States in the promotion of such system and for other purposes", designating the Labor Commissioner of Oklahoma and the Department of Labor of Oklahoma as the agent of the State of Oklahoma to co-operate with the employment system in the administration of said Act; designating the State Treasurer as custodian of the funds; making appropriation; provisions of this Act to be effective July 1, 1935,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 355 and 414 were read at length for the fourth time, the enrolled copies signed, in open session, by the President, and ordered returned to the Honorable House.

To the President of the Senate,

Building,

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for the discharge of the House Conferees on:

## ENGROSSED SENATE BILL NO. 395—By SPECIAL COMMITTEE OF THE HOUSE,

An Act creating a conservation and reclamation district to be known as Grand River Dam Authority in accordance with and by the

authority set forth in Section 31, of Article 2, of the Constitution of the State of Oklahoma, and to be a governmental agency, body politic and corporate without power to mortgage or incumber any of its property or to alienate any of its property necessary to its business, or to levy taxes or assessments or to create any indebtedness payable out of taxes or assessments, or to pledge the credit of the State, fixing the boundaries thereof; conferring thereon certain powers, rights, privileges, and functions, including the power to control its tributaries, to develop, generate, distribute and sell water power and electric energy, to acquire property by condemnation or otherwise, to construct, maintain, use and operate facilities, to make contracts to borrow money, to create and issue its negotiable bonds for cash, property, or refunding purposes on stated terms and conditions, and in connection therewith to pledge all or any part of its revenues; vesting the powers of the district in the Board of Directors and prescribing the manner of their appointment and their duties; providing for the appointment of officers and their qualifications; agents, and employees, providing for the fiscal management of the district; preserving existing water rights to the extent provided; prescribing the necessary details; providing that if any provisions of this Act shall be held to be invalid, the validity of the other provisions thereof shall not be affected,

and further to advise you that in accordance with such action, the House has discharged its Conferees thereon.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

#### COMMITTEE REPORTS

The following Committee Report was submitted and, upon motion of Senator Broadus, adopted.

Mr. President: We, your committee on Banks and Banking, to whom was referred Engrossed House Bill No. 393, by Chambers, entitled:

An Act providing for the regulation and supervision by the State Bank Commissioner, of persons, companies, firms, co-partnerships, corporations, organizations, associations and individuals, engaged in the profession or business of making chattel loans; defining the profession or business of making chattel loans; providing for the issuance and revocation of licenses to engage in such business; limiting the interest rates that may be charged in making such loans; defining the word interest as used herein; providing for examination of the books of those covered by the terms of this Act; 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.

BROADDUS, Chairman.

Senator Willis submitted the following Committee Report:



Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 397 correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 397, as amended, and ordered the bill returned to the Honorable House.

Senator Carmack asked to be recorded "present," which was the order.

#### GENERAL ORDER

Senator Burns moved that the vote be reconsidered by which HOUSE BILL NO. 179, by Davis, was indefinitely postponed.

Senator Nichols moved to table the Burns motion, which motion failed of adoption.

The vote occurring on the Burns motion, it was declared adopted.

Senator MacDonald asked to be recorded "present," which was the order.

Senator Curnutt asked unanimous consent, to which Senator Nichols objected, to submit an amendment to House Bill No. 179.

Senator Curnutt moved that the rules of the Senate be suspended for the purpose of submitting an amendment to House Bill No. 179, which motion failed of adoption.

Senator Rorschach asked to be recorded "present," which was the order.

#### THIRD READING

The question being, "Shall House Bill No. 170 pass?" the roll was called with the following results:

##### AYE:

Broadbuss,	Fischl,	Lowrance,	Ritzhaupt,	
Burns,	Hill,	MacDonald,	Spencer,	
Carmack,	Hutchinson,	Paul,	Timmons,	
Commons,	Johnston,	Ray,	Wilbanks,	
Fidler,	Jones,	Rinehart,	Wright,	Total, 20.

##### NAY:

Albright,	Curnutt,	King,	Rorschach,	Whitaker,
Briggs,	Duffy,	Logan,	Sowards,	Willis.
Bushyhead,	Garvin,	Nance,	Stewart,	
Carlile,	George,	Nichols,	Thomas,	
Chamberlin,	Howsley,	Pugh,	Waldrep,	Total, 22.

EXCUSED:

Ivester, Taylor, Total, 2.

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 Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 395 correctly enrolled.

WILLIS, Chairman.

Senator Rorschach presiding.

Senate Bill No. 395 was read at length 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.

President Pro Tempore Briggs presiding.

Senator Timmons moved that the vote be reconsidered by which HOUSE BILL NO. 209, by Chambers, of the House, and Timmons, of the Senate, failed of passage.

Senator Nichols presiding.

Senator Pugh asked unanimous consent, to which objection was voiced, to submit an amendment to House Bill No. 209.

Senator Timmons moved that the rules of the Senate be suspended for the purpose of submitting amendments to House Bill No. 209.

Senator Logan raised a point of order against the Timmons motion, stating motion to reconsider the vote by which House Bill No. 209 failed of passage is before the Senate.

The Presiding Officer declared a motion to suspend the rules paramount and takes precedence over other matters.

The vote occurring on the Timmons motion, it was declared failed of adoption.

The vote occurring on the Timmons motion to reconsider the vote by which House Bill No. 209 failed of passage, it was declared failed of adoption, the roll call thereon being as follows:

AYE:

Broadbush,	Fischl,	Jones,	Rinehart,	Wilbanks.
Bushyhead,	George,	Logan,	Stewart,	
Curnutt,	Hill,	MacDonald,	Timmons,	
Fidler,	Hutchinson,	Pugh,	Waldrep,	Total, 17.

## NAY:

Albright,	Commons,	Lowrance,	Rorschach,	Wright.
Briggs,	Duffy,	Nance,	Sowards,	
Burns,	Garvin,	Nichols,	Spencer,	
Carlile,	Howsley,	Paul,	Thomas,	
Carmack,	Johnston,	Ray,	Whitaker,	
Chamberlin,	King,	Ritzhaupt,	Willis,	Total, 25.

## EXCUSED:

Ivester,	Taylor,	Total, 2.
----------	---------	-----------

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 274 and 569 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 274, as amended, and 569, as amended, and ordered each returned to the Honorable House.

Senator Chamberlin presiding.

## MOTION LODGED TO RECONSIDER

Referring to the Johnston motion to reconsider the vote by which HOUSE BILL NO. 360 was passed:

Senator Broadus moved to table the Johnston motion, which motion prevailed.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 360 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 360, as amended, and ordered the bill returned to the Honorable House.

## SPECIAL ORDER

HOUSE JOINT RESOLUTION NO. 6, by Morse, et al., of the House, and Spencer, of the Senate, was taken up for consideration.

Senator Nichols moved the adoption of his amendment, submitted on the 77th legislative day, as a substitute for House Joint Resolution No. 6, which motion prevailed.

Section 1 was read.



Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Substitute for Engrossed House Joint Resolution No. 6, line 8, page 8 after the word "pension" and before the word "No", by converting said period into a semi-colon and inserting the following: "Provided further, that all persons who shall become citizens of the State of Oklahoma subsequent to the effective date of this Amendment, shall be required to continuously remain in said State for a period of twenty years before they shall be entitled to any of the benefits or privileges of this Amendment or any legislation that may result from said Amendment."

NICHOLS.

Senator Nichols submitted the following amendment:

Mr. President: I move to amend Substitute for House Joint Resolution No. 6, line 13, page 9, by striking after the word "the" the remainder of the line and add the following:

"total amount granted by the State and Federal Government and in no event in excess of the amount hereinabove set forth."

NICHOLS.

Senators Briggs and Logan, as a substitute, submitted the following amendment:

Mr. President: We move to amend House Joint Resolution No. 6, lines 6 to 13, page 9, by striking the paragraph embracing lines 6 to 13. inclusive.

BRIGGS and LOGAN.

Senators Briggs, Wilbanks, Curnutt and Johnston, as a substitute for the Briggs-Logan Amendment, submitted the following amendment, which was adopted:

Mr. President: We move to amend House Joint Resolution No. 6, lines 6 to 13, page 9, striking lines 6 to 13, and insert in lieu thereof the following:

"Provided, that if and when the Federal Government shall provide funds for distribution to the relief of indigent aged citizens of this State, then such amount as may be paid by or from funds made available by Act of Congress, shall be included in and considered as a part of such amounts as may be available hereunder."

BRIGGS,  
WILBANKS,  
CURNUTT,  
JOHNSTON.

Senators Fidler, Logan, Rinehart and Johnston submitted the following amendment, which was adopted:

Mr. President: We move to amend House Joint Resolution No. 6, line 4, page 8, by adding after the word "age" and before the word "and," the following:

"for men and sixty (60) or more years of age for women."

FIDLER,  
LOGAN,  
RINEHART,  
JOHNSTON.

Senators Carlile, Ray, Wilbanks, Fischl, Fidler and Rinehart submitted the following amendment, which was tabled, upon motion of Senator Nichols:

Mr. President: We move to amend Substitute for Engrossed House Joint Resolution No. 6, line 18, page 8, by striking after the word "of" and before the word "per," the words and figures, "Fifteen Dollars (\$15.00)," and inserting in lieu thereof the words and figures "Twenty-five Dollars (\$25.00)," and by striking the words and figures, "Twenty Dollars (\$20.00)," in line 2, on page 9, and inserting in lieu thereof the words and figures, "Thirty-five Dollars (\$35.00)."

CARLILE,  
RAY,  
WILBANKS,  
FISCHL,  
FIDLER,  
RINEHART.

Senator Wilbanks submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 6, line 14, page 9, by striking all of line 14, and all the remainder of said Section One.

WILBANKS.

Senator Rinehart submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Substitute for House Joint Resolution No. 6, lines 10 and 11, page 11, by striking after the word "of" and before the word "to" the words and figures:

"Twenty Dollars (\$20.00)" and inserting instead, "\$25.00."

RINEHART.

Senator Johnston submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Nichols Substitute of Engrossed House Joint Resolution No. 6, page 9 by striking out lines 14 to 18, page 9, and the word "therefor," line 1, page 10, and inserting in lieu thereof the following: "Legislation enacted to provide available funds for the special funds herein authorized shall be limited to excise or license taxes making a specific levy therefor, and no law shall be enacted appropriating or attempting to appropriate any money from the General Revenue Funds of the State nor authorizing a levy or tax upon property."

JOHNSTON.

Senator Wright submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 6, line 16, page 8, by adding after the word "more" the words: "Provided no person shall be eligible to receive a pension who has been convicted of a felony in any state of the United States."

WRIGHT.

Senators Johnston and Whitaker submitted the following amendment, which was adopted:

Mr. President: We move to amend House Joint Resolution No. 6, line 5½, page 10 by adding at the end of Section 1, the following:

"Regardless of all monies or the amount thereof contributed by the United States Government, the administration of the Old Age Pension Law shall be retained within and exercised by the State."

JOHNSTON and WHITAKER.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Joint Resolution No. 6, line 16, page 8, by adding after the word "more" the following:

"It is further provided that if any person subject to this Act has at any time within ten (10) years before applying for a pension, deeded, sold, traded or given away any real or personal property, bonds or monies, with intent to receive the benefit of such pension, they shall not be subject to a pension as herein provided."

RITZHAUPT.

Upon motion of Senator Johnston, Section 1, as amended, was adopted.



Section 2 was read.

Senator Paul submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 6, line 18, page 11, by inserting after the word, "provided," and before the word "Legislature" the word, "the".

PAUL.

Senator Nichols submitted the following amendment, which was adopted.

Mr. President: I move to amend Section 2, to read as follows: "Section 2. The ballot title for said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No..... State Question No.....

"THE GIST OF THE PROPOSITION IS AS FOLLOWS:

"TO AMEND ARTICLE 5 OF THE CONSTITUTION OF OKLAHOMA BY ADDING A SECTION TO BE DESIGNATED AS SECTION 41-A, AUTHORIZING THE LEGISLATURE TO PROVIDE FOR THE PAYMENT OF A PENSION TO INDIGENT AGED CITIZENS RESIDING IN THIS STATE AND WHO HAVE BEEN BONA FIDE RESIDENTS OF THE STATE FOR FIFTEEN YEARS; PROVIDING THAT NO SUCH PENSION SHALL BE PAID TO PERSONS WHO EITHER PERSONALLY, OR TOGETHER WITH HIS SPOUSE, OR WHOSE SPOUSE, OWNS PROPERTY IN EXCESS OF TWO THOUSAND DOLLARS (\$2,000.00) IN VALUE OR HAS AN INCOME OF FIVE HUNDRED DOLLARS (\$500.00) OR MORE PER YEAR; THE PENSION NOT TO EXCEED FIFTEEN DOLLARS (\$15.00) PER MONTH TO ANY PERSON OR A TOTAL OF TWENTY DOLLARS (\$20.00) TO MEMBERS OF A FAMILY; PROVIDING THAT PENSION GRANTS, IF AND WHEN MADE BY THE FEDERAL GOVERNMENT, SHALL BE CONSIDERED AS A PART OF THE AMOUNT AVAILABLE HEREUNDER; PROVIDING THAT SUCH FUNDS SHALL ALWAYS BE ADMINISTERED BY THE STATE; MAKING CERTAIN OTHER REQUIREMENTS AND RESTRICTIONS AS TO TRANSFER OF PROPERTY, CONVICTIONS OF FELONIES; PROVIDING LEGISLATURE SHALL NEVER APPROPRIATE ANY MONEY FROM THE GENERAL REVENUE FUND FOR PAYMENT OF PENSIONS BUT FUNDS THEREFOR SHALL BE PROVIDED ONLY FROM SPECIAL OR EXCISE TAXES, AND NO PENSION CLAIM SHALL BE APPROVED OR PAID UNLESS THERE IS CASH ON HAND FOR THAT PURPOSE.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED.

"( ) YES

"( ) NO"

The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General.

NICHOLS.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 6, line 16, page 12, by adding a new section as follows:

Mr. President: I move to amend Substitute for Engrossed House

"Section 3. A special election is hereby ordered to be held throughout the State on the 9th day of July, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law."

NICHOLS.

Senators Nichols and Briggs asked to be added as joint authors of House Joint Resolution No. 6, which was the order.

Senator Rorschach asked to be "excused" temporarily which was the order.

Upon motion of Senator Johnston, House Joint Resolution No. 6, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Johnston, the rules of the Senate were suspended and House Joint Resolution No. 6, as amended, was considered engrossed and placed upon third reading and final passage.

By unanimous consent, Senator MacDonald was excused for the remainder of this legislative day.

### THIRD READING

HOUSE JOINT RESOLUTION NO. 6 was read for the third time at length as follows:

HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'DELL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburg, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY,

FRAZIER, SPENCER, PUGH, POTEET and WILLIAMS of the House, and SPENCER, NICHOLS and BRIGGS of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO ARTICLE 5 OF THE CONSTITUTION OF OKLAHOMA, TO BE KNOWN AS SECTION 41-A OF SAID ARTICLE.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 5 of the Constitution of the State of Oklahoma, same being a new section to be designated as Section 41-A of said Article, to-wit:

"Section 41-A, Article 5, Constitution. The Legislature may enact legislation providing for the payment of a pension to indigent citizens of the State of Oklahoma who actually reside within the State and are sixty-five (65) or more years of age, for men and sixty (60) or more years of age for women, and who have been continuously domiciled in and a bona fide resident of the State for fifteen (15) years or more next preceding the date of their application for such pension. Provided further, that all persons who shall become citizens of the State of Oklahoma subsequent to the effective date of this Amendment, shall be required to continuously remain in said State for a period of twenty years before they shall be entitled to any of the benefits or privileges of this Amendment or any legislation that may result from said Amendment. No such pension shall be granted to any person who either personally, or together with his or her spouse, or whose spouse, owns or controls real or personal property in excess of the value of Two Thousand Dollars (\$2,000.00); nor shall such a pension be granted to any person who either personally, or together with his or her spouse, or whose spouse, has an income of Five Hundred Dollars (\$500.00) per year or more. Provided no person shall be eligible to receive a pension who has been convicted of a felony in any state of the United States. It is further provided that if any person subject to this Act has at any time within ten (10) years before applying for a pension, deeded, sold, traded or given away any real or personal property, bonds or monies, with intent to receive the benefit of such pension, they shall not be subject to a pension as herein provided.

"The Legislature shall not provide for the payment of pensions in excess of Fifteen Dollars (\$15.00) per month to any one person, or more than a total of Twenty Dollars (\$20.00) per month to the members of any one family. The Legislature shall not pass any law granting a pension to any specific person or persons.

"Provided, that if and when the Federal Government shall



provide funds for distribution to the relief of indigent aged citizens of this State, then such amount as may be paid by or from funds made available by Act of Congress, shall be included in and considered as a part of such amounts as may be available hereunder.

"Legislation enacted to provide available funds for the special funds herein authorized shall be limited to excise or license taxes making a specific levy therefor, and no law shall be enacted appropriating or attempting to appropriate any money from the general revenue funds of the State nor authorizing a levy or tax upon property; and the State fund from which said pensions are paid shall be a cash fund and no pension claim against the same shall ever be approved or paid unless there is at the time of such approval sufficient moneys in said fund to pay the same in cash. Regardless of all monies or the amount thereof contributed by the United States Government, the administration of the Old Age Pension law shall be retained within and exercised by the State."

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

**"BALLOT TITLE**

Legislative Referendum No.....

State Question No. ....

The gist of the proposition is as follows:

TO AMEND ARTICLE 5 OF THE CONSTITUTION OF OKLAHOMA BY ADDING A SECTION TO BE DESIGNATED AS SECTION 41-A, AUTHORIZING THE LEGISLATURE TO PROVIDE FOR THE PAYMENT OF A PENSION TO INDIGENT AGED CITIZENS RESIDING IN THIS STATE, AND WHO HAVE BEEN BONA FIDE RESIDENTS OF THE STATE FOR FIFTEEN YEARS; PROVIDING THAT NO SUCH PENSION SHALL BE PAID TO PERSONS WHO EITHER PERSONALLY, OR TOGETHER WITH HIS SPOUSE, OR WHOSE SPOUSE, OWNS PROPERTY IN EXCESS OF TWO THOUSAND DOLLARS (\$2,000.00) IN VALUE OR HAS AN INCOME OF FIVE HUNDRED DOLLARS (\$500.00) OR MORE PER YEAR; THE PENSION NOT TO EXCEED FIFTEEN DOLLARS (\$15.00) PER MONTH TO ANY PERSON OR A TOTAL OF TWENTY DOLLARS (\$20.00) TO MEMBERS OF A FAMILY, PROVIDING THAT PENSION GRANTS, IF AND WHEN MADE BY THE FEDERAL GOVERNMENT, SHALL BE CONSIDERED AS A PART OF THE AMOUNTS AVAILABLE HEREUNDER; PROVIDING THAT SUCH FUNDS SHALL ALWAYS BE ADMINISTERED BY THE STATE; MAKING CERTAIN OTHER REQUIREMENTS AND RESTRICTIONS AS TO TRANSFER OF PROPERTY, CONVICTION OF FELONIES, PROVIDING THE LEGISLATURE SHALL NEVER APPROPRIATE ANY MONEY FROM THE GENERAL REVENUE FUND FOR PAYMENT OF PENSIONS BUT FUNDS

THEREFOR SHALL BE PROVIDED ONLY FROM SPECIAL OR EXCISE TAXES, AND NO PENSION CLAIM SHALL BE APPROVED OR PAID UNLESS THERE IS CASH ON HAND FOR THAT PURPOSE.

SHALL THE PROPOSED AMENDMENT BE ADOPTED?

( ) YES

( ) NO."

The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 3. A special election is hereby ordered to be held throughout the State on the 9th day of July, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Johnston,	Ray,	Waldrep,
Briggs,	Duffy,	Jones,	Rinehart,	Whitaker,
Broadbuss,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Logan,	Rorschach,	Willis,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Hutchinson,	Pugh,	Timmons,	Total, 41.

EXCUSED:

Ivester,	MacDonald,	Taylor.	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 amendment to the Constitution of the State of Oklahoma, proposed in House Joint Resolution No. 6, be submitted by the Secretary of State and referred to the people for their approval or rejection at a Special Election, to be held throughout the State on July 9th, 1935, and shall such election be called for that purpose?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Johnston,	Ray,	Waldrep,
Briggs,	Duffy,	Jones,	Rinehart,	Whitaker,
Broadus,	Fidler,	King,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	Logan,	Rorschach,	Willis,
Bushyhead,	Garvin,	Lowrance,	Sowards,	Wright.
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Hutchinson,	Pugh,	Timmons,	Total, 41.

## EXCUSED:

Ivester,	MacDonald,	Taylor.	Total, 3.
----------	------------	---------	-----------

The Presiding Officer announced that, two-thirds of all the members elected to and constituting the Senate having voted "Aye," thereon, the Senate had, by such vote, ordered a special election to be held throughout the State on July 9th, 1935, for the purpose of submitting and referring said proposed amendment to the people for their approval or rejection.

House Joint Resolution No. 6, as amended, was ordered referred for engrossment.

## SPECIAL ORDER

HOUSE JOINT RESOLUTION NO. 4, by Morse, et al, was taken up for consideration.

Section 1 was read.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 4, line 2, page 3, by striking after the word, "to," in line 2, and before the word, "indebtedness," in line 4, the balance of line 2, all of line 3 and the balance of line 4.

TIMMONS.

Senator Timmons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 4, line 9, page 3, by striking after the word, "laws," in line 9, and the period, and substituting therefor a semicolon and adding the following: "Providing further, an annual ad valorem tax levy for school purposes may be made in any school district by an amount not to exceed ten (10) mills on the dollar valuation, upon all property in the district, on condition that a majority of the qualified voters of such district voting at a special election called for that purpose so authorize."

TIMMONS.



Senator Rorschach asked to be recorded "present," which was the order.

Senator Duffy submitted the following amendment:

Mr. President: I move to amend House Joint Resolution No. 4, line 13, page 2, by inserting after the word, "that," and before the word, "are," the following words, "are actually occupied by the owner and,"

DUFFY.

Senator Johnston asked unanimous consent, which was granted, to amend the Duffy Amendment by striking the word, "occupied," and inserting the word, "domiciled."

The vote occurring on the Duffy amendment, as amended, it was declared adopted.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 4, line 8, page 2, by inserting after the word, "Oklahoma," and before the word, "of," the words, "and actually domiciled by the owner."

DUFFY.

Senators Waldrep and Johnston submitted the following amendment, which was adopted:

Mr. President: We move to amend House Joint Resolution No. 4, by striking lines 10 to 16, page 3.

WALDREP and JOHNSTON.

Upon motion of Senator Logan, Section 1, as amended, was adopted.

Section 2 was read.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 4, by striking Section 2 and inserting in lieu thereof the following:

"Section 2. The ballot title for said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No.....

State Question No.....

"THE GIST OF THE PROPOSITION IS:

"SHALL SECTION 6, ARTICLE 10, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA BE AMENDED BY ADDING THERETO AN ADDITIONAL SECTION, TO BE KNOWN AS SECTION 6-A, PROVIDING FOR THE EXEMPTION FROM AD VALOREM TAXATION OF HOMESTEADS TO AN AMOUNT TO BE FIXED BY THE LEGISLATURE, NOT TO EXCEED THE SUM OF FIFTEEN HUNDRED DOLLARS (\$1500.00): PROVIDED THAT THE SAME SHALL NOT APPLY TO PUBLIC BONDED INDEBTEDNESS OR OTHER VALID OUTSTANDING OBLIGATIONS HERETOFORE INCURRED OR FOR SPECIAL BENEFIT ASSESSMENTS ALREADY FOR WHICH MAY BE LEVIED AGAINST THE SAME HEREAFTER, EXCEPT FOR THE SUPPORT AND MAINTENANCE OF THE COMMON SCHOOLS, AS PROVIDED FOR BY SPECIAL ELECTION OF A MAJORITY OF THE QUALIFIED VOTERS OF THE SEVERAL SCHOOL DISTRICTS OF THE STATE OF OKLAHOMA.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED?

"( ) YES

"( ) NO."

"The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General."

RORSCHACH.

Senator Rorschach submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 4, line 3, page 3, by striking Section 3 and inserting in lieu thereof the following:

"Section 3. A special election is hereby ordered to be held throughout the State on the 9th day of July, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma, set forth in Section 1 of this resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law."

RORSCHACH.

Upon motion of Senator Logan, House Joint Resolution No. 4, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rorschach, the rules of the Senate were suspended and House Joint Resolution No. 4, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE JOINT RESOLUTION NO. 4 was read at length for the third time, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 4—By MORSE and OTHERS.

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 FOR THE PURPOSE OF AMENDING SECTION 6, ARTICLE 10, THEREOF, BY ADDING AN ADDITIONAL SECTION TO BE KNOWN AS SECTION 6-a, TO PROVIDE FOR THE EXEMPTION FROM CERTAIN AD VALOREM TAXATION OF HOMESTEADS NOT TO EXCEED THE SUM OF FIFTEEN HUNDRED (\$1,500.00) DOLLARS WHICH AMOUNT MAY BE SET BY THE LEGISLATURE.

Now, Therefore, Be It Resolved By The Senate And The House Of Representatives Of the Fifteenth Legislature Of the State Of Oklahoma:

SECTION 1. That the following amendment to Section 6, Article 10, of the Constitution of the State of Oklahoma, by adding thereto an additional Section to be known as Section 6-a, is hereby proposed. The Secretary of State is hereby authorized and directed to submit the amendment to the people for their approval or rejection as provided by law. Said proposed amendment shall be as follows:

"Article 10, Section 6-a:

"All lands classified as homesteads under the provisions of Section 1, Article 12, of the Constitution of the State of Oklahoma, and actually domiciled by the owner of the assessed valuation of more than the amount that may be set by the Legislature, not to exceed Fifteen Hundred (\$1500.00) Dollars, shall be exempt to the extent of the said sum so fixed.

"No lands classified as homesteads under the provisions of Section 1, Article 12, of the Constitution of the State of Oklahoma that are actually domiciled by the owner and are of the assessed valuation, or less, of that amount that may be set by the Legislature, which amount shall not exceed Fifteen Hundred (\$1,500.00) Dollars, shall be subject to ad valorem taxation; provided that this amendment to the Constitution shall not apply to indebtedness or other valid outstanding obligations heretofore incurred; and/or any special benefit assessment which have heretofore or which may hereafter be levied against the same for special improvements under the then or future existing laws;

"Provided further, an annual ad valorem tax levy for school purposes may be made in any school district by an amount not to exceed ten (10) mills on the dollar valuation, upon all property



in the district, on condition that a majority of the qualified voters of such district voting at a special election called for that purpose so authorize.

"It shall be the duty of the Legislature to pass appropriate laws placing into effect this Article."

Section 2. The ballot title for said proposed amendment shall be in the following form:

**"BALLOT TITLE**

"Legislative Referendum No.....

State Question No.....

"THE GIST OF THE PROPOSITION IS, AS FOLLOWS:

"SHALL SECTION 6, ARTICLE 10, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA BE AMENDED BY ADDING THERETO AN ADDITIONAL SECTION, TO BE KNOWN AS SECTION 6-A, PROVIDING FOR THE EXEMPTION FROM AD VALOREM TAXATION OF HOMESTEADS TO AN AMOUNT TO BE FIXED BY THE LEGISLATURE, NOT TO EXCEED THE SUM OF FIFTEEN HUNDRED DOLLARS (\$1500.00); PROVIDED THAT THE SAME SHALL NOT APPLY TO PUBLIC BONDED INDEBTEDNESS OR OTHER VALID OUTSTANDING OBLIGATIONS HERETOFORE INCURRED OR FOR SPECIAL BENEFIT ASSESSMENTS ALREADY OR WHICH MAY BE LEVIED AGAINST THE SAME HEREAFTER, EXCEPT FOR THE SUPPORT AND MAINTENANCE OF THE COMMON SCHOOLS AS PROVIDED FOR BY SPECIAL ELECTION OF A MAJORITY OF THE QUALIFIED VOTERS OF THE SEVERAL SCHOOL DISTRICTS OF THE STATE OF OKLAHOMA.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED?

"( ) YES

"( ) NO."

The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General.

Section 3. A special election is hereby ordered to be held throughout the State on July 9th, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma, set forth in Section 1 of the Resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Johnston,	Ray,	Waldrep,
Briggs,	Duffy,	Jones,	Rinehart,	Wilbanks,
Broaddus,	Fidler,	King,	Ritzhaupt,	Willis,
Burns,	Fischl,	Logan,	Rorschach,	Wright.
Bushyhead,	Garvin,	Lowrance,	Sowards,	
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Hutchinson,	Pugh,	Timmons,	Total, 40.

## NAY:

Whitaker, Total, 1.

## EXCUSED:

Ivester, MacDonald, Taylor, 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 amendment to the Constitution of the State of Oklahoma, proposed in House Joint Resolution No. 4, be submitted by the Secretary of State and referred to the people for their approval or rejection at a Special Election, to be held throughout the State on July 9th, 1935, and shall such election be called for that purpose?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Johnston,	Ray,	Waldrep,
Briggs,	Duffy,	Jones,	Rinehart,	Wilbanks,
Broaddus,	Fidler,	King,	Ritzhaupt,	Willis,
Burns,	Fischl,	Logan,	Rorschach,	Wright.
Bushyhead,	Garvin,	Lowrance,	Sowards,	
Carlile,	George,	Nance,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Howsley,	Paul,	Thomas,	
Commons,	Hutchinson,	Pugh,	Timmons,	Total, 40.

## NAY:

Whitaker, Total, 1.

## EXCUSED:

Ivester, MacDonald, Taylor, Total, 3.

The Presiding Officer announced that, two-thirds of all the members elected to and constituting the Senate having voted "Aye," thereon, the Senate had, by such vote, ordered a special election to be held throughout the State on July 9th, 1935, for the purpose of submitting and referring said proposed amendment to the people for their approval or rejection.

House Joint Resolution No. 4, as amended, was ordered referred for engrossment.

Senator Logan moved that the Call of the House be lifted, which motion failed of adoption.

Senator Commons presiding.

### CONFERENCE COMMITTEE REPORT

The following Conference Committee Report was submitted and upon motion of Senator Nichols, adopted:

To the President of the Senate and  
The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Senate Bill No. 111, entitled:

An Act making an appropriation to pay unpaid claims against certain State Institutions, Departments, Commissions and Boards herein named, and against the State of Oklahoma, and declaring an emergency,

beg leave to report that we have had the same under consideration and hereby recommend:

1. That the House recede from Amendment No. 1.
2. That the House recede from Amendment No. 2.
3. That the following Conference Committee Amendment be substituted for House Amendment No. 3:  
"For feed for livestock at A. & M. College .....\$7,500.00."
4. That the Senate concur in Amendment No. 4.
5. That the House recede from Amendment No. 5.
6. That the House recede from Amendment No. 6, and that the figures "1933" in line 3 of said Amendment be amended to read "1931."
7. That the House recede from Amendment No. 7.
8. That the House recede from Amendment No. 8.
9. That the House recede from Amendment No. 9.
10. That the following Conference Committee Amendment be adopted: By adding under "Eastern Oklahoma College at Wilburton, the following:  
"To pay for Material for the Construction of a Building and for typewriters, for the fiscal year ending June 30, 1935.....\$2,572.76"
11. That the following Conference Committee Amendments be adopted: By adding the following item:



## "INSTITUTE FOR FEEBLE-MINDED, ENID

"To pay Myrtle Andruss salary from March 1, 1931, to February 1, 1935 ..... \$3,525.00"

"To pay E. H. Andruss salary from January 18, 1931, to February 1, 1931 ..... 104.74."

12. That the following Conference Committee Amendment be adopted: By adding the following item:

"To pay Ross Grocery Company at McAlester for furnishing food to the destitute at McAlester, Oklahoma in December, 1934 ..... \$200.00."

Respectfully submitted,

SINGLETON,

ALLEN,

O'DELL,

CORSON,

WELCH,

House Conferees.

NICHOLS,

BROADDUS,

RITZHAUPT,

JONES,

PAUL,

WHITAKER,

BRIGGS,

Senate Conferees.

Senate Bill No. 111, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Chamberlin,	Johnston,	Paul,	Thomas,
Briggs,	Commons,	Jones,	Ray,	Whitaker,
Broaddus,	Fischl,	King,	Rinehart,	Wilbanks,
Burns,	Garvin,	Logan,	Ritzhaupt,	
Bushyhead,	George,	Lowrance,	Sowards,	
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Stewart,	Total, 31.

NAY:

Curnutt,	Hutchinson,	Rorschach,	Waldrep,	Wright.
Duffy,	Pugh,	Timmons,	Willis,	Total, 9.

EXCUSED:

Fidler,	Ivester,	MacDonald,	Taylor,	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:

AYE:

Albright,	Chamberlin,	Johnston,	Paul,	Thomas,
Briggs,	Commons,	Jones,	Ray,	Whitaker,
Broadbudds,	Fischl,	King,	Rinehart,	Wilbanks,
Burns,	Garvin,	Logan,	Ritzhaupt,	
Bushyhead,	George,	Lowrance,	Sowards,	
Carlile,	Hill,	Nance,	Spencer,	
Carmack,	Howsley,	Nichols,	Stewart,	Total, 31.

NAY:

Curnutt,	Hutchinson,	Rorschach,	Waldrep,	Wright.
Duffy,	Pugh,	Timmons,	Willis,	Total, 9.

EXCUSED:

Fidler,	Ivester,	MacDonald,	Taylor.	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. 111, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

Senator Nance moved that, when the Senate adjourns today, it adjourn to meet at 9:30 a. m., tomorrow, which motion prevailed.

Upon motion of Senator Nichols, HOUSE BILL NO. 246, by Bruce, et al., was ordered withdrawn from the Committee on Appropriations and placed upon the Calendar.

Upon motion of Senator Nichols, House Bill 246 was advanced to engrossment and third reading.

THIRD READING

HOUSE BILL NO. 377 was read at length for the third time.

Senator Stewart asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 377, line 2, page 3, by striking after the word, "County," the figures "\$1,250.00," and inserting the figures "\$2,500.00"; also between lines 2 and 3, page 3, by adding the following:

"Con. 6, McCurtain County .....	\$2,500.00
"Con. 74, McCurtain County .....	1,250.00"

STEWART.

Senator Stewart asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 377, lines 4 and 5, page 1, by striking after the word, "of," and before the word, "to," in line 5, the words and figures, "Thirty-seven Thousand, One Hundred Twenty-five (\$37,125.00)," and inserting the figures, "42,125.00."

#### STEWART.

Senator Chamberlin asked unanimous consent, which was granted, to be "excused" temporarily.

House Bill No. 377, as amended, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Commons,	Hutchinson,	Nichols,	Spencer,
Briggs,	Curnutt,	Johnston,	Paul,	Stewart,
Broadbudd,	Fischl,	Jones,	Pugh,	Whitaker,
Burns,	Garvin,	King,	Ray,	Wilbanks,
Bushyhead,	George,	Logan,	Rinehart,	Willis.
Carlile,	Hill,	Lowrance,	Ritzhaupt,	
Carmack,	Howsley,	Nance,	Sowards,	Total, 33.

#### NAY:

Duffy,	Thomas,	Waldrep,	
Rorschach,	Timmons,	Wright.	Total, 6.

#### EXCUSED:

Chamberlin,	Ivester,	Taylor.
Fidler,	MacDonald,	Total, 5.

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:

#### AYE:

Albright,	Commons,	Hutchinson,	Nichols,	Spencer,
Briggs,	Curnutt,	Johnston,	Paul,	Stewart,
Broadbudd,	Fischl,	Jones,	Pugh,	Whitaker,
Burns,	Garvin,	King,	Ray,	Wilbanks,
Bushyhead,	George,	Logan,	Rinehart,	Willis.
Carlile,	Hill,	Lowrance,	Ritzhaupt,	
Carmack,	Howsley,	Nance,	Sowards,	Total, 33.

#### NAY:

Duffy,	Thomas,	Waldrep,	
Rorschach,	Timmons,	Wright.	Total, 6.



EXCUSED:

Chamberlin,	Ivester,	Taylor.
Fidler,	MacDonald,	Total, 5.

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. 377 was ordered referred for engrossment.

Senator Hili moved that HOUSE BILLS NOS. 24 and 424, being Revenue Raising Bills, be stricken, and that the Chairman of the Committee on Rules and Procedure be directed to arrange the calendar for the next legislative day, which motion prevailed.

Upon motion of Senator Sowards, SENATE BILL NO. 327, by Lowrance, was ordered stricken from the calendar.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 395—By RORSCHACH and COMMONS,

An Act creating a conservation and reclamation district to be known as Grand River Dam Authority in accordance with and by the authority set forth in Section 31, of Article 2, of the Constitution of the State of Oklahoma, and to be a governmental agency, body politic and corporate without power to mortgage or incumber any of its property or to alienate any of its property necessary to its business, or to levy taxes or assessments or to create any indebtedness payable out of taxes or assessments, or to pledge the credit of the State, fixing the boundaries thereof; conferring thereon certain powers, rights, privileges, and functions, including the power to control, store, preserve, use, distribute and sell the water of the Grand River and its tributaries, to develop, generate, distribute and sell water power and electric energy, to acquire property by condemnation or otherwise, to construct, maintain, use and operate facilities, to make contracts to borrow money, to create and issue its negotiable bonds for cash, property, or refunding purposes on stated terms and conditions, and in connection therewith to pledge all or any part of its revenues vesting the powers of the district in the Board of Directors and prescribing the manner of their appointment and their duties; providing for the appointment of officers and their qualifications; agents, and em-

ployees, providing for the fiscal management of the district; preserving existing water rights to the extent provided; prescribing all necessary details; providing that if any provisions of this Act shall be held to be invalid, the validity of the other provisions thereof shall not be affected,

and to advise you, and through you the Honorable Senate, that the same has been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 395 was ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 217—By GIBBONS, KING, CAMPBELL, TRAW, JONES, MORROW, BROWN, HOWELL, DOTY, HUEY, WILLIAMS, CORSON, ARMSTRONG, PUGH, WRIGHT, BYROM, BREWER, TAYLOR, EASON, PHILLIPS of Pawnee, MOONEY, HOLLIMAN, GREGORY, RAASCH and WHITAKER of the House, and BRIGGS, HILL, GARVIN, BURNS and STEWART of the Senate,

An Act authorizing and providing for the issuance of negotiable coupon bonds of the State of Oklahoma, for the purpose of funding the indebtedness of the State represented by the valid warrants drawn against the general revenues of the State for any fiscal year prior to July 1, 1935; providing for the issuance of the bonds by the State Board of Equalization; prescribing the procedure to be followed in issuing the bonds; requiring the bonds to be approved by the Supreme Court and making them thereafter incontestable in any court in the State; providing for the execution, registration and other details of the bonds; prescribing the duties of officers with preference to said bonds; providing for their issuance in series; and authorizing the bonds to be either sold or exchanged for the purpose of paying and cancelling the warrants funded; providing for the payment of the bonds, creating a special fund therefor, and appropriating the monies to be placed therein to the payment of the principal and interest of said bonds; pledging certain revenues for the payment of the bonds; pledging the full faith, credit and resources of the State to the payment of the bonds; prescribing penalties for misappropriation of funds referred to in the Act; making an appropriation for cost or printing and lithographing bonds; authorizing the investment of certain public and private funds in bonds and permitting said bonds to be used as collateral securities for the deposit of public funds; providing that the provisions of the Act are severable, and declaring an emergency.

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed as Amended by such Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 217 was submitted, as follows, and, upon motion of Senator Nance, adopted:

The Conference Committee on House Bill No. 217 makes the following report and recommends its adoption.

First. That the Senate recede from Amendment No. 1.

Second. That the following Conference Committee Amendment be adopted:

In Section 8, Page 6, Line 34, after the word "warrants" and before the word "in," insert the following language, "there shall be credited to said fund such proportion of the revenues as are set aside for the payment of state indebtedness, such revenues accruing and such allocation being made in accordance with the provisions of House Bill No. 29, Session Laws, Regular Session 1935, Oklahoma Legislature."

Conference Committee Amendment No. 2. On Page 8, Section 12, Line 16, of the House typewritten bill, after the word "state" add the following language: "The State School Land Commission is hereby authorized to invest its surplus funds in the funding bonds issued pursuant to the provisions of this Act.

KIRKPATRICK,	COMMONS,
Chairman, House Conferees.	Chairman Senate Conference.

TAYLOR,	NICHOLS,
RAASCH,	PAUL,
ABERNETHY (Harmon),	NANCE,
COOK,	WILLIS,
GIBBONS,	CHAMBERLIN,
HUSER.	WILBANKS,

Senator Nance presiding.

House Bill No. 217, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



## AYE:

Albright,	Fischl,	King,	Ritzhaupt,	Willis,
Briggs,	Garvin,	Logan,	Rorschach,	Wright.
Burns,	George,	Nance,	Sowards,	
Carlile,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Johnston,	Pugh,	Thomas,	
Duffy,	Jones,	Ray,	Whitaker,	Total, 30.

## NAY:

Broaddus,	Carmack,	Lowrance,	Timmons,	Wilbanks,
Bushyhead,	Hutchinson,	Rinehart,	Waldrep,	Total, 9.

## EXCUSED:

Chamberlin,	Ivester,	Taylor.
Fidler,	MacDonald,	Total, 5.

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:

## AYE:

Albright,	Fischl,	King,	Ritzhaupt,	Willis,
Briggs,	Garvin,	Logan,	Rorschach,	Wright.
Burns,	George,	Nance,	Sowards,	
Carlile,	Hill,	Nichols,	Spencer,	
Commons,	Howsley,	Paul,	Stewart,	
Curnutt,	Johnston,	Pugh,	Thomas,	
Duffy,	Jones,	Ray,	Whitaker,	Total, 30.

## NAY:

Broaddus,	Carmack,	Lowrance,	Timmons,	Wilbanks,
Bushyhead,	Hutchinson,	Rinehart,	Waldrep,	Total, 9.

## EXCUSED:

Chamberlin,	Ivester,	Taylor.
Fidler,	MacDonald,	Total, 5.

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 House Bill No. 217, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

The following Message from the Governor was received:

To the Honorable,  
The State Senate,  
15th Legislature:

I hereby nominate and request you to confirm the appointment of:

STEPHEN A. GEORGE, ARDMORE, OKLAHOMA,

as a Member of the Board of Education, to succeed and for the remainder of the term of W. C. Kite, resigned.

DONE, at Oklahoma City, Oklahoma, this the 26th day of April, 1935.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA:

E. W. MARLAND.

Upon motion of Senator Nance, the Senate closed its doors and went into executive session.

\* \* \* \*

The Senate reassembled, in open session, with Senator Nichols presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Fischl, seconded by Senator Lowrance, advised and consented to the executive nomination of STEPHEN A. GEORGE, Ardmore, as Member of the Board of Education, to succeed and for the remainder of the term of W. C. Kite, resigned.

The Senate, in executive session, and upon motion of Senator Chamberlin, advised and consented to the confirmation of the executive nomination of A. DERRYBERRY, Altus as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

The Senate, in executive session, and upon motion of Senator George, advised and consented to the confirmation of the executive nomination of TOM DYER, Blanchard, as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of the executive nomination of JOE ALBERTS, Perry, as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

The Senate, in executive session, and upon motion of Senator Waldrep, advised and consented to the confirmation of the executive nomination of G. P. CARR, Shawnee, as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

The Senate, in executive session, and upon motion of Senator Waldrep, advised and consented to the confirmation of the executive nomination of SIM JOHNSON, Konowa, as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

The Senate, in executive session, and upon motion of Senator Rinehart, advised and consented to the Confirmation of the executive

nomination of JOSEPH S. THOMPSON, Oklahoma City, as a Member of the State Board of Arbitration and Conciliation, for a term of four (4) years.

Upon motion of Senator Nance, HOUSE BILL NO. 591, by Gibbons et al, was ordered printed.

President Pro Tempore Briggs presiding.

#### MESSAGES

The following Messages from the Honorable House were received and read.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 29—By GIBBONS, CARLETON, SCHOWERKE, ELLIS, BILLINGS, COE, and KEYES of the House, and FIDLER of the Senate,

A Concurrent Resolution giving the Governor the power to release the lease held by the State on the west two hundred ninety (290) feet of block eleven (11) Military Addition to Oklahoma City, Oklahoma, and relinquish all rights of the State therein.

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Concurrent Resolution No. 29 was ordered printed and placed upon the Calendar.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 16—By BILLINGS.

A Joint Resolution providing for the submission of a proposed



*Eightieth Day, Friday, April 26, 1935*

1977

amendment to the Constitution of the State of Oklahoma relating to the selection of the Clerk of the Supreme Court, and amending Section 7, Article 7, of the Constitution of the State of Oklahoma,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Joint Resolution No. 16.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 121—By WELCH, BRUCE, CARMICHAEL, COE, DAVIS, FRAZIER, MONTGOMERY, O'BRIEN, RAWLS, RONE, SADLER, SPEAR, STANDRIDGE, STOKES, WYLY, SCHWOERKE, and DOTY of the House, and WHITAKER and CHAMBERLIN of the Senate,

An Act relating to real estate, the title of which has been acquired by a county or the Board of County Commissioners of a County, or the chairman of the Board of County Commissioners of a county, by virtue of any tax resale; repealing Chapter 159, Oklahoma Session Laws of 1933, being House Bill No. 682, of the Regular Session of the Fourteenth Legislature; saving to all persons any rights acquired by them by virtue thereof; providing a procedure by which counties may sell such real estate; giving to the last previous record owner or owners of such real estate and their grantees, assigns, heirs, devisees and successors in interest the right, during the remainder of the year 1935, to reacquire the title thereto; providing the procedure and conditions thereof; providing that upon such reacquisition title to such real estate shall revert just as though tax deed had never been issued, providing that upon sale of such real estate or reacquisition thereof by the former owners, such real estate shall be free from ad valorem taxes for the years for which the same was sold at resale and all subsequent years up to and including the year in which the county is divested of the title thereto; apportioning the funds derived from sale thereof; providing the duties of the various county officers in connection therewith; amending Sections 2, 4 and 5 of Chapter 14, Session Laws of 1933, and declaring an emergency,

together with the Engrossed Senate Amendment to same, and the Conference Committee Report thereon, and the Conference Committee Substitute therefor, and to advise you and through you the Honorable

Senate, that the Conference Committee Substitute has been adopted, and the Bill passed as amended by such Substitute.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 121 was read, as follows, and, upon motion of Senator Whitaker, adopted:

Mr. Speaker: We, your House and Senate Conference Committee to whom was referred House Bill No. 121, by Welch, et al., entitled:

An Act giving to former owners of real estate the title to which has been acquired by the Chairman of the Board of County Commissioners of any county at resale and has not been further conveyed, and their grantees, assigns, heirs, devisees and successors in interest the exclusive right during the remainder of the year 1935 to reacquire the title thereto, providing the procedure and conditions therefor; and providing that upon such reacquisition, title to such real estate shall revert just as though resale tax deed had never been issued except that the same shall be free from ad valorem taxes for the years for which the same was sold and all subsequent years up to and including the year 1934; apportioning the funds derived therefrom; providing the duties of the County Clerk and the County Treasurer in connection therewith, suspending the enforcement of Chapter 159, House Bill No. 682, Fourteenth Legislature, 1933, Regular Session and all other 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 the attached Conference Committee Substitute for House Bill No. 121 do pass.

WELCH,

KERR,

ELLIS,

FRAZIER,

RONE,

House Conferees.

WHITAKER,

CHAMBERLIN,

RAY,

RINEHART,

MacDONALD,

Senate Conferees.

By unanimous consent, House Bill No. 121, as amended in conference, was ordered printed.

To the President of the Senate,

Building,

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 309—By BOGGS, FRAZIER, HUNT of Osage, THORNTON and WRIGHT of Washita,

An Act amending Sections 8903, 8904, 8914, 8915, 8917, 8918, 8919,

8920, 8922, and 8923, Oklahoma Statutes, 1931, relating to plant inspection and quarantine; providing for registration of nurserymen and nursery dealers; fixing salaries; repealing Acts in conflict herewith; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 544—By McALESTER,

An Act repealing Chapter 77, Oklahoma Session Laws, 1919, relating to the use of county sinking fund for erecting or repairing county court house or jail, being Sections 7479 and 7480, of the Oklahoma Statutes, 1931; also repealing Chapter 10, Oklahoma Session Laws, 1910, relating to purchase of tribal buildings for court houses out of sinking fund, being Sections 7503 and 7504, Oklahoma Statutes, 1931; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 571—By COX and KIRKPATRICK,

An Act relating to an investigation of the affairs of the School Land Commissioners and the School Land Department of the State of Oklahoma; providing for the appointment, compensation, powers and duties of a committee to conduct said investigation; giving said committee power to subpoena witness and to punish as for contempt, authorizing said committee to employ and fix compensation of necessary attorneys, auditors, stenographers and clerical help and to pay other actual and necessary expenses of committee; making appropriations to pay said per diem, compensation and expenses and providing manner of payment thereof, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 309, 544 and 571.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 151—By COMMONS,

An Act amending Section 1360, Oklahoma Statutes, 1931, Section 1355, C. O. S., 1931, repealing all Acts and parts of Acts in conflict herewith, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 151 was ordered referred for enrollment.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith:

**ENGROSSED SENATE BILL NO. 406—By RAY.**

An Act relating to fish and game, amending Sections 4824, and 4789, Oklahoma Statutes, 1931, as amended by Sections 1 and 2, respectively in House Bill No. 419 of the Fifteenth Legislature, making it unlawful to possess any part of the carcass of deer or wild turkey; prescribing penalties for violation hereof, and declaring an emergency,

together with Engrossed House Substitute for same, and to advise you, and through you the Honorable Senate, that the Bill has been passed as amended by such Substitute and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 406 was read, as follows, and, upon motion of Senator Ray, concurred in by the Senate.

**ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 406—By RAY.**

AN ACT RELATING TO FISH AND GAME, AMENDING SECTIONS 4824 AND 4789, OKLAHOMA STATUTES, 1931, AS AMENDED BY SECTIONS 1 AND 2 RESPECTIVELY IN HOUSE BILL NO. 419 OF THE FIFTEENTH LEGISLATURE, MAKING IT UNLAWFUL TO POSSESS ANY PART OF THE CARCASS OF DEER OR WILD TURKEY; PRESCRIBING PENALTIES FOR VIOLATION HEREOF, AND DECLARING AN EMERGENCY.

Be It Enacted By The People Of The State Of Oklahoma:

SECTION 1. Section 4824, Oklahoma Statutes, 1931, as amended by Section 1, House Bill 419, of the 15th Legislature of Oklahoma, is hereby amended to read as follows:

"Section 4824. It shall be unlawful for any person over sixteen years of age, or more, to fish without first having applied for and secured a fishing license.

"Provided that no license shall be required for any person fishing in running streams when using worms for bait and taking only non-game fish. Provided further, that no person shall be required to secure a license to fish on lands owned or leased and actually occupied by him.

"Provided that non-residents shall secure license for any and all forms of fishing."

SECTION 2. Section 4789, Oklahoma Statutes, 1931, as amended by Section 2, House Bill No. 419, of the 15th Legislature of Oklahoma, is hereby amended to read as follows:

"Section 4789. It shall be unlawful for any person to hunt, chase, capture, shoot at, wound or kill any deer, or wild turkey, within this state, except during open season, as provided by law. It shall also be unlawful for any person to have in his possession any deer meat, head, hide, or any part of the carcass of a deer, or any part of the carcass of a wild turkey, not legally taken.

"Any person violating any of the provisions of this Section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than Fifty (\$50.00) Dollars and not more than Two Hundred (\$200.00) Dollars, or by imprisonment in the county jail for not less than ten (10) days nor more than thirty (30) days, or by both such fine and imprisonment."

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.

By unanimous consent Senate Bill No. 406, as amended by the Honorable House, was ordered printed.

The following Messages from the Governor were received and read:

April 25, 1935.

To the President and Members  
of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 38 and 39, entitled:

ENROLLED SENATE BILL NO. 38—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS, entitled:

An Act providing for the officers and employees of the Oklahoma Historical Society and fixing their compensation.

ENROLLED SENATE BILL NO. 39—By BROADDUS, CHAMBER-

LIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS, entitled:

An Act relating to the Oklahoma Historical Society, its powers, duties, its Board of Directors, officers and employees, their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and records in its custody, changes therefor, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

April 24, 1935.

To the President and Members  
of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 86, 229, and 329, entitled:

ENROLLED SENATE BILL NO. 86—By RINEHART and CUR-  
NUTT, entitled:

An Act authorizing administrators, executors and guardians to lease lands and mineral interests in land for oil and gas mining purposes, prescribing the procedure therefor, and declaring an emergency.

ENROLLED SENATE BILL NO. 229—By RORSCHACH of the Senate and BAILEY of the House, entitled:

An Act authorizing transfer of funds in the sum of Twenty Thousand (\$20,000.00) Dollars out of the hospital fund into the general maintenance fund of the Eastern Oklahoma Hospital at Vinita, Oklahoma, and declaring an emergency.

ENROLLED SENATE BILL NO. 329—By HUTCHINSON, entitled:

An Act abolishing the Superior Court in any county or counties in the State of Oklahoma having a population of not less than 45,500 nor more than 46,000; providing for the disposition of all cases pending in said courts, and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

Upon motion of Senator Nance, the Senate adjourned to meet at 9:30 a. m., Saturday, April 27, 1935.



EIGHTY-FIRST LEGISLATIVE DAY

Saturday, April 27, 1935

Pursuant to adjournment, the Senate met at 9:30 a. m., and was called to order by the President.

Upon roll call, the following members were present:

PRESENT:

Albright,	Commons,	Johnston,	Ray,	Waldrep,
Briggs,	Curnutt,	Jones,	Rinehart,	Whitaker,
Broaddus,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Lowrance,	Rorschach,	Willis,
Bushyhead,	George,	Nance,	Sowards,	Wright.
Carlile,	Hill,	Nichols,	Stewart,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Hutchinson,	Pugh,	Timmons,	Total, 37.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Junior High School Glee Club of Altus was introduced by Senator Chamberlin, and, in response to the request of the Senate, sang.

Senator Broaddus asked unanimous consent, which was granted, that Mary Jane and Bobby Berry, daughter and son of the President of the Senate, be made honorary pages for this legislative day.

The Journal for the last legislative day was declared approved.

Senator Nance moved that HOUSE BILL NO. 348, by Carleton, Schworke and Billings, be withdrawn from the Committee on Roads and Highways.

Senator Ray moved to table the Nance motion, which motion failed of adoption.

The vote occurring on the Nance motion, it was declared adopted.

SECOND READING

The following bills were read for the second time, and, by unani-

mous consent, ordered placed upon the Calendar without reference to a Committee:

ENGROSSED HOUSE BILL NO. 498—By BOGGS, COLEMAN, DUNN and TRAW.

ENGROSSED HOUSE BILL NO. 550—By MORSE and SULLIVAN.

Upon motion of Senator Nance, House Bill No. 550, was advanced to engrossment and third reading.

ENGROSSED HOUSE BILL NO. 602—By ALLEN.

ENGROSSED HOUSE BILL NO. 605—By COX, HUNT of Osage, CANTRELL, RAWLS, PAULS, DEATON, LARASON, SADLER, HOWELL, MYERS, FRAZIER, POTEET, MUNGER, WILDER, MARTIN, WRIGHT of Beaver, MOFFETT, TRAW, WILLIAMS, WYLY, ARMSTRONG, HUSER, COOK, BRUCE, BRANAN, SPECK, GREGORY, GOODWIN, O'DELL, BOGGS, HUNT of Pittsburg, BYROM, BROWN, ABERNETHY of Harmon, KEYES, McALESTER, BEAMAN, JOHNSTON of Rogers, KIKER, JONES, MORROW, PUGH, BAILEY, DUNN, KING, ALLEN, THORNTON, HOLLIMAN, STOKES, MAUK, MOONEY, SINGLETON, SKINNER, COUCH, MUNGER, SCHWOERKE, PETERSON, HANKLA, RONE, BILLINGS, TWIDWELL, WHITT and CAMPBELL.

ENGROSSED HOUSE BILL NO. 512—By JOHNSTON.

ENGROSSED HOUSE BILL NO. 535—By REED.

ENGROSSED HOUSE BILL NO. 578—By MARTIN of the House, and RORSCHACH of the Senate.

ENGROSSED HOUSE BILL NO. 585—By DUNN.

ENGROSSED HOUSE BILL NO. 586—By DUNN.

ENGROSSED HOUSE BILL NO. 309—By BOGGS, FRAZIER, HUNT of Osage, THORNTON and WRIGHT of Washita.

ENGROSSED HOUSE BILL NO. 544—By McALESTER.

ENGROSSED HOUSE BILL NO. 571—By COX and KIRKPATRICK.

ENGROSSED HOUSE JOINT RESOLUTION NO. 16—By BILLINGS.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Joint Resolution No. 4, and House Bill No. 94, correctly engrossed.

WILLIS, Chairman.

The President, in open session, signed Engrossed Senate Amend-

ments to and Engrossed House Joint Resolution No. 4, as amended, and ordered the Resolution returned to the Honorable House.

### THIRD READING

HOUSE BILL NO. 328 was read at length for the third time.

Upon motion of Senator Broaddus, House Bill No. 328 was ordered referred to a Committee, composed of Senators Johnston, Briggs and Nichols, for further consideration.

### GENERAL ORDER

Senator Nichols asked that HOUSE BILL NO. 544, by McAlester, be advanced to engrossment and third reading, which was the order.

Senator Paul moved that the audit, made pursuant to SENATE RESOLUTION NO. 21, by Paul, be filed with the Secretary of State as a permanent record for the inspection of the public, which motion prevailed.

Senator Logan moved that, in the winding up of the affairs of the Senate of the Fifteenth Legislature, each member of the Senate be furnished with a copy of the audit, under Senate Resolution No. 21, such copies to be prepared by the Senate employees and under the supervision of the President Pro Tempore and the State Examiner and Inspector, which motion prevailed.

Senator Ritzhaupt moved that the Senate proceed to the consideration of House Bills on third reading, which motion prevailed.

### THIRD READING

HOUSE BILL NO. 94 was read at length for the third time.

Senator Briggs asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 94 by striking lines 14 to 18, page 8, and lines 1 to 9, page 9.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Briggs,	Commons,	Jones,	Rinehart,	Waldrep,
Broaddus,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Bushyhead,	George,	Nance,	Rorschach,	Wilbanks,
Carlile,	Hill,	Nichols,	Sowards,	Willis,
Carmack,	Howsley,	Paul,	Thomas,	Wright.
Chamberlin,	Johnston,	Pugh,	Timmons,	Total, 29.

#### NAY:

Stewart.	Total, 1.
----------	-----------



## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Albright,	Curnutt,	Hutchinson,	Ray.
Burns,	Fischl,	Lowrance,	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:

## AYE:

Briggs,	Garvin,	Nance,	Sowards,	Willis,
Broaddus,	George,	Nichols,	Stewart,	Wright.
Bushyhead,	Hill,	Paul,	Thomas,	
Carlile,	Howsley,	Pugh,	Timmons,	
Carmack,	Johnston,	Rinehart,	Waldrep,	
Chamberlin,	Jones,	Ritzhaupt,	Whitaker,	
Commons,	Logan,	Rorschach,	Wilbanks,	Total, 30.

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Albright,	Curnutt,	Hutchinson,	Ray.
Burns,	Fischl,	Lowrance,	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.

House Bill No. 94 was ordered referred for engrossment.

HOUSE BILL NO. 386 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Garvin,	Nance,	Thomas.	Wright.
Broaddus,	George,	Nichols,	Timmons,	
Carlile,	Hill,	Paul,	Waldrep,	
Carmack,	Johnston,	Pugh,	Whitaker,	
Chamberlin,	Jones,	Ritzhaupt,	Wilbanks,	
Commons,	Logan,	Sowards,	Willis,	Total, 25.

## NAY:

Ray,	Rinehart,	Stewart.	Total, 3.
------	-----------	----------	-----------

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Briggs,	Bushyhead,	Fischl,	Hutchinson,	Rorschach,
Burns,	Curnutt,	Howsley,	Lowrance,	Total, 9.

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. 386, and ordered the same returned 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:

AYE:

Albright,	Carlile,	Jones,	Stewart,	Wilbanks,
Broadbudd,	Carmack,	Nance,	Thomas,	Willis,
Burns,	George,	Ritzhaupt,	Timmons,	Total, 14.

NAY:

Briggs,	Hill,	Nichols,	Rinehart,	
Chamberlin,	Howsley,	Paul,	Sowards,	
Commons,	Hutchinson,	Pugh,	Whitaker,	
Garvin,	Johnston,	Ray,	Wright.	Total, 16.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Bushyhead,	Fischl,	Lowrance,	Waldrep.
Curnutt,	Logan,	Rorschach,	Total, 7.

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.

HOUSE BILL NO. 442 was read at length for the third time.

Senator Ritzhaupt asked unanimous consent, which was granted, to submit the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 442, line 1, page 6, by striking lines 1 to 12.

RITZHAUPT.

Senator Wilbanks asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 442, line 13, page 6, by adding a new section to be numbered Section 4, and renumbering the Emergency Section, said new section to read as follows: "Nothing in this Act shall be construed to change or modify present law with reference to burial associations, and it is expressly provided that Section 10453, of Oklahoma Statutes, 1931, shall remain in full force and effect."

WILBANKS.

President Berry presiding.

Senator Burns moved that further consideration of House Bill No. 442 be indefinitely postponed, which motion was tabled, upon motion of Senator Ritzhaupt.

By unanimous consent, further consideration of House Bill No. 442 was deferred.

Senator Nance presiding.

HOUSE BILL NO. 444 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Broadus,	Curnutt,	Jones,	Ritzhaupt,	Waldrep,
Burns,	Fischl,	Lowrance,	Rorschach,	Whitaker,
Carlile,	Garvin,	Nance,	Sowards,	Wilbanks,
Carmack,	George,	Paul,	Stewart,	Willis,
Chamberlin,	Howsley,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Timmons,	Total, 28.

NAY:

Albright,	Hill,	Rinehart,	Wright.	Total, 4.
-----------	-------	-----------	---------	-----------

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor,
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Briggs,	Hutchinson,	Nichols.
Bushyhead,	Logan,	Total, 5.

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:



AYE:

Albright,	Curnutt,	Lowrance,	Sowards,	Willis,
Broaddus,	Fischl,	Nance,	Stewart,	Wright.
Burns,	Garvin,	Paul,	Thomas,	
Carlile,	George,	Pugh,	Timmons,	
Carmack,	Howsley,	Ray,	Waldrep,	
Chamberlin,	Johnston,	Ritzhaupt,	Whitaker,	
Commons,	Jones,	Rorschach,	Wilbanks,	Total, 30.

NAY:

Hill,	Rinehart,	Total, 2.
-------	-----------	-----------

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Briggs,	Hutchinson,	Nichols.
Bushyhead,	Logan,	Total, 5.

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. 444, and ordered the same returned to the Honorable House.

Referring further to HOUSE BILL NO. 121, as amended in conference

House Bill No. 121, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Jones,	Ritzhaupt,	Waldrep,
Broaddus,	Fischl,	Nance,	Rorschach,	Whitaker,
Burns,	Garvin,	Paul,	Sowards,	Wilbanks,
Carlile,	George,	Pugh,	Stewart,	Willis,
Carmack,	Hill,	Ray,	Thomas,	Wright.
Chamberlin,	Johnston,	Rinehart,	Timmons,	Total, 29.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Briggs,	Commons,	Hutchinson,	Lowrance,
Bushyhead,	Howsley,	Logan,	Nichols.
			Total, 8.

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:

**AYE:**

Albright,	Fischl,	Nance,	Sowards,	Willis,
Broadus,	Garvin,	Paul,	Stewart,	Wright.
Burns,	George,	Pugh,	Thomas,	
Carlile,	Hill,	Ray,	Timmons,	
Carmack,	Howsley,	Rinehart,	Waldrep,	
Chamberlin,	Johnston,	Ritzhaupt,	Whitaker,	
Curnutt,	Jones,	Rorschach,	Wilbanks,	Total, 30.

**EXCUSED:**

Duffy,	King,	MacDonald,	Taylor.
Fidler,	Ivester,	Spencer,	Total, 7.

**NOT VOTING:**

Briggs,	Commons,	Logan,	Nichols.
Bushyhead,	Hutchinson,	Lowrance,	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.

House Bill No. 121, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

### CONFERENCE COMMITTEE REPORT

Senator Curnutt submitted the following Conference Committee Report which, upon his motion, was adopted:

To the President of the Senate, and

The Speaker of the House of Representatives,

Gentlemen:

We, your Conference Committee, to whom was referred Senate Bill No. 25, by Curnutt of the Senate and Johnson and Hunt of the House, a bill entitled:

An Act amending Chapter 91, Oklahoma Session Laws, 1933, Section 9, of House Bill No. 187, passed by Regular Session of the Fourteenth Legislature of the State of Oklahoma, and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5630, Oklahoma Statutes, 1931, relating to investment of Public Funds in farm mortgages, repealing all Acts and parts of Acts in conflict herewith and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

First. That the House recede from House Amendment No. 1.

Second. That the Senate concur in House Amendment No. 2.

Third. That the following Conference Committee Amendment be adopted and inserted as Section 2 of the bill, and that the remaining sections of the bill be renumbered.

SECTION 2. That Section 5508, Oklahoma Statutes 1931, as amended by Section 6, Chapter 91, Oklahoma Session Laws of 1933, be, and the same is hereby amended to read as follows:

"Section 5508. The Commissioners of the Land Office shall rent all lands of the State administered by them and not held under preference right lease, from year to year until sold, at the highest annual rental and upon the most favorable terms procurable, said rental to be credited to earnings and distributed as such. *Provided, however, that all non-preference right grazing leases may be leased for periods of time not to exceed five years.*"

Fourth. That the title to the bill be amended to read as follows:

"AN ACT AMENDING CHAPTER 91, OKLAHOMA SESSION LAWS, 1933, SECTION 6 AND SECTION 9, OF HOUSE BILL NO. 187, PASSED BY REGULAR SESSION OF THE FOURTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, AND APPROVED ON THE 26TH DAY OF APRIL, 1933, BY THE GOVERNOR OF THE STATE OF OKLAHOMA; AMENDING SECTION 5508 AND AMENDING SECTION 5630, OKLAHOMA STATUTES, 1931, RELATING TO INVESTMENT OF PUBLIC FUNDS IN FARM MORTGAGES AND TO THE MAKING OF GRAZING LEASES ON SCHOOL LANDS, REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY."

Respectfully submitted,

COX,  
HUNT,  
JOHNSON,  
SINGLETON,  
House Conferees.

CURNUTT,  
TIMMONS,  
WRIGHT,  
PAUL,  
GEORGE,  
Senate Conferees.

Senate Bill No. 25, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Chamberlin,	Jones,	Rorschach.	Wilbanks,
Broadus,	Curnutt,	Nance,	Sowards,	Willis,
Burns,	Fischl,	Paul,	Stewart,	Wright.
Bushyhead,	George,	Pugh,	Thomas,	
Carlile,	Hill,	Ray,	Waldrep.	
Carmack,	Johnston,	Rinehart,	Whitaker,	Total, 27.



## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor,
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Briggs,	Howsley,	Lowrance,	Timmons.
Commons,	Hutchinson,	Nichols,	
Garvin,	Logan,	Ritzhaupt,	Total, 10.

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:

## AYE:

Albright,	Curnutt,	Lowrance,	Rorschach,	Willis,
Broadus,	Fischl,	Nance,	Sowards,	Wright.
Burns,	George,	Paul,	Stewart,	
Bushyhead,	Hill,	Pugh,	Thomas,	
Carlile,	Howsley,	Ray,	Waldrep,	
Carmack,	Johnston,	Rinehart,	Whitaker,	
Chamberlin,	Jones,	Ritzhaupt,	Wilbanks,	Total. 30.

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Briggs,	Garvin,	Logan,	Timmons.
Commons,	Hutchinson,	Nichols,	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.

Senate Bill No. 25, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

Senator Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Joint Resolution No. 6, House Bills Nos. 275, 377 and 404 correctly engrossed.

WILLIS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Joint Resolution No. 6, as amended, and Engrossed House Bill No. 377, as amended, and ordered each returned to the Honorable House.

## THIRD READING

HOUSE BILL NO. 516 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Carmack,	Hill,	Ray,	Thomas,
Briggs,	Chamberlin,	Johnston,	Rinehart,	Waldrep,
Broadbudd,	Curnutt,	Jones,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	Garvin,	Nance,	Sowards,	Wright.
Carlile,	George,	Paul,	Stewart,	Total, 28.

## NAY:

Curnutt,	Pugh,	Willis.	Total, 3.
----------	-------	---------	-----------

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Commons,	Hutchinson,	Nichols,	
Howsley,	Logan,	Timmons,	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:

## AYE:

Albright,	Chamberlin,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Curnutt,	Lowrance,	Rorschach,	Willis,
Broadbudd,	Fischl,	Nance,	Sowards,	Wright.
Burns,	Garvin,	Paul,	Stewart,	
Bushyhead,	George,	Pugh,	Thomas,	
Carlile,	Hill,	Ray,	Waldrep,	
Carmack,	Johnston,	Rinehart,	Whitaker,	Total, 31.

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Commons,	Hutchinson,	Nichols,	
Howsley,	Logan,	Timmons,	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 House Bill No. 516, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 114 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Carmack,	Hutchinson,	Rinehart,	Wilbanks,
Briggs,	Chamberlin,	Johnston,	Ritzhaupt,	Willis,
Broadus,	Curnutt,	Jones,	Sowards,	Wright.
Burns,	Garvin,	Nance,	Stewart,	
Bushyhead,	George,	Pugh,	Thomas,	
Carlile,	Hill,	Ray,	Timmons,	Total, 27.

**EXCUSED:**

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

**NOT VOTING:**

Commons,	Logan,	Paul,	Whitaker,
Fischl,	Lowrance,	Rorschach,	
Howsley,	Nichols,	Waldrep,	Total, 10.

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:

**AYE:**

Albright,	Chamberlin,	Jones,	Rorschach,	Willis,
Briggs,	Curnutt,	Nance,	Sowards,	Wright.
Broadus,	Garvin,	Paul,	Stewart,	
Burns,	George,	Pugh,	Thomas,	
Bushyhead,	Hill,	Ray,	Timmons,	
Carlile,	Hutchinson,	Rinehart,	Waldrep,	
Carmack,	Johnston,	Ritzhaupt,	Wilbanks,	Total, 30.

**EXCUSED:**

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

**NOT VOTING:**

Commons,	Howsley,	Lowrance,	Whitaker,
Fischl,	Logan,	Nichols,	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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 114, and ordered the same returned to the Honorable House.

### GENERAL ORDER

Upon motion of Senator Bushyhead, HOUSE JOINT RESOLUTION NO. 16, by Billings, was ordered referred to a Special Committee for redrafting, the said Committee being Senators Bushyhead, Albright, Jones, Rorschach and Sowards.

### THIRD READING

Upon motion of Senator Chamberlin, HOUSE BILL NO. 108, by Whitt, was ordered stricken.

### GENERAL ORDER

HOUSE BILL NO. 394, by Morse, et al., was considered.

By unanimous consent, House Bill No. 394 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 394 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 394 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Commons,	Hutchinson,	Ray,	Waldrep,
Briggs,	Curnutt,	Johnston,	Rinchart,	Willis,
Broadbush,	Fischl,	Jones,	Ritzhaupt,	Wright.
Burns,	Garvin,	Logan,	Sowards,	
Carlile,	George,	Nance,	Stewart,	
Carmack,	Hill,	Paul,	Thomas,	
Chamberlin,	Howsley,	Pugh,	Timmons,	Total, 31.

#### EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

#### NOT VOTING:

Bushyhead,	Nichols,	Whitaker,
Lowrance,	Rorschach,	Wilbanks.
		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:

**AYE:**

Albright,	Commons,	Hutchinson,	Ray,	Waldrep,
Briggs,	Curnutt,	Johnston,	Rinehart,	Willis,
Broaddus,	Fischl,	Jones,	Ritzhaupt,	Wright.
Burns,	Garvin,	Logan,	Sowards,	
Carlile,	George,	Nance,	Stewart,	
Carmack,	Hill,	Paul,	Thomas,	
Chamberlin,	Howsley,	Pugh,	Timmons,	Total, 31.

**EXCUSED:**

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

**NOT VOTING:**

Bushyhead,	Nichols,	Whitaker,	
Lowrance,	Rorschach,	Wilbanks.	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 House Bill No. 394, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 404 was read at length for the third time.

Senator Broaddus asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 404, line 9, page 2, by inserting after the word, "town," the following: "except it shall not apply to any person, firm, association or corporation, operating under valid franchises from said city or town."

**BROADDUS.**

Senator Broaddus asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 404, line 12, page 2, by striking after the word, "payable," and before the word, "and," the words, "semi-annually," and inserting the word, "quarterly."

**BROADDUS.**

Senator Pugh presiding.

House Bill No. 404 was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Fischl,	Jones,	Ritzhaupt,	Whitaker,
Broaddus,	Garvin,	Logan,	Rorschach,	Wilbanks,
Burns,	George,	Lowrance,	Sowards,	Willis.
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Paul,	Thomas,	
Commons,	Hutchinson,	Pugh,	Timmons,	
Curnutt,	Johnston,	Ray,	Waldrep,	Total, 31.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Chamberlin,	Rinehart,	
Bushyhead,	Nichols,	Wright.	Total, 6.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Broaddus asked unanimous consent, which was granted, to strike from House Bill No. 404 the Emergency and amend the title by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 404 was ordered referred for engrossment.

HOUSE BILL NO. 69 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Fischl,	Jones,	Rorschach,	Wilbanks,
Broaddus,	Garvin,	Logan,	Sowards,	Willis,
Burns,	George,	Lowrance,	Stewart,	Wright.
Carlile,	Hill,	Nance,	Thomas,	
Carmack,	Howsley,	Paul,	Timmons,	
Commons,	Hutchinson,	Pugh,	Waldrep,	Total, 32.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Bushyhead,	Nichols,	Rinehart.
Chamberlin,	Ray,	Total, 5.

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. 69, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 426 was read at length for the third time.

Senator Whitaker moved that further consideration of House Bill No. 426 be indefinitely postponed.

By unanimous consent, further consideration of House Bill No. 426 was deferred.

Referring further to ENGROSSED HOUSE BILL NO. 442:

Senator Wilbanks asked unanimous consent, which was granted, to withdraw his amendment to line 13, page 6, whereby a new section was added to House Bill No. 442.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Commons,	Hutchinson,	Ray,	Wilbanks,
Broadus,	Curnutt,	Johnston,	Ritzhaupt,	Willis,
Burns,	Fischl,	Jones,	Rorschach,	Wright.
Carlile,	George,	Logan,	Sowards,	
Carmack,	Hill,	Nance,	Waldrep,	
Chamberlin,	Howsley,	Pugh,	Whitaker,	Total, 27.

NAY:

Stewart,	Thomas.	Total, 2.
----------	---------	-----------

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Garvin,	Nichols,	Rinchart,	
Bushyhead,	Lowrance,	Paul,	Timmons.	Total, 8.

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:

AYE:

Briggs,	Curnutt,	Jones,	Ritzhaupt,	Wilbanks,
Broadus,	Fischl,	Logan,	Rorschach,	Willis,
Burns,	George,	Lowrance,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Stewart,	
Carmack,	Howsley,	Paul,	Thomas,	
Chamberlin,	Hutchinson,	Pugh,	Waldrep,	
Commons,	Johnston,	Ray,	Whitaker,	Total, 31.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Garvin,	Rinehart,	
Bushyhead,	Nichols,	Timmons.	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 House Bill No. 442, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 443 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Curnutt,	Jones,	Rinehart,	Whitaker,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Hutchinson,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 32.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Garvin,	Timmons.
Bushyhead,	Nichols,	Total, 5.

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:

AYE:

Briggs,	Curnutt,	Jones,	Rinehart,	Whitaker,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Hutchinson,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 32.

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Albright,	Garvin,	Timmons.
Bushyhead,	Nichols,	Total, 5.

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. 443, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 275 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Briggs,	Curnutt,	Jones,	Rinehart,	Whitaker,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Hutchinson,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 32.

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Albright,	Garvin,	Timmons.
Bushyhead,	Nichols,	Total, 5.

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:

## AYE:

Briggs,	Curnutt,	Jones,	Rinehart,	Whitaker,
Broadus,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Burns,	George,	Lowrance,	Rorschach,	Willis,
Carlile,	Hill,	Nance,	Sowards,	Wright.
Carmack,	Howsley,	Paul,	Stewart,	
Chamberlin,	Hutchinson,	Pugh,	Thomas,	
Commons,	Johnston,	Ray,	Waldrep,	Total, 32.



## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor,
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Albright,	Garvin,	Timmons.
Bushyhead,	Nichols,	Total, 5.

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 Senate Amendments to and Engrossed House Bill No. 275, as amended, and ordered the same returned to the Honorable House.

Mr. President: I have worked to advance and pass House Bill No. 275, because of its superb spirit of safety to the public, its protection to the childhood of the State and for the peace and comfort it will afford to the mothers and fathers of Oklahoma, and now vote for it for the very personal reason that, in an automobile collision, Robin Richard Johnston, my own little boy, was stabbed through the throat by a dagger of shattered glass and the face of that suffering child is registered with my vote and support of this measure.

HENRY S. JOHNSTON.

Referring further to SENATE BILL NO. 15, by Ritzhaupt, et al., as amended in conference:

Upon motion of Senator Ritzhaupt, Conference Committee Report on Engrossed Senate Bill No. 15 was adopted.

Senate Bill No. 15, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Briggs,	Chamberlin,	Hill,	Paul,	Thomas,
Broadbudd,	Commons,	Howesley,	Pugh,	Timmons,
Burns,	Curnutt,	Hutchinson,	Rinehart,	Whitaker,
Bushyhead,	Fischl,	Johnston,	Ritzhaupt,	Willis,
Carlile,	Garvin,	Logan,	Rorschach,	Wright.
Carmack,	George,	Nance,	Sowards,	Total, 29.

## NAY:

Waldrep.	Total, 1.
----------	-----------

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Albright,	Lowrance,	Ray,	Wilbanks.
Jones,	Nichols,	Stewart,	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:

## AYE:

Briggs,	Commons,	Hutchinson,	Ritzhaupt,	Willis,
Broadus,	Curnutt,	Johnston,	Rorschach,	Wright,
Burns,	Fischl,	Logan,	Sowards,	
Bushyhead,	Garvin,	Nance,	Thomas,	
Carlile,	George,	Paul,	Timmons,	
Carmack,	Hill,	Pugh,	Waldrep,	
Chamberlin,	Howsley,	Rinehart,	Whitaker,	Total, 30.

## EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

## NOT VOTING:

Albright,	Lowrance,	Ray,	Wilbanks.
Jones,	Nichols,	Stewart,	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.

Senate Bill No. 15, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

## GENERAL ORDER

Upon motion of Senator Paul, HOUSE BILL NO. 475, by Freeman and Goodwin, was advanced to engrossment and third reading.

Senator Logan asked unanimous consent, to which objection was voiced, to advance HOUSE BILL NO. 161, by Eason, to engrossment and third reading.

Senator Paul moved that the rules of the Senate be suspended and House Bill No. 475 be considered engrossed and placed upon third reading and final passage, which motion prevailed.

## THIRD READING

HOUSE BILL NO. 475 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Chamberlin,	Hill,	Paul,	Waldrep,
Broaddus,	Commons,	Howsley,	Rinehart,	Whitaker,
Burns,	Curnutt,	Johnston,	Ritzhaupt,	Wilbanks,
Bushyhead,	Fischl,	Logan,	Rorschach,	Willis,
Carlile,	Garvin,	Lowrance,	Thomas,	Wright.
Carmack,	George,	Nance,	Timmons,	Total, 29.

NAY:

Pugh.	Total, 1.
-------	-----------

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Jones,	Ray,	Stewart.
Hutchinson,	Nichols,	Sowards,	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:

AYE:

Briggs,	Commons,	Johnston,	Ritzhaupt,	Willis,
Broaddus,	Curnutt,	Logan,	Rorschach,	Wright.
Burns,	Fischl,	Lowrance,	Thomas,	
Bushyhead,	Garvin,	Nance,	Timmons,	
Carlile,	George,	Paul,	Waldrep,	
Carmack,	Hill,	Pugh,	Whitaker,	
Chamberlin,	Howsley,	Rinehart,	Wilbanks,	Total, 30.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Jones,	Ray,	Stewart.
Hutchinson,	Nichols,	Sowards,	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 Presiding Officer, in open session, signed the engrossed copy



of House Bill No. 475, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 477 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Commons,	Hutchinson,	Rorschach,	Willis,
Broadbudd,	Curnutt,	Johnston,	Sowards,	Wright.
Burns,	Fischl,	Logan,	Thomas,	
Bushyhead,	Garvin,	Lowrance,	Timmons,	
Carlile,	George,	Nance,	Waldrep,	
Carmack,	Hill,	Rinehart,	Whitaker,	
Chamberlin,	Howsley,	Ritzhaupt,	Wilbanks,	Total, 30.

NAY:

Pugh. Total, 1.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Nichols,	Ray,	
Jones,	Paul,	Stewart,	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:

AYE:

Briggs,	Commons,	Hutchinson,	Rorschach,	Willis,
Broadbudd,	Curnutt,	Johnston,	Sowards,	Wright.
Burns,	Fischl,	Logan,	Thomas,	
Bushyhead,	Garvin,	Lowrance,	Timmons,	
Carlile,	George,	Nance,	Waldrep,	
Carmack,	Hill,	Rinehart,	Whitaker,	
Chamberlin,	Howsley,	Ritzhaupt,	Wilbanks,	Total, 30.

NAY:

Pugh. Total, 1.

EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

NOT VOTING:

Albright,	Nichols,	Ray,	
Jones,	Paul,	Stewart,	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 House Bill No. 477, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 125, by Williams, et al., of the House, and Garvin, et al., of the Senate, was taken up for consideration and read at length.

Senator Chamberlin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 125, line 9, page 2, by inserting after the word, "Texas," and before the word, "providing," the following: "and the Electra Bridge property, located north of Electra, Texas, over and across Red River between Tillman County, Oklahoma, and Wichita County, Texas." And by amending the title to conform thereto.

CHAMBERLIN.

Senator Wilbanks submitted the following amendment, which was tabled, upon motion of Senator Garvin:

Mr. President: I move to amend House Bill No. 125, line 9, page 2, by inserting after the Chamberlin Amendment, and before the word, "providing," the following: "and the Holdenville bridge property, south of Holdenville, Oklahoma, spanning the South Canadian River, which bridge was paid for by the City of Holdenville."

WILBANKS.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 125, line 9, page 2, by adding after the Chamberlin Amendment, the following: "and the Air Line Bridge, between Texas and Oklahoma, in Love County, Oklahoma, and Cook County, Texas."

FISCHL.

Senator Carmack submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 125, line 9½, page 2, by adding the following: "also the bridge across Red River, in Harmon County, Oklahoma."

CARMACK.

Senator Curnutt submitted the following amendment, which was tabled, upon motion of Senator Garvin:

Mr. President: I move to amend House Bill No. 125, line 2, page 1, by inserting after the word, "empowered," and before the word, "to," the following, "at any time after June 30, 1937."

CURNUTT.

Senator Wilbanks submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 125, line 11, page 2, by inserting after the word, "of," and before the word, "the," the words, "one-half," and by substituting a comma for the period in line 15, and inserting the following thereafter: "the other half to be paid the State of Texas."

WILBANKS.

Senator Johnston submitted the following amendment:

Mr. President: I move to amend House Bill No. 125, line 2, page 2, by inserting after the word, "purchasing," and before the word, "certain," the following, "at not to exceed 10% above the assessed value thereof".

JOHNSTON.

Upon motion of Senator Logan, House Bill No. 125, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 125, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 125 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Briggs,	Commons,	Jones,	Ritzhaupt,	Wilbanks,
Broaddus,	Fischl,	Logan,	Stewart,	
Burns,	Garvin,	Lowrance,	Thomas,	
Carlile,	George,	Nance,	Timmons,	
Carmack,	Hill,	Paul,	Waldrep,	
Chamberlin,	Johnston,	Rinehart,	Whitaker,	Total, 25.

#### NAY:

Bushyhead,	Hutchinson,	Willis.
Curnutt,	Pugh,	Total, 5.

#### EXCUSED:

Duffy,	Ivester,	MacDonald,	Taylor.
Fidler,	King,	Spencer,	Total, 7.

#### NOT VOTING:

Albright,	Nichols,	Rorschach,	Wright.
Howsley,	Ray,	Sowards,	Total, 7.



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 Chamberlin, the emergency section to House Bill No. 125 was ordered stricken and the title thereof amended, by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 125, as amended, was ordered referred for engrossment.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate amendments to:

ENGROSSED HOUSE BILL NO. 360—By PHILLIPS of Okfuskee, of the House, and BROADDUS, JONES and RORSCHACH of the Senate,

An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this State as the guest, of such owner, or operator, and without pay, shall have a cause

of action for injury or death in case of accident, unless such accident and injury shall have been intentional on the part of the said owner, or operator; providing exceptions, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives:

MONTGOMERY,  
DAVIS,  
CARMICHAEL,  
PHILLIPS of Pawnee,  
CAREY,  
HOLLIMAN.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Broaddus, the request of the Honorable House, for a conference on Engrossed House Bill No. 360, was ordered granted, the Presiding Officer appointing as Senate Conferees thereunder Senators Broaddus, Jones, Nichols, Hill, Rorschach and Timmons.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 203—By RITZHAUPT, NICHOLS, WILLIS, BROADDUS, FISCHL and DUFFY of the Senate, and WILLIAMS and ABERNATHY of Pottawatomie, of the House,

An Act providing for the payment by the State of the tuition and fees and transportation of certain persons in connection with such persons pursuing certain courses of study at Educational Institutions outside of the State, prescribing the conditions therefor, authorizing and directing the State Board of Education of Oklahoma to administer the provisions of this Act, making appropriation therefor, 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 signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 203 was ordered referred to the Governor.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar:

Mr. President: We, your Committee on Banks and Banking, to whom was referred Engrossed House Bill No. 204, by Ellis and Huser, entitled:

An Act to provide for the rehabilitation of the Treasury of Oklahoma and the retirement of State indebtedness; authorizing the State Treasurer to issue short time treasury certificates; making appropriation therefor, defining the purpose of this Act, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation except that it be printed and placed on the Calendar.

BROADDUS, Chairman.

Mr. President: We your Committee on Judiciary No. 1, to whom was referred House Bill No. 332, by Carey and Abernathy of Pottawatomie County, entitled:

An Act amending Section 1223, Oklahoma Statutes, 1931, relating to property to be delivered to surviving spouse after death of husband

or wife and pertaining to administration of homestead property, and declaring it 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.

CURNUTT, Chairman.

By order of the Committee on Rules and Procedure, as provided under the Chamberlin motion giving said Committee such authority, the following Bills and Resolution were ordered advanced to engrossment and third reading: House Bills Nos. 158, 213, 223, 279, 309, 423, 498, 500, 556, 571, 580, 581, 585, 586, 578, 602, 605 and House Joint Resolution No. 13.

Upon motion of Senator Nance, the Senate adjourned, to meet under the rules, on Monday, April 29, 1935.



## EIGHTY-SECOND LEGISLATIVE DAY

MONDAY, APRIL 29, 1935

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Thomas,
Briggs,	Duffy,	Johnston,	Pugh,	Timmons,
Broadbudd,	Fidler,	Jones,	Ray,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Stewart,	
Commons,	Hutchinson,	Nichols,	Taylor,	Total, 42.

## EXCUSED:

Rinehart,	Willis,	Total, 2.
-----------	---------	-----------

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Upon motion of Senator Johnston, John A. MacDonald, Jr., son of Senator MacDonald, was made an Honorary Page for this and the next legislative day.

## RESOLUTIONS

The following Resolutions were introduced and, by unanimous consent, taken up for immediate consideration and read at length:

SENATE RESOLUTION NO. 25—By RITZHAUPT and WHITAKER.

A RESOLUTION COMMENDING THE PRESIDENT OF THE UNITED STATES FOR HIS EFFORTS TO EFFECT RECOVERY IN THE UNITED STATES, AND EXPRESSING CONFIDENCE IN THE PRESIDENT'S PROGRAM FOR THE VITALIZATION OF RECOVERY LEGISLATION.

WHEREAS, The President of the United States, on April 28, 1935, delivered to the people of the nation a radio address in which he

outlined his program for national recovery by means of social security legislation, the work-relief program, the revision and vitalization of the National Industrial Recovery Act, the elimination of unnecessary public utility holding companies, the adequate regulation in the public interest of transportation agencies, and the safeguarding of the public interest in banking institutions.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the Senate hereby express its approval of and confidence in the program of the President of the United States to effect national recovery and for the vitalization of recovery legislation; and that the Senate commend the efforts of the President toward that end.

BE IT FURTHER RESOLVED:

That the Secretary of the Senate be directed to send copies of this Resolution to the President of the United States, and to each member of the Oklahoma delegation in Congress.

Upon motion of Senator Ritzhaupt, Senate Resolution No. 25 was adopted and ordered referred for engrossment.

SENATE RESOLUTION NO. 26—By IVESTER and others.

A SENATE RESOLUTION REQUESTING THAT THE CONGRESS OF THE UNITED STATES WITHOUT FURTHER DELAY ENACT INTO LAW THE THOMAS-MASSINGALE COST OF PRODUCTION MARKETING BILL S. 1220 AND H. R. 4298.

WHEREAS, Unless farmers receive for their products average prices that cover cost of production, plus a fair profit, farmers will be unable to buy the products of labor, and the great army of unemployed will continue to increase and our factories will continue to remain idle, or operate on part time; and,

WHEREAS, There is no provision in the present agricultural program to maintain production and prices, which are the necessary factors in an adequate agricultural income and a determining factor in our total National income, and there is no provision for protecting our American market for American farmers; and,

WHEREAS, The Thomas-Massingale Cost of Production Marketing Bill provides for establishing the lowest lawful minimum prices for that portion of our agricultural products consumed in the United States based upon the average cost of production thereof, and provides for restricting and prohibiting the imports of competing agricultural commodities. Nothing less is a remedy; and,

WHEREAS, The Thomas-Massingale Bill has the endorsement of all farmers, the National Farmers Union, the National Union for Social Justice, organized labor, the National Monetary Conference, and recently the legislature of four states; and,

WHEREAS, The enactment into law of this bill will have a vital effect, not only upon the restoration of agriculture on a sound, economic basis, but upon all classes of industry, and make possible the speedy employment of labor in private industry, protect our American market for American farmers, and create an American market for American industry and labor; and,

WHEREAS, Agriculture is the basic industry of this nation, and there can be no recovery until agriculture is put upon a sound economic basis.

NOW, THEREFORE, BE IT RESOLVED, That it is the sense of your memorialists, the members of the Fifteenth Legislative Assembly of the State of Oklahoma, that the Congress of the United States should enact the Thomas-Massingale Bill without further delay.

BE IT FURTHER RESOLVED, That a copy of this memorial, duly authenticated, be sent by the Secretary of State to the President of the Senate and the Speaker of the House of Representatives of the United States, and to each Senator and Representative in Congress from this State, the President of the United States, and to United States Senator Elmer Thomas and Congressman Sam Massingale.

Upon motion of Senator Ivester, Senate Resolution No. 26 was adopted and ordered referred for engrossment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 591 correctly engrossed.

ALBRIGHT, Acting Chairman.

### THIRD READING

HOUSE BILL NO. 591 was read at length for the third time.

Senator Nance asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 591, line 16, page 7, after the word, "constructing," insert the word, "thereon;" line 3, page 8, after the word, "case," strike the words, "not to," and insert the words, "shall the privilege;" line 17, page 9, after the word, "addition," insert the words, "in addition to meeting any requirements applicable to motor carriers under the laws of this State;" and on line 15, page 9, lines 5, 7, 8, 9 and 12, page 18, strike the words, "automobile," and insert the words, "motor vehicle;" and in line 10, page 10, after the word, "movement," strike the word, "or."

NANCE.

Senator Chamberlin asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 591, line 13½,



page 10, by adding a new section as follows: "Section 6. The provisions of Section 3 hereof, requiring the Oklahoma Tax Commission to issue and deliver two (2) identification and number plates, shall not become effective until January 1, 1936, and until that date only one such number plate shall be required as now provided by law;" and by re-numbering the Emergency Section.

CHAMBERLIN.

Senator Ivester asked unanimous consent, which was granted, to submit the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 591, line 10, page 3, after the word, "waived," strike the period and add the following: "An action shall be brought in the county where the said violation occurs."

IVESTER.

Senator Curnutt asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 591, line 4, page 5, by striking after the word, "provided," the remainder of line 4, and insert, "by the laws of the State of Oklahoma for the registration of motor vehicles."

CURNUTT.

Senator Garvin asked unanimous consent, which was granted, to submit the following amendment, which was tabled, upon motion of Senator Hill:

Mr. President: I move to amend Engrossed House Bill No. 591, line 18½, page 3, by adding after the word "vehicle," and before Section 4, the following amendment:

"Section 3. That Section 2 of Chapter 113, Oklahoma Session Laws, 1933, be and the same is hereby amended to read as follows:

"Section 3-A. That Section 10269, Oklahoma Statutes, 1931, be and the same is hereby amended to read as follows:

"Section 10269. (a) Upon the filing of such application and the payment of the fee provided in this Act, the Oklahoma Tax Commission shall assign to such vehicle a distinctive number, and issue and deliver to the owner or custodian of such vehicle, a certificate of registration and one appropriate identification and number plate, in form and size as prescribed by said Commission. Provided, that every owner of an automobile, bus, truck, motorcycle, trailer or other motor vehicle, required to purchase license tags under and by virtue of existing laws, shall hereafter procure with and at the same time appropriate locking or sealing device and lock said license plate securely to said automobile, bus, truck, motorcycle, trailer or other motor vehicle at the time of purchase of said license plate, said lock or seal to be furnished by the Oklahoma Tax Commission at a cost of not to exceed ten cents

(10c) for each license tag, to the Oklahoma Tax Commission. Any person, firm or corporation who violates the provisions of this Act by refusing to seal or lock said license shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than ten dollars (\$10.00) nor more than two hundred dollars (\$200.00). Any person who, after said tag is locked or sealed on a motor vehicle, breaks, cuts or otherwise molests a tag shall be guilty of burglary in the second degree and shall be punished therefor as now provided by law."

GARVIN.

House Bill No. 591, as amended, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Ivester,	Paul,	Timmons,
Briggs,	Fidler,	Johnston,	Pugh,	Whitaker,
Broadus,	Fischl,	Jones,	Ray,	Wilbanks,
Bushyhead,	Garvin,	King,	Ritzhaupt,	Wright.
Carmack,	George,	Logan,	Rorschach,	
Chamberlin,	Hill,	MacDonald,	Sowards,	
Commons,	Howsley,	Nance,	Spencer,	
Curnutt,	Hutchinson,	Nichols,	Stewart,	Total, 36.

NAY:

Burns,	Taylor,	Total, 2.
--------	---------	-----------

EXCUSED:

Rinehart,	Willis.	Total, 2.
-----------	---------	-----------

NOT VOTING:

Carlile,	Lowrance,	Thomas,	Waldrep,	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:

AYE:

Albright,	Duffy,	Ivester,	Paul,	Timmons,
Briggs,	Fidler,	Johnston,	Pugh,	Whitaker,
Broadus,	Fischl,	Jones,	Ray,	Wilbanks,
Bushyhead,	Garvin,	King,	Ritzhaupt,	Wright.
Carmack,	George,	Logan,	Rorschach,	
Chamberlin,	Hill,	MacDonald,	Sowards,	
Commons,	Howsley,	Nance,	Spencer,	
Curnutt,	Hutchinson,	Nichols,	Stewart,	Total, 36.

**NAY:**

Burns,	Taylor,	Total, 2.
--------	---------	-----------

**EXCUSED:**

Rinehart,	Willis,	Total, 2.
-----------	---------	-----------

**NOT VOTING:**

Carlile,	Lowrance,	Thomas,	Waldrep,	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.

House Bill No. 591 was ordered referred for engrossment.

**GENERAL ORDER**

HOUSE BILL NO. 461, by Eason, was taken up for consideration and read at length.

Senator Wilbanks moved that further consideration of House Bill No. 461 be indefinitely postponed.

Senator Jones moved to table the Wilbanks motion, which motion prevailed, the roll call thereon being as follows:

**AYE:**

Albright,	Carmack,	George,	Lowrance,	Sowards,
Briggs,	Chamberlin,	Hill,	Nance,	Spencer,
Broadus,	Commons,	Hutchinson,	Nichols,	Thomas,
Burns,	Curnutt,	Jones,	Paul,	Timmons.
Bushyhead,	Fidler,	King,	Ritzhaupt,	
Carlile,	Garvin,	Logan,	Rorschach,	Total, 28.

**NAY:**

Duffy,	Johnston,	Stewart,	Wilbanks,
Howsley,	Pugh,	Taylor,	Wright.
Ivester,	Ray,	Whitaker,	Total, 11.

**EXCUSED:**

Rinehart,	Willis,	Total, 2.
-----------	---------	-----------

**NOT VOTING:**

Fischl,	MacDonald,	Waldrep,	Total, 3.
---------	------------	----------	-----------

By unanimous consent, further consideration of House Bill No. 461 was deferred, for the purpose of receiving Messages from the Honorable House.



## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE JOINT RESOLUTION NO. 4—By MORSE, PHILLIPS of Okfuskee, TWIDWELL, SADLER, MUNSON, ABERNATHY of Pottawatomie, ARMSTRONG, BARNETT, BEAMAN, BECK, BILLINGS, BRANAN, BROWN, BRUCE, BYROM, CAMPBELL, CAREY, CORSON, COUCH, COX, DAVIS, FREEMAN, GOODWIN, GREGORY, HOWELL, HOYT, HUEY, HUNT of Osage, HUSER, JONES, KERR, KEYES, MARTIN, MAUK, McCOLLOM, MOFFETT, MONTGOMERY, MOONEY, MORROW, O'BRIEN, PAULS, POTEET, PUGH, RAWLS, REED, ROBERTS, SCHWOERKE, STANDRIDGE, TAYLOR, THORNTON, TRAW, WILLIAMS, WINGO, WORTHINGTON and WYLY,

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 for the purpose of amending Section 6, Article 10 thereof, by adding an additional section to be known as Section 6-a, to provide for the exemption from certain ad valorem taxation of homesteads to the extent of Fifteen Hundred (\$1,500.00) Dollars.

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Morse, Schwoerke, Shoemaker, Corson, Gibbons, Hankla and Billings.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Chamberlin moved that the request of the Honorable House, for a conference on Engrossed House Joint Resolution No. 4, be granted, and the President appoint Conferees thereunder, which motion prevailed, the President appointing as Senate Conferees, Senators Chamberlin, MacDonald, Whitaker, Johnston, Rorschach, Timmons and Fischl.

Senator Nance moved that the Senate Conferees, appointed under House Joint Resolution No. 4, and those appointed under such other Resolutions, submitting constitutional amendments to a vote of the people, be directed to insist upon a date for such special election not earlier than the third Tuesday in September, which motion prevailed.

To the President of the Senate,

Building,

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'DELL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburg, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTEET and WILLIAMS of the House and SPENCER of the Senate,

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 for the purpose of amending Section 41 of Article 5, thereof by adding an additional section to be known as Section 41-A, requiring the Legislature to make provisions for the pensioning of certain citizens of the State who are indigent by reason of age; prescribing the maximum rate of pensions; providing for the methods of payment of such pensions; and placing certain restrictions of the Legislature of the State of Oklahoma in putting into effect the provisions of this Article,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Morse, Schwoerke, Shoemake, Williams and Haynes.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Chamberlin, the request of the Honorable House, for a conference on Engrossed House Joint Resolution No. 6, was ordered granted, the President appointing as Senate Conferees thereunder, Senators Chamberlin, MacDonald, Nichols, Whitaker, Johnston, Rorschach and Fischl.

To the President of the Senate,

Building,

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 140—By BAILEY, COLEMAN, HANKLA, MAUK, STANDRIDGE and BECK,

An Act amending Sections 10090, 10142, 10144, 10146, 10170, 10174, 10175, 10176, 10183, Oklahoma Statutes, 1931, providing that all roads in each county, except those designated as State Highways, shall be county roads; providing County Commissioners shall have authority over said county roads, the designation, construction, maintenance and repair thereof; providing for the County Road Maintenance Fund and the expenditure thereof; providing for the appointment of road supervisors; providing for the salary for said road supervisors; providing for road duty for male citizens of the State of Oklahoma, or a cash payment in lieu thereof; providing for the collection and distribution of said cash payment; providing penalties for the violation of this Act; and repealing Sections 10165, 10166, 10167, 10168, 10169, 10172, 10173, 10184, 10185, 10187, 10188, 10190, 10191, 10192, 10193, 10194, 10195 and 10196 of Chapter 50, Article 7, Oklahoma Statutes, 1931, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 140 was submitted and read, as follows:

To the President of the Senate and  
The Speaker of the House of Representatives.

GENTLEMEN:

We, your Conference Committee, to whom was referred House Bill No. 140, by Bailey, et al., of the House, a Bill entitled:

An Act amending Sections 10090, 10142, 10144, 10146, 10170, 10174, 10175, 10176, 10183, Oklahoma Statutes, 1931, providing that all roads in each county, except those designated as State Highways, shall be county roads; providing County Commissioners shall have authority over said county roads, the designation, construction, maintenance and repair thereof; providing for the County Road Maintenance Fund and the expenditure thereof; providing for the appointment of road supervisors; providing for the salary for said road supervisors; providing for road duty for male citizens of the State of Oklahoma, or a cash payment in lieu thereof; providing for the collection and distribution of said cash payment; providing penalties for the violation of this Act; and repealing Sections 10165, 10166, 10167, 10168, 10169, 10172, 10173, 10184, 10185, 10187, 10188, 10190, 10191, 10192, 10193, 10194, 10195 and 10196 of Chapter 50, Article 7, Oklahoma Statutes, 1931, and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

First. That the House concur in Senate Amendment No. 1.



Second. That the House concur in Senate Amendment No. 2.

Third. That the House concur in Senate Amendment No. 3.

Fourth. That the House concur in Senate Amendment No. 4.

Fifth. That the House concur in Senate Amendment No. 5.

Sixth. That the House concur in Senate Amendment No. 6.

Seventh. That the House concur in Senate Amendment No. 7.

Eighth. That the following Conference Committee Amendment be adopted and that the Senate recede from Senate Amendment No. 8.

That the following sentence be inserted on page 5, line 22, following the word, "alone." Any County of the State of Oklahoma may be exempt from the provisions of Section 6, of this Act, by a resolution being adopted by a majority vote of the Board of County Commissioners of that county.

Nine. That the following Conference Committee Amendment be adopted and inserted on page 5, line 33, following the word, "year," and making a new sentence to read as follows: "Any County of the State of Oklahoma may be exempt from the provisions of Section 7, of this Act by a resolution being adopted by a majority vote of the Board of County Commissioners of that county."

Tenth. That the following Conference Committee Amendment be adopted and inserted on page 6, line 14, following the word, "misdemeanor," and making a new sentence to read as follows: "Any County of the State of Oklahoma may be exempt from the provisions of Section 8 of this Act by a resolution being adopted by a majority vote of the Board of County Commissioners of that county."

Eleventh. That the House concur in Senate Amendment No. 9.

Twelfth. That the Senate recede from Senate Amendment No. 10.

Thirteenth. That the House concur in Senate Amendment No. 11.

Fourteenth. That the Title to the Bill be amended to read as follows:

"AN ACT AMENDING SECTIONS 10090, 10142, 10144, 10146, 10170, 10174, 10175, 10176, 10183, OKLAHOMA STATUTES, 1931, PROVIDING THAT ALL ROADS IN EACH COUNTY, EXCEPT THOSE DESIGNATED AS STATE HIGHWAYS, SHALL BE COUNTY ROADS; PROVIDING COUNTY COMMISSIONERS SHALL HAVE AUTHORITY OVER SAID COUNTY ROADS, THE DESIGNATION, CONSTRUCTION, MAINTENANCE AND REPAIR THEREOF; PROVIDING FOR THE COUNTY ROAD MAINTENANCE FUND AND THE EXPENDITURE THEREOF; PROVIDING FOR THE APPOINTMENT OF ROAD SUPERVISORS; PROVIDING FOR THE SALARY FOR SAID ROAD SUPERVISORS; PROVIDING FOR ROAD DUTY FOR MALE CITI-

ZENS OF THE STATE OF OKLAHOMA, OR A CASH PAYMENT IN LIEU THEREOF; PROVIDING FOR THE COLLECTION AND DISTRIBUTION OF SAID CASH PAYMENT; PROVIDING FOR THE LEVY OF AD VALOREM TAXES FOR ROAD PURPOSES; PROVIDING THAT COUNTY COMMISSIONERS OF ANY COUNTY MAY MAKE CERTAIN EXCEPTIONS OF THIS ACT; EXCEPTING CORPORATIVE TOWNS AND CITIES FROM THE PROVISIONS HEREOF; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT; REPEALING CHAPTER 137, OKLAHOMA SESSIONS LAWS, 1933, AND SENATE BILL NO. 97, 15TH LEGISLATURE AMENDING SAME, 10165, 10166, 10167, 10168, 10169, 10172, 10173, 10184, 10185, 10186, 10187, 10188, 10190, 10191, 10192, 10193, 10194, 10195 AND 10196, OF CHAPTER 50, ARTICLE 7, OKLAHOMA STATUTES, 1931, AND DECLARING AN EMERGENCY."

MAUK,	BURNS,
BAILEY,	RORSCHACH,
ABERNATHY of Pott.,	PAUL,
GIBBONS,	WALDREP,
BARNETT,	WRIGHT,
WILLIAMS,	Senate Conferees.
O'NEILL,	
GOODWIN,	
CHASE,	
STANDRIDGE,	
BECK,	
COLEMAN,	
HANKLA,	

House Conferees.

Senator Nance presiding.

Upon motion of Senator Burns, the Senate adopted the Conference Committee Report on Engrossed House Bill No. 140.

House Bill No. 140, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Duffy,	Jones,	Paul,	Wright.
Briggs,	Fischl,	King,	Pugh,	
Broadus,	Garvin,	Logan,	Ritzhaupt,	
Burns,	George,	Lowrance,	Rorschach,	
Bushyhead,	Hill,	Nance,	Sowards,	
Carmack,	Johnston,	Nichols,	Wilbanks,	Total, 25.

**NAY:**

Chamberlin,	Fidler,	Spencer,	Whitaker.
Commons,	MacDonald,	Stewart,	
Curnutt,	Ray,	Timmons,	Total, 10.



## EXCUSED:

Hutchinson,	Willis,	Rinehart,	Total, 3.
-------------	---------	-----------	-----------

## NOT VOTING:

Carlile,	Ivester,	Thomas,	
Howsley,	Taylor,	Waldrep,	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:

## AYE:

Albright,	Duffy,	Jones,	Pugh,	Whitaker,
Briggs,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Broaddus,	Garvin,	Logan,	Rorschach,	Wright.
Burns,	George,	Lowrance,	Sowards,	
Bushyhead,	Hill,	Nance,	Spencer,	
Carmack,	Ivester,	Nichols,	Taylor,	
Curpitt,	Johnston,	Paul,	Thomas,	Total, 31.

## NAY:

Chamberlin,	Fidler,	Ray,	Timmons.
Commons,	MacDonald,	Stewart,	Total, 7.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Carlile,	Howsley,	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.

House Bill No. 140, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 274—By KERR,

An Act relating to Chapter 131, Oklahoma Session Laws, 1933, providing that said Chapter shall hereinafter be designated the "Oklahoma Oil and Gas Conservation Act", changing the designation of



certain officers named therein and of the fund thereof; abolishing certain positions in the "Bureau for the Conservation of Oil and Gas" and providing that the remaining positions in said bureau be placed under the supervision and control of the "Conservation Officer" mentioned in this Act and be paid from the "Conservation Fund" named therein rather than from the General Revenue Fund of the State; placing the well log division of the Corporation Commission under the supervision and control of said "Conservation Officer" and providing that fees collected thereby be paid into said "Conservation Fund"; creating certain positions in said division and providing that the salaries fixed therefor be paid from said "Conservation Fund," and declaring an emergency.

ENGROSSED HOUSE BILL NO. 437—By DEATON, KERR and ALLEN,

An Act amending Section 7852, Oklahoma Statutes, 1931, relating to the number of deputies sheriff in the several counties of the State of Oklahoma,

and that the same have been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has reconsidered the vote whereby it passed:

ENGROSSED HOUSE BILL NO. 355—By GIBBONS,

An Act regulating the use of roads and highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before the same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries of said employees; prescribing the duties of such employees; providing penalties for violation hereof; amending Section 12304 of the Oklahoma Statutes of 1931, as amended by Section Two (2), Chapter 200 of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma, approved June 27, 1933, and declaring an emergency,"

as amended by the Conference Committee Report thereon; has also reconsidered the vote whereby the Conference Committee Report was adopted; respectfully requests your Honorable Body for a further

Conference thereon, and has appointed the following named Representatives as Conferees:

GIBBONS,  
LARASON,  
BROWN,  
ABERNETHY of Harmon,  
SKINNER,  
MUNGER,  
CARLETON.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

President Berry presiding.

Upon motion of Senator Nance, the vote was reconsidered by which House Bill No. 355, as amended in Conference, was passed, the roll call thereon being as follows:

**AYE:**

Albright,	Curnutt,	Jones,	Rinehart,	Timmons,
Briggs,	Duffy,	King,	Ritzhaupt,	Whitaker,
Broadus,	Fidler,	Logan,	Rorschach,	Wilbanks,
Burns,	Fischl,	Lowrance,	Sowards,	Willis,
Bushyhead,	Garvin,	Nance,	Spencer,	Wright.
Carlile,	George,	Nichols,	Stewart,	
Carmack,	Hill,	Paul,	Taylor,	
Commons,	Johnston,	Pugh,	Thomas,	Total, 37.

**NAY:**

Chamberlin,	Hutchinson,	Ivester.	Total, 3
-------------	-------------	----------	----------

**EXCUSED:**

Howsley,	MacDonald,	Ray.	Total, 3.
----------	------------	------	-----------

**NOT VOTING:**

Waldrep.	Total, 1.
----------	-----------

Upon motion of Senator Nance, the vote was reconsidered by which the Conference Report on House Bill No. 355 was adopted.

Senator Nance moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 355, be granted, and that Senate Conferees heretofore appointed be reappointed for the further conference, which motion prevailed.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:



ENGROSSED HOUSE BILL NO. 564—By PHILLIPS of Okfuskee, COE and EASON,

An Act making an appropriation to defray the expenses of the State Board of Public Welfare and for the several County Welfare Boards in the State incurred, and to be incurred, in the administration of the funds appropriated by Senate Bill No. 1, of the Fifteenth Legislature, and making a supplementary appropriation to carry out the purposes and provisions of Senate Bill No. 1 of the Fifteenth Legislature for the fiscal years ending June 30th, 1936, and June 30th, 1937; authorizing the expenditure of a certain percentum thereof for administering said appropriation, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and the Conference Committee Substitute therefor, and to advise you and through you the Honorable Senate, that the Conference Committee Substitute has been adopted, and the Bill passed as amended by such Substitute.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 564 was read, as follows, and, upon motion of Senator Chamberlin, adopted:

#### CONFERENCE COMMITTEE REPORT

To the Speaker of the House of Representatives, and  
To the President of the Senate.

Gentlemen:

We, your Conference Committee, appointed to confer on Engrossed Senate Amendments to:

ENGROSSED HOUSE BILL NO. 564—By PHILLIPS of Okfuskee, COE and EASON,

An Act making an appropriation to defray the expenses of the State Board of Public Welfare and for the several County Welfare Boards in the State incurred, and to be incurred, in the administration of the funds appropriated by Senate Bill No. 1, of the Fifteenth Legislature, and making a supplementary appropriation to carry out the purposes and provisions of Senate Bill No. 1 of the Fifteenth Legislature for the fiscal years ending June 30th, 1936, and June 30th, 1937; authorizing the expenditure of a certain percentum thereof for administering said appropriation, and declaring an emergency,

beg leave to report that after careful consideration, we do report



and recommend that Conference Committee Substitute for Engrossed House Bill No. 564 do pass.

Respectfully submitted,

COE,  
SINGLETON,  
BECK,

CARMICHAEL,  
MONTGOMERY,  
BROWN,  
HUSER,  
ULMARK,

House Conferees.

CHAMBERLIN,  
CARMACK,  
HILL,  
JOHNSTON,  
LOWRANCE,

Senate Conferees.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 564—By PHILLIPS of Okfuskee, COE and EASON.

AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE STATE BOARD OF PUBLIC WELFARE AND OF THE SEVERAL COUNTY WELFARE BOARDS IN THE STATE INCURRED, AND TO BE INCURRED, IN THE ADMINISTRATION OF THE FUNDS APPROPRIATED BY SENATE BILL NO. 1 OF THE FIFTEENTH LEGISLATURE, AND MAKING A SUPPLEMENTARY APPROPRIATION TO CARRY OUT THE PURPOSES AND PROVISIONS OF SENATE BILL NO. 1 OF THE FIFTEENTH LEGISLATURE FOR THE FISCAL YEARS ENDING JUNE 30TH, 1936 AND JUNE 30TH, 1937; AUTHORIZING THE EXPENDITURE OF A CERTAIN PERCENTUM THEREOF FOR ADMINISTERING SAID APPROPRIATION, AND DECLARING AN EMERGENCY.

Be It Enacted By The People Of The State Of Oklahoma:

SECTION 1. There is hereby appropriated out of any funds in the State Treasury, not otherwise appropriated, the following sums of money for the following uses and purposes, to-wit:

To the State Board of Public Welfare for the purpose of defraying administrative and miscellaneous expenses in the allocation and administration of the funds appropriated by Senate Bill No. 1 of the Fifteenth Legislature, for the remainder of the present fiscal year and the fiscal year 1935-1936, the sum of Three Thousand, One Hundred (\$3,100.00) Dollars.

To the State Board of Public Welfare, for the purpose of allocating, as the necessity may arise, to the several County Welfare Boards of the State, to defray the expenses of administering in the several counties the funds allocated thereto by the State Board of Public Welfare, pursuant to the provisions of Senate Bill No. 1 of the Fifteenth Legislature, for the remainder of the present fiscal year and the fiscal year 1935-1936, the sum of Thirty Thousand (\$30,000.00) Dollars.

SECTION 2. For the purpose of providing funds for the State Board of Public Welfare to carry out the provisions and purposes of Senate Bill No. 1, of the Fifteenth Legislature as approved by the Governor on March 9, 1935, there is hereby appropriated out of any funds in the State Treasury to the credit of the General Revenue Fund, the sum of One Million (\$1,000,000.00) Dollars for the fiscal years ending June 30, 1936, and June 30, 1937.

SECTION 3. The funds appropriated by Section 2, hereof shall be allocated, administered and distributed by the State Board of Public Welfare among the various counties of the State, and expended by the County Welfare Boards, under the rules, regulations and requirements of said Senate Bill Number 1, of the Fifteenth Legislature.

SECTION 4. The State Board of Public Welfare is hereby authorized to expend not more than two per centum (2%) of the funds appropriated in Section 2 hereof for the purpose of paying the expense of said State Board and the County Boards of Public Welfare in administering said funds and the State Board of Public Welfare is authorized to allocate to the County Welfare Boards that show a necessity therefor an amount therefor out of the funds set aside for that purpose in this Section.

SECTION 5. 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 be in force and effect from and after its passage and approval.

House Bill No. 564, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Duffy,	Johnston,	Paul,	Timmons,
Briggs,	Fidler,	Jones,	Pugh,	Whitaker,
Burns,	Fischl,	King,	Ray,	Wilbanks,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carmack,	George,	Lowrance,	Rorschach,	
Chamberlin,	Hill,	MacDonald,	Spencer,	
Commons,	Howsley,	Nance,	Stewart,	
Curnutt,	Ivester,	Nichols,	Thomas,	Total, 36.

**EXCUSED:**

Rinehart,	Willis,	Total, 2.
-----------	---------	-----------

**NOT VOTING:**

Broadbuss,	Hutchinson,	Taylor,	
Bushyhead,	Sowards,	Waldrep.	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:

**AYE:**

Albright,	Duffy,	Johnston,	Paul,	Timmons,
Briggs,	Fidler,	Jones,	Pugh,	Whitaker,
Burns,	Fischl,	King,	Ray,	Wilbanks,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carmack,	George,	Lowrance,	Rorschach,	
Chamberlin,	Hill,	MacDonald,	Spencer,	
Commons,	Howsley,	Nance,	Stewart,	
Curnutt,	Ivester,	Nichols,	Thomas,	Total, 36.

**EXCUSED:**

Rinehart,	Willis,	Total, 2.
-----------	---------	-----------

**NOT VOTING:**

Broadus,	Hutchinson,	Taylor,	
Bushyhead,	Sowards,	Waldrep.	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.

Engrossed House Bill No. 564, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Nance presiding.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 377—By HOWELL, HUNT of Osage, and WILLIAMS,

An Act appropriating Thirty-seven Thousand, One Hundred and Twenty-five (\$37,125.00) Dollars, to be used by the Superintendent of Public Instruction in compliance with compiled Oklahoma Statutes, 1931, Section 6943, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the



House has appointed as House Conferees on said Bill the following named Representatives:

RONE,  
STANDRIDGE,  
HOWELL,  
ARMSTRONG,  
HUNT of Osage.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

By unanimous consent, further consideration of Engrossed House Bill No. 377 was deferred temporarily.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 397—By GIBBONS and ELLIS,

An Act amending Section 3700, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 156, Session Laws of 1933, defining and classifying motor carriers; defining the word "Market" as used in this Act, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 569—By WORTHINGTON of the House, and CHAMBERLIN of the Senate,

An Act providing that each lake in the State of Oklahoma constructed with public funds, other than municipally owned lakes constructed wholly with municipal funds, shall be closed to fishing of any sort by any person with or without a license until such time as the State Game and Fish Commission shall by proclamation declare such lake open to fishing; prescribing penalties for violation of this Act, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 275—By ROBERTS,

An Act providing for the use of safety glass in designated types of motor vehicles; defining the term "safety glass"; providing penalties for violation thereof, and declaring an emergency,

and that the same have been passed by the House of Representatives as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 589—By COE,

An Act prohibiting the drilling of any wells for oil or gas within a radius of three-fourths (3-4) of one mile from the center of the Crippled Children's Hospital in Oklahoma City, Oklahoma; providing penalty for violation of Act; providing for enjoining of violation of Act,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 589.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 121—By WELCH, BRUCE, CAR-MICHAEL, COE, DAVIS, FRAZIER, MONTGOMERY, O'BRIEN, RAWLS, RONE, SADLER, SPEAR, STANDRIDGE, STOKES, WYLY, SCHWOERKE and DOTY of the House, and WHITAKER and CHAM-BERLIN of the Senate,

An Act relating to real estate the title to which has been acquired by a County, or the Board of County Commissioners of a County, or the Chairman of the Board of County Commissioners of a County, by virtue of any tax resale; repealing Chapter 159, Oklahoma Session Laws of 1933, being House Bill No. 682, of the Regular Session of the Fourteenth Legislature; saving to all persons any rights acquired by them by virtue thereof; providing a procedure by which Counties may sell such real estate; giving to the last previous record owner or owners of such real estate and their grantees, assigns, heirs, devisees and successors in interest the right, during the remainder of the year 1935, to require the title thereto; providing the procedure and conditions thereof; providing that upon such reacquisition title to such real estate shall revert just as though tax deed had never been issued providing that upon sale of such real estate or reacquisition thereof by the former owners such real estate shall be free from ad valorem taxes for the years for which the same was sold at resale and all

subsequent years up to and including the year in which the County is divested of the title thereto; apportioning the funds derived from sale thereof; providing the duties of the various county officers in connection therewith; amending Sections 2, 4 and 5 of Chapter 14, Session Laws of 1933, 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 signed by the Speaker Pro Tempore in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 121 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 443—By ALLEN.

An Act to prohibit after the effective date hereof, the writing of contingent or so-called mortality endowment contracts by life insurance companies, mutual aid associations and fraternal benefit societies; regulating the writing of such contracts; repealing all laws conflicting, and declaring an emergency.

ENROLLED HOUSE BILL NO. 443—By ALLEN,

An Act amending Sections 10595, 10597 and 10598, Oklahoma Statutes, 1931, and relating to industrial life, health and accident insurance companies, and declaring an emergency.

ENROLLED HOUSE BILL NO. 444—By ALLEN,

An Act authorizing the Insurance Commissioners for certain causes to request the appointment of a receiver for the operation or liquidation of insurance companies authorized to do business in this State; setting out the manner of the operation of said companies by the Insurance Commissioner; providing that no other person other than the Insurance Commissioner may ask for the appointment of a receiver, and declaring an emergency.

ENROLLED HOUSE BILL NO. 69—By MONTGOMERY,

An Act amending Section 862, Oklahoma Statutes, 1931, relating to jurisdiction of Justice of the Peace.



ENROLLED HOUSE BILL NO. 516—By DUNN, MYERS, WRIGHT of Washita and BYROM of the House, and THOMAS of the Senate,

An Act authorizing the construction and equipment of dormitories on the campus of the Southwestern State Teachers College of the State of Oklahoma; providing for the issuance and payment of Southwestern State Teachers College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

ENROLLED HOUSE BILL NO. 398—By GIBBONS and ELLIS,

An Act amending Section 3711, Oklahoma Statutes, 1931, as amended by Oklahoma Session Laws, 1933, Chapter 156, providing a penalty for the violation of the Motor Vehicle Act; prescribing the procedure to be had thereunder, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 69, 398, 442, 443, 444 and 516 were read at length for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, WALDREP, WRIGHT, MacDONALD, TAYLOR, TIMMONS, IVESTER, SPENCER, RINEHART, CHAMBERLIN, WHITAKER and JONES of the Senate and ALLEN and BILLINGS of the House,

An Act amending Sections 1748 to 1755, inclusive, Oklahoma Statutes, 1931; providing for medical and surgical treatment and hospital and convalescent care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or others legally chargeable with their support are unable to provide same; providing for a tax levy in each county for Crippled Children's Fund to defray the expenses thereof and setting said levy outside the limit as fixed for special county levies; prescribing the amount and manner of payment therefor; conferring upon the Juvenile Court jurisdiction of commitment of children to said hospitals and convalescent homes and providing procedure relating thereto; creating a Committee of Standardization; providing for the appointment of its members; fixing their compensation; providing for the manner of payment thereof; providing

for the approval, classification and revocation of approval by the Committee on Standardization of physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; prescribing the powers and duties of such physicians and/or surgeons and hospitals and convalescent homes; creating a State Commission for Crippled Children and defining its powers and duties; providing for the payment out of the Crippled Children's Fund of each county of certain expenses; authorizing the Oklahoma Hospital for Crippled Children to bear certain expenses hereunder; authorizing said hospital to collect certain costs due it under this Act from the Crippled Children's Funds of the various counties; providing for the holding of diagnostic clinics throughout the State; authorizing the State Commission for Crippled Children to co-operate with the Federal provisions relating to the care of crippled children; repealing all laws in conflict herewith, and declaring an emergency,

together with the Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed, as amended, by same.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 15, together with Conference Committee Report thereon, was ordered referred for enrollment

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 25—By CURNUTT of the Senate, and JOHNSON and HUNT of the House,

An Act amending Chapter 91, Oklahoma Session Laws, 1933, Section 9 of House Bill No. 187, passed by Regular Session of the Fourteenth Legislature of the State of Oklahoma and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5630, Oklahoma Statutes, 1931, relating to investment of public funds in farm mortgages, repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency,

together with the Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 25, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 179—By GEORGE and JONES of the Senate, and HUEY, LARASON, SCHWOERKE, SADLER, FRAYER, BECK, WRIGHT of Beaver and BEAMAN of the House,

An Act making appropriation from the Public Building Fund for the purpose of erecting a building at the University of Oklahoma at Norman, Oklahoma, for the College of Business Administration, and declaring an emergency,

together with the Engrossed House Substitute for same, and to advise you and through you the Honorable Senate, that the Bill has been passed, as amended, by such Substitute.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 179 were read, as follows, and, upon motion of Senator George, concurred in by the Senate:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 179—By GEORGE and JONES of the Senate, and HUEY, LARASON, SCHWOERKE, SADLER, FRAYER, BECK, WRIGHT of Beaver, and BEAMAN of the House.

AN ACT MAKING APPROPRIATION FROM THE PUBLIC BUILDING FUND FOR THE PURPOSE OF ERECTING A BUILDING AT THE UNIVERSITY OF OKLAHOMA AT NORMAN, OKLAHOMA, FOR THE COLLEGE OF BUSINESS ADMINISTRATION, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby appropriated out of any moneys in the State Treasury, to the credit of the Public Building Fund, not otherwise appropriated, to be used for and under the direction and supervision of the State Board of Public Affairs, for the purpose of erecting a building for the College of Business Administration on the campus of the University of Oklahoma at Norman, Oklahoma, the sum of Two Hundred Fifty Thousand (\$250,000.00) Dollars or so much thereof as may be necessary.

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.



By unanimous consent, further consideration of Senate Bill No. 179, as amended by the Honorable House, was deferred.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 94, 125 and 404 correctly engrossed.

ALBRIGHT, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 94, as amended, and 125, as amended, and 404, as amended, and ordered each returned to the Honorable House.

#### GENERAL ORDER

Referring further to HOUSE BILL NO. 461:

Senator Commons submitted the following amendment:

Mr. President: I move to amend House Bill No. 461, line 7, page 1, by adding after the word, "the," and before the word, "Commission," the words, "Oklahoma Tax," and omitting the word, "Corporation," and in line 13, page 1, by beginning the line with the words, "Oklahoma Tax," before the word, "Commission," and omitting the word, "Commission."

#### COMMONS.

Senator Burns moved to table the Commons amendment, which motion failed of adoption, the roll call thereon being as follows:

##### AYE:

Broadbudd,	Fidler,	Jones,	Pugh,	Thomas,
Burns,	Fischl,	Logan,	Ritzhaupt,	Waldrep,
Carmack,	George,	Lowrance,	Sowards,	
Curnutt,	Hill,	Nichols,	Spencer,	Total, 18.

##### NAY:

Briggs,	Duffy,	MacDonald,	Rorschach,	Whitaker,
Bushyhead,	Ivester,	Nance,	Stewart,	Wilbanks,
Carlile,	Johnston,	Paul,	Taylor,	Wright.
Commons,	King,	Ray,	Timmons,	Total, 19.

##### EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

##### NOT VOTING:

Albright,	Chamberlin,	Garvin,	Howsley.	Total, 4.
-----------	-------------	---------	----------	-----------

President Pro Tempore Briggs presiding.

Upon motion of Senator Logan, the previous question was ordered.

The vote occurring on the Commons amendment, it was declared failed of adoption, the roll call thereon being as follows:

**AYE:**

Albright,	Commons,	MacDonald,	Rorschach,	Whitaker,
Bushyhead,	Duffy,	Nance,	Stewart,	Wilbanks,
Carlile,	Johnston,	Paul,	Taylor,	Wright.
Carmack,	King,	Ray,	Timmons,	Total, 19.

**NAY:**

Briggs,	Fidler,	Hill,	Lowrance,	Spencer,
Broadus,	Fischl,	Ivester,	Nichols,	Thomas,
Burns,	Garvin,	Jones,	Pugh,	Waldrep.
Curnutt,	George,	Logan,	Sowards,	Total, 19.

**EXCUSED:**

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

**NOT VOTING:**

Chamberlin,	Howsley,	Ritzhaupt.	Total, 3.
-------------	----------	------------	-----------

Upon motion of Senator Commons, Sections 1 and 2 were ordered stricken.

Senator Commons moved that House Bill No. 461, as amended, be advanced to engrossment and third reading.

Senator Wilbanks moved that the roll call on House Bill No. 461 be deferred until the next legislative day, which motion was tabled, upon motion of Senator Commons.

Upon motion of Senator Commons, the rules of the Senate were suspended and House Bill No. 461, as amended, was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

HOUSE BILL NO. 461 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Briggs,	Curnutt,	Jones,	Nichols,	Thomas,
Burns,	Fidler,	King,	Ritzhaupt,	Timmons,
Carmack,	Fischl,	Logan,	Rorschach,	Waldrep.
Chamberlin,	George,	Lowrance,	Sowards,	
Commons,	Hill,	Nance,	Spencer,	Total, 23.

**NAY:**

Albright,	Duffy,	Paul,	Taylor,	
Broadus,	Ivester,	Pugh,	Whitaker,	
Bushyhead,	Johnston,	Ray,	Wilbanks,	
Carlile,	MacDonald,	Stewart,	Wright.	Total, 16.

## EXCUSED:

Hutchinson, Rinehart, Willis, Total, 3.

## NOT VOTING:

Garvin, Howsley, Total, 2.

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 Nichols, the Emergency Section to House Bill No. 461 was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 461, as amended, was ordered referred for engrossment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 151 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bill No. 151 was read at length 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 Nance submitted the following Conference Committee Report, which was read at length:

To the President of the Senate, and

The Speaker of the House of Representatives:

GENTLEMEN:

We, your Conference Committee to whom was referred Committee Substitute for Engrossed Senate Bill No. 370, entitled:

An Act making an appropriation to pay the mileage and per diem of members of the House of Representatives and the Senate and the per diem of employees, and for the printing of the permanent Journals and Session Laws, together with other expenses of the Regular Session of the Fifteenth Legislature; providing for the closing of the business of the Two Houses of said Session by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency,

beg leave to report that we have the same under consideration and herewith return the same with the recommendation that the Conference



Committee Substitute for Engrossed Senate Bill No. 370, attached hereto, do pass.

PHILLIPS, of Okfuskee,	NANCE,
COE,	COMMONS,
GIBBONS,	Senate Conferees.
HUSER,	
KERR,	
POE,	

House Conferees.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 370—By SENATE and HOUSE CONFEREES.

AN ACT AMENDING SECTION 3,571, OKLAHOMA STATUTES, 1931, THE SAME BEING SECTION 10,867, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE POWERS AND DUTIES OF THE BOARD OF AFFAIRS; AMENDING SECTION 3,588, OKLAHOMA STATUTES, 1931, THE SAME BEING SECTION 10,883, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE ALLOTMENT OF QUARTERS IN THE STATE CAPITOL; AMENDING SECTION 4,949, OKLAHOMA STATUTES, 1931, THE SAME BEING SECTION 9,287, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE DUTIES OF THE STATE BOARD OF PUBLIC AFFAIRS; PROVIDING THAT THE PROVISIONS OF HOUSE BILL NO. 76, ENACTED BY THE FIFTEENTH LEGISLATURE, 1935, SHALL NOT APPLY TO THE CHAMBERS, COMMITTEE ROOMS, FIXTURES AND PROPERTY OF THE TWO BRANCHES OF THE STATE LEGISLATURE; PROVIDING FOR THE PRINTING OF THE PERMANENT JOURNALS AND SESSION LAWS OF ALL SESSIONS OF THE OKLAHOMA LEGISLATURE; PROVIDING FOR THE CLOSING OF THE BUSINESS OF THE TWO HOUSES OF SAID LEGISLATURE BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. That Section 3,571, Oklahoma Statutes, 1931, the same being Section 10,867, Compiled Oklahoma Statutes, 1921, be, and the same is hereby, amended to read as follows:

"Section 3,571. Said board shall have charge of the construction, repair, maintenance, insurance and operation of all buildings owned, used or occupied by or on behalf of the State; it shall have authority to purchase all material and perform all other duties necessary in the construction, repair and maintenance of all such buildings; it shall make all necessary contracts by or on behalf of the State for any buildings or rooms rented for the use of the State or any of the officers thereof, and shall have charge of the arrangement and allotment of space in said buildings among the different State officers. It shall have the custody and control of all State property, and all other property managed or used by the State, except military stores and such as come under the con-

trol of the State Banking Department and the two Houses of the State Legislature; it shall procure all necessary insurance thereon against loss and shall allot the use of the same to the several offices of the State, and prescribe where the same shall be kept for public use. It shall keep an accurate account of all property purchased for the State or any of the departments or officers thereof, *except that purchased for and by the two Houses of the State Legislature, which two Houses shall have the exclusive use, care and custody of their respective chambers, committee rooms, furniture and property, and shall keep their respective records of said furniture and property.*"

Section 2. That Section 3,588, Oklahoma Statutes, 1931, the same being Section 10,883, Compiled Oklahoma Statutes, 1921, be, and the same is hereby, amended to read as follows:

"Section 3,588. Said State Board of Public Affairs shall have full and complete authority to designate quarters for each and every department of State, and to determine what space shall be allotted, and shall also be authorized and designated to determine what furniture and expenditures each department shall be allowed; and shall be authorized to determine what supplies, apparatus and other things shall be allowed to the various schools and other institutions of the State; *except that each House of the State Legislature shall have the exclusive charge of the purchase, use, allotment and disposition of its respective chambers, committee rooms, fixtures, furniture, supplies and apparatus, and shall be responsible for the use and preservation of same.*"

Section 3. That Section 4,949, Oklahoma Statutes, 1931, the same being Section 9287, Compiled Statutes, 1921, be, and the same is hereby, amended to read as follows:

"Section 4,949. The custody, supervision and control of all work or material required in and about the Capitol Building, the grounds and appurtenances thereof shall be exercised by the State Board of Affairs who shall make all requisitions for supplies, repairs or material required in the heating, lighting, plumbing, ventilating and operation of the Capitol building and grounds. The State Board of Affairs shall prepare and put in order, *for the opening of each legislative session, the House Chamber and committee rooms at the request and under the supervision of the person designated by the Speaker of the House of Representatives to have the care, custody and control of said Chamber, committee rooms and property of the House, as provided for in Section 5 herein; and shall prepare and put in order the Senate Chamber and committee rooms at the request and under the supervision of the Secretary of the Senate.* The State Board of Affairs shall also employ and have supervision over the janitors, engineers, and mechanics, telephone operators and visitors' attendants, *except those employed and paid under the jurisdiction of the two Houses of the State Legislature.*"

Section 4. The provisions of House Bill No. 76, enacted by the Fifteenth Legislature of the State of Oklahoma, 1935, shall never be



construed to apply to property belonging to the Senate and to the House of Representatives, and all property, furniture, fixtures and supplies belonging to the respective Houses of the State Legislature are hereby declared to be in the exclusive custody and in the exclusive care and control of the House of Representatives and the Senate as herein provided for.

Section 5. The closing of the business of the House of Representatives and the Senate, after each legislative session, and the preparation of the Journals of the two Houses, and the Session Laws, and the printing thereof, are hereby declared to be expenses of the Legislature of this State, and those expenses shall be paid from any appropriations made for the House of Representatives and the Senate.

The President Pro Tempore of the Senate and the Speaker of the House, after each legislative session, shall have supervision of the preparation of the Session Laws for that session, shall contract for the printing thereof and supervise the publication of same, and all claims for expenses in connection with such printing shall, before payment, be approved by both the President Pro Tempore of the Senate and the Speaker of the House.

The Session Laws, when printed and paid for, shall be deposited with the Secretary of State, who shall distribute the same to the State Officers, Departments and Institutions entitled hereto. After the adjournment of each session of the Legislature, the Speaker of the House of Representatives and the President Pro Tempore of the Senate, respectively, are hereby authorized and directed as follows:

First: All outstanding and valid claims against the House of Representatives shall be presented to the Speaker of the House and shall be by him examined and audited, and all such claims and valid obligations of the House of Representatives, after approval by the Speaker, shall be paid from any legislative contingent or other expense funds available for that purpose; all outstanding and valid claims against the Senate shall be presented to the President Pro Tempore of the Senate and shall be by him examined and audited, and all such claims and valid obligations of the Senate, after approval by the President Pro Tempore, shall be paid from any legislative contingent or other expense funds available for that purpose.

Second. To close all unfinished business of the House of Representatives and the Senate, and properly to prepare, index and superintend the publication of the Permanent Journals of the House of Representatives and the Senate of each legislative session; provided, that typewritten copies of said Permanent Journals shall be prepared and certified to by the Presiding Officers of the two Houses, respectively, as being a true and correct copy of the proceedings of the House of Representatives and the Senate during all sessions of the Legislature, and filed with the Secretary of State; provided further, that in the process and work of indexing and superintending the publication of said Journals and the closing of the unfinished business of the Houses, the Speaker of the House of Representatives and the President Pro Tempore of the Senate, respectively, are hereby authorized to retain or employ such assistants or help as may be found necessary to complete



such work; provided further, that the salary of the Speaker of the House of Representatives and the President Pro Tempore of the Senate shall be Six Dollars (\$6.00) per day, each, and necessary and actual expenses, and the salary of any members of the House of Representatives and the Senate employed by them, while engaged in such work, shall be Six Dollars (\$6.00) per day, each, and the salaries of all other assistants retained for the purposes aforesaid shall be fixed by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective Houses.

The Speaker of the House of Representatives and the President Pro Tempore of the Senate are further authorized and directed, respectively, to make an inventory of the property of the two Houses, after each session of the Legislature, to enter the same in the permanent book of records, and to preserve such record as the record of the respective Houses. When the property and records of the House of Representatives have been invoiced after each session, the same, together with the House Chamber and all House Committee Rooms, shall be delivered to the Speaker of the House of Representatives or to such person as he may designate, who shall have the absolute care, custody and control of the same until the convening of the next session of the State Legislature; and when the property and records of the Senate have been invoiced after each session, such property and records, together with the Senate Chamber and all Senate Committee Rooms, shall be delivered to the Secretary of the Senate, who shall have the absolute care, custody and control of the same until the convening of the next session of the State Legislature. The State Auditor is hereby authorized and directed to pay all claims audited and approved by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective Houses as hereinbefore authorized.

Section 6. All Acts or parts of Acts in conflict herewith are hereby repealed.

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 whereof this Act shall take effect and be in full force from and after its passage and approval.

Senator Fidler moved that the Senate reject the Conference Committee Report on Engrossed Senate Bill No. 370 and request the Honorable House to grant a further conference thereon, which motion prevailed.

The President Pro Tempore announced the reappointment of Senate Conferees under Engrossed Senate Bill No. 370, as previously made.

Referring further to ENGROSSED SENATE BILL NO. 179, as amended by the Honorable House:

Senator Stewart asked unanimous consent, to which Senator Pugh objected, to rescind the action of the Senate, in concurring to Engrossed House Amendments to Engrossed Senate Bill No. 179.

Senator Stewart moved that the Senate reconsider the vote by which it concurred in Engrossed House Amendments to Engrossed Senate Bill No. 179, and request the Honorable House to grant a further conference thereon, which motion was tabled, upon motion of Senator Paul.

By unanimous consent, further consideration of Engrossed Senate Bill No. 179, as amended, was deferred.

### THIRD READING

HOUSE BILL NO. 550 was read at length for the third time.

Senator Nance asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 550, by adding as Sections 30 to 46, both inclusive, the following, and by amending the title to conform thereto:

"SECTION 30. It is hereby declared to be a public policy of this State to bring about a change in the distressing condition now existing in this State whereunder a large majority of the families in the State do not own their own home, recognizing the fact that a condition of universal tenantry endangers the very existence of organized government.

"The object, aim and purpose of this Act is to create an agency and a plan, whereunder the vast sums of money being appropriated by the National Congress for the relief of our citizens, or so much thereof as may be made available for such purpose, together with the sums herein appropriated, or which may hereafter be appropriated, may be capitalized and used for the purpose of creating modest but comfortable homes to be sold on long-term amortization plan with a low rate of interest, to the deserving families of the State.

"To this end, this Act shall be liberally construed as an emergency measure and as part of the National relief program, in order that the public policy above announced, and that the object, aim and purpose above set out, may be effectuated.

"SECTION 31. There is hereby created a State owned body corporate, by the name of the Oklahoma Housing Board. The incorporation shall be held to have been effected from the date of the first meeting of the Board. Said Corporation shall have succession in its corporate name.

"SECTION 32. The Board of Directors of the Corporation (hereinafter referred to as 'the Board'), shall be composed of the Governor, who shall act as chairman, the State Treasurer, and the Chairman of the Board of Affairs, who shall have offices at the State Capitol to be furnished by the State Board of Affairs.

"SECTION 33. The aims and objects of the Board shall be to



promote subsistence homestead projects, rural rehabilitation projects and to increase generally the ownership of homes by the citizens of Oklahoma, and to co-operate with the Federal Government in promoting these ends within the State of Oklahoma.

"SECTION 34. The Board, in addition to all of the powers heretofore granted, shall have power:

- "(a) To sue and be sued in its corporate name.
- "(b) To adopt and use a corporate seal, which shall be judicially noticed.
- "(c) To acquire, hold and dispose of property for its corporate purposes. To take mortgages and otherwise secure the purchase price of property sold.
- "(d) To make all contracts necessary for the purposes of this Act.
- "(e) To adopt, amend and repeal by-laws.
- "(f) To acquire in its corporate name, by purchase, gift, condemnation, or otherwise, real or personal property, or rights or easements therein, necessary or convenient for its corporate purposes, and to use the name so long as its corporate existence shall continue.
- "(g) To enter into contracts for construction, building and improvement of projects to purchase or lease tools and machinery, to contract with the citizens of the State for the sale or rent of real or personal property, to collect rents, partial payments or any levies made against such property or properties; to pay taxes and perfect titles to land; to provide for insurance and upkeep; to disburse funds; to bring about legal eviction; to buy or sell an existing contract and to do all things necessary for the protection of its rights and all persons interested.
- "(h) To make by-laws for the management and regulation of its affairs, for the regulation, construction, improvement, establishment and sale of any project, and the collection of interest, rents, or any kind of installment payments, not inconsistent, however, with agreements with holders of mortgages or other obligations issued by said Board.
- "(i) To enter into contracts or agreements with any agency, bureau or department of the Federal Government for the insuring of notes, mortgages or any other form of obligations that may be owned or issued by the Board.
- "(j) To sell or pledge notes, mortgages, or other assets belonging to the Board, to any person, agency, company, corporation or any branch, bureau or department of the Federal Government, and to service any mortgage that has been insured, sold or pledged.



"(k) To use the Attorney General as legal advisor, provided, however, that said use shall not be inconsistent with, or interfere with the constitutional and statutory provisions of this State.

"(l) To construct and maintain facilities for the public, not inconsistent with the use of any project, to contract for such construction, and to lease or sell the same.

"(m) To borrow and lend money for the purpose of carrying out the aims and objects of the Board, provided that said Board shall not have the power to create any obligations against the State of Oklahoma, but the obligations of such Board shall be limited to and be liquidated, only from the assets of said Board.

"(n) To issue bonds, mortgages and other forms of securities and to provide for the rights of the holders thereof. Funds derived from the issuance and sale of such securities may be used for the purchase of lands, materials and labor, or such securities may be issued in exchange for lands, materials and labor. Such securities may be general in their nature and form or may be issued against, and secured by the assets of a definite number or group of homesteads, developed or to be developed as a separate and independent project.

"(o) To accept grants from the Federal Government or any agency thereof, or from any other source, or lands, leases, money, material or labor for the creation or improvement of homesteads.

"(p) To erect buildings and other structures on lands acquired or owned by it, such as houses, barns, outbuildings, cellars and fences, and make such other improvements including terracing and ditching, as will make such projects desirable and profitable homesteads.

"(q) To adopt rules whereby prospective purchasers of homesteads, who are employed by the Board, may secure credit on the purchase price of a homestead in lieu of a part or all of the compensation to which they would be entitled for their services.

"(r) To co-operate with cities, towns and counties of Oklahoma, or any housing authority, either Federal or State, that has been, or may be created, in the development of subsistence homesteads and rural rehabilitation projects.

"(s) To have the power of eminent domain in its corporate name, which shall be exercised only with the approval of the Board, and the procedure therefor shall be the same as that provided by law for the exercise of the right of eminent domain by railroad corporations, or by other general laws.

"(t) To appoint such managers, assistant managers, officers, employees, technicians, attorneys and agents as are necessary for the transaction of its business, fix their compensation, define their duties, require bonds of such of them as the Board may designate and provide a system of organization to fix responsibility and promote efficiency. Any appointee may be removed at the discretion of the Board.

"(u) To have such other powers as may be necessary or appropriate for the exercise of the powers herein specifically conferred upon it.

"Section 35. The Governor, or any agency, bureau or department of the Federal Government, insuring or purchasing obligations or assets of the Board, is hereby authorized and empowered to cause to be examined the accounts and the books of the Board, including its receipts, disbursements, contracts, leases, sinking funds, investments and other matters relating to its financial standing.

"Section 36. The purchaser of any homestead shall have the privilege of retiring his indebtedness to the Board by amortization payments, in the discretion of the Board, and sufficient to retire the interest and principal within a period not to exceed thirty (30) years. Provided, that it shall be the mandatory duty of said Board to commence foreclosure proceedings when any purchaser has been delinquent as long as two years in payment of principal or interest.

"Section 37. Neither of the members of the Board or any person executing notes, or other forms of securities shall be liable personally thereon or be subject to any personal liability or accountability by reason of the issuance thereof.

"Section 38. The Board shall have power to use any fund available therefor, to purchase any securities issued by it at a price not more than the callable price thereof.

"Section 39. When obligations or securities of the Board, or mortgages held by it, are insured for payment by any Federal agency or department of the Government, then all public officers, all municipalities and municipal sub-divisions, all insurance companies, all savings banks, State banks, saving and loan associations, administrators, guardians, executors, trustees, and other fiduciaries in the State, may properly and legally invest funds under their control therein.

"Section 40. Any security or obligation of the Board shall not be a debt of the State of Oklahoma, and neither shall the State be liable thereon, nor shall they be payable out of any funds, other than those of the Board.

"Section 41. All mortgages and the revenue derived therefrom, owned or sold by the Board, whose payment has been insured by the Federal Government, shall be exempt from taxation except for transfer and estate taxes.

"Section 42. The State Workmen's Compensation Act of Oklahoma shall apply to employees of the Oklahoma Housing Board in so far as the provisions of this Act apply, and the cost of industrial insurance shall be a proper charge against the appropriations first made.

"Section 43. Any person violating the provisions of this Act or who knowingly or intentionally misappropriates any of the funds or property belonging to or under the control of the Board shall be guilty of

felony and, upon conviction thereof, shall be punished by a fine not exceeding Five Thousand (\$5,000.00) Dollars, or by imprisonment not exceeding ten (10) years, or by both such fine and imprisonment.

"Section 44. All funds coming into the hands of the Board from sale of property, from grants by it received, from interest collected, from appropriations by the Legislature or from any other source shall, unless otherwise provided by law be placed in the State Treasury, in a fund to be known as "State Housing Fund," and shall be expended by the Board under authority herein given, upon warrants issued by the State Auditor, after the filing of proper vouchers or claims by the Board.

"Section 45. It is hereby declared a policy of this Act and the Board is hereby given the authority, as fast as funds become available either from appropriations by the Legislature, or by the sale of homesteads or mortgages, or by grants from the Federal Government, or from loans obtained, or from any other source, continuously to reinvest such funds in additional homesteads for the purpose of sale to citizens of this State.

"Section 46. There is hereby appropriated for the fiscal year beginning July 1st, 1935, and ending June 30th, 1936, out of any moneys in the State Treasury, not otherwise appropriated, the sum of Two Hundred Thousand (\$200,000.00) Dollars, said sum to be placed in the 'State Housing Fund,' to be used and expended for the purposes herein provided."

NANCE.

House Bill No. 550, as amended, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Hill,	MacDonald,	Thomas,
Briggs,	Curnutt,	Howsley,	Nance,	Timmons,
Burns,	Duffy,	Johnston,	Nichols,	Waldrep,
Bushyhead,	Fidler,	Jones,	Paul,	Whitaker,
Carlile,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Carmack,	Garvin,	Logan,	Spencer,	Wright.
Chamberlin,	George,	Lowrance,	Taylor,	Total, 34.

NAY:

Broadbuss, Total, 1.

EXCUSED:

Hutchinson, Rinehart, Willis. Total, 3.

NOT VOTING:

Ivester,	Ray,	Sowards,	
Pugh,	Rorschach,	Stewart.	Total, 6.



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. 550, as amended, was ordered referred for engrossment.

Referring further to ENGROSSED SENATE BILL NO. 350, by Committee on Appropriations, as amended by the Honorable House:

Senator Nichols moved that the Senate concur in Engrossed House Amendments to Engrossed Senate Bill No. 350, which motion prevailed.

Senate Bill No. 350, as amended, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Johnston,	Paul,	Waldrep,
Briggs,	Curnutt,	Jones,	Ray,	Whitaker,
Broaddus,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Burns,	Fidler,	Logan,	Rorschach,	Wright.
Bushyhead,	Garvin,	Lowrance,	Stewart,	
Carlile,	George,	MacDonald,	Taylor,	
Carmack,	Hill,	Nance,	Thomas,	
Chamberlin,	Howsley,	Nichols,	Timmons,	Total, 36.

**NAY:**

Pugh.	Total, 1.
-------	-----------

**EXCUSED:**

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

**NOT VOTING:**

Fischl,	Ivester,	Sowards,	Spencer.	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:

**AYE:**

Albright,	Commons,	Johnston,	Paul,	Waldrep,
Briggs,	Curnutt,	Jones,	Ray,	Whitaker,
Broaddus,	Duffy,	King,	Ritzhaupt,	Wilbanks,
Burns,	Fidler,	Logan,	Rorschach,	Wright.
Bushyhead,	Garvin,	Lowrance,	Stewart,	
Carlile,	George,	MacDonald,	Taylor,	
Carmack,	Hill,	Nance,	Thomas,	
Chamberlin,	Howsley,	Nichols,	Timmons,	Total, 36.

## NAY:

Pugh, Total, 1.

## EXCUSED:

Hutchinson, Rinehart, Willis. Total, 3.

## NOT VOTING:

Fischl, Ivester, Sowards, Spencer. 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 350, as amended, was ordered referred for enrollment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills, begs leave to report House Bills Nos. 461, 591 and Senate Resolutions Nos. 25 and 26 correctly engrossed.

ALBRIGHT, Acting Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 461, as amended, and 591, as amended, and ordered each bill returned to the Honorable House.

The President Pro Tempore, in open session, signed Engrossed Senate Resolutions Nos. 25 and 26 and ordered each referred for enrollment.

## THIRD READING

HOUSE BILL NO. 321 was read at length for the third time.

Senator Curnutt moved that House Bill No. 321 be stricken from the Calendar, which motion was tabled, upon motion of Senator Nichols.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Briggs,	Duffy,	Hill,	Ritzhaupt,	Whitaker,
Broaddus,	Fidler,	Howsley,	Rorschach,	Wilbanks,
Bushyhead,	Fischl,	Jones,	Sowards,	Wright.
Carlile,	Garvin,	Logan,	Thomas,	
Carmack,	George,	Nichols,	Timmons,	Total, 23.

## NAY:

Burns,	Curnutt,	King,	MacDonald,	Paul.
Commons,	Johnston,	Lowrance,	Nance,	Total, 9.

## EXCUSED:

Hutchinson,	Rinehart,	Willis.	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Albright,	Ivester,	Ray,	Stewart,	Waldrep.
Chamberlin,	Pugh,	Spencer,	Taylor,	Total, 9.

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 Curnutt, the emergency section to House Bill No. 321 was ordered stricken and the title thereof amended, by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 321, as amended, was ordered referred for engrossment.

Senator Albright submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Joint Resolution No. 34 correctly engrossed.

ALBRIGHT, Acting Chairman.

## THIRD READING

HOUSE JOINT RESOLUTION NO. 34 was read at length for the third time.

Senator Stewart asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend House Joint Resolution No. 34, line 17, page 2, by adding after the word, "Members," and before the word, "the," the following: "Two (2) members of whom shall be actual dirt farmers who shall reside upon a farm or ranch."

STEWART.

Senator Sowards submitted the following amendment:

Mr. President: I move to amend the Stewart Amendment, by striking the word and figure, "two (2)," and inserting the word and figure, "four (4)."

SOWARDS.

Senator Carlile, as a substitute, submitted the following amendment:

Mr. President: I move to amend House Joint Resolution No. 34, line 17, page 2, by striking after the word, "members," the period and inserting a comma and the following words and figures, "eight (8) of



said members to be selected one from each Congressional District and one member from the State-at-Large, and four (4) of said members shall be farmers."

# CARLILE.

Senator Carlile asked unanimous consent, which was granted, to amend his amendment by striking the words, "one from each Congressional District and one member from the State-at-Large," and insert "one from each Supreme Court Judicial District."

Senator Timmons moved to table the Carlile amendment, which motion prevailed.

Senator Timmons moved to table the Sowards Amendment to the Stewart Amendment, which motion failed of adoption, the roll call thereon being as follows:

## AYE:

Briggs,	Curnutt,	Fischl,	Logan,	
Broadus,	Duffy,	Hill,	Rorschach,	
Bushyhead,	Fidler,	Jones,	Timmons.	Total, 12.

## NAY:

Albright,	George,	Paul,	Taylor,	
Burns,	Ivester,	Ray,	Thomas,	
Carlile,	Johnston,	Ritzhaupt,	Whitaker,	
Carmack,	King,	Sowards,	Wilbanks,	
Chamberlin,	Lowrance,	Stewart,	Wright.	Total, 20.

## EXCUSED:

Hutchinson,	Rinehart,	Willis,	Total, 3.
-------------	-----------	---------	-----------

## NOT VOTING:

Commons,	Howsley,	Nance,	Pugh,	Waldrep.
Garvin,	MacDonald,	Nichols,	Spencer,	Total, 9.

The vote occurring on the Sowards amendment, it was declared adopted.

Senator Timmons moved to table the Stewart amendment, as amended, which motion failed of adoption, the roll call thereon being as follows:

## AYE:

Briggs,	Duffy,	Jones,	Rorschach,	
Broadus,	Fidler,	Logan,	Timmons.	Total, 8.

## NAY:

Albright,	Curnutt,	King,	Sowards,	Wright.
Burns,	Fischl,	Lowrance,	Stewart,	
Bushyhead,	George,	Paul,	Taylor,	
Carlile,	Hill,	Pugh,	Thomas,	
Carmack,	Ivester,	Ray,	Whitaker,	
Chamberlin,	Johnston,	Ritzhaupt,	Wilbanks,	Total, 25.

*Senate Journal, Fifteenth Legislature*

President: The Committee on Engrossed and Enrolled Bills have to report House Bill No. 397 correctly engrossed.

WILLIS, Chairman.

President, in open session, signed Engrossed Senate Amendment and Engrossed House Bill No. 397, as amended, and ordered returned to the Honorable House.

Senator Carmack asked to be recorded "present," which was the

GENERAL ORDER

Senator Burns moved that the vote be reconsidered by which BILL NO. 179, by Davis, was indefinitely postponed.

Senator Nichols moved to table the Burns motion, which motion adoption.

vote occurring on the Burns motion, it was declared adopted.

Senator MacDonald asked to be recorded "present," which was

Senator Curnutt asked unanimous consent, to which Senator objected, to submit an amendment to House Bill No. 179.

Senator Curnutt moved that the rules of the Senate be suspended purpose of submitting an amendment to House Bill No. 179, motion failed of adoption.

Senator Rorschach asked to be recorded "present," which was the

THIRD READING

question being, "Shall House Bill No. 170 pass?" the roll called with the following results:

Fischl,	Lowrance,	Ritzhaupt,	
Hill,	MacDonald,	Spencer,	
Hutchinson,	Paul,	Timmons,	
Johnston,	Ray,	Wilbanks,	
Jones,	Rinehart,	Wright.	Total, 20.

Curnutt,	King,	Rorschach,	Whitaker,
Duffy,	Logan,	Sowards,	Willis.
Garvin,	Nance,	Stewart,	
George,	Nichols,	Thomas,	
Howsley,	Pugh,	Waldrep,	Total, 22.

*Eightieth Day, Friday, April 26, 1935*

1951

EXCUSED:

Ivester, Taylor. Total, 2.

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 Willis submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 395 correctly enrolled.

WILLIS, Chairman.

Senator Rorschach presiding.

Senate Bill No. 395 was read at length 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.

President Pro Tempore Briggs presiding.

Senator Timmons moved that the vote be reconsidered by which HOUSE BILL NO. 209, by Chambers, of the House, and Timmons, of the Senate, failed of passage.

Senator Nichols presiding.

Senator Pugh asked unanimous consent, to which objection was voiced, to submit an amendment to House Bill No. 209.

Senator Timmons moved that the rules of the Senate be suspended for the purpose of submitting amendments to House Bill No. 209.

Senator Logan raised a point of order against the Timmons motion, stating motion to reconsider the vote by which House Bill No. 209 failed of passage is before the Senate.

The Presiding Officer declared a motion to suspend the rules paramount and takes precedence over other matters.

The vote occurring on the Timmons motion, it was declared failed of adoption.

The vote occurring on the Timmons motion to reconsider the vote by which House Bill No. 209 failed of passage, it was declared failed of adoption, the roll call thereon being as follows:

AYE:

Broadus,	Fischl,	Jones,	Rinehart,	Wilbanks.
Bushyhead,	George,	Logan,	Stewart,	
Curnutt,	Hill,	MacDonald,	Timmons,	
Fidler,	Hutchinson,	Pugh,	Waldrep,	Total, 17.



"Section 5. The State Auditor, upon the presentation of sworn itemized claims for such per diem, compensation and expenses, duly approved by the Chairman and Vice-Chairman of said Committee, shall allow and pay said claims from the appropriation set forth in Section 4 of this Act.

"Section 6. 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."

**CARMACK.**

HOUSE CONCURRENT RESOLUTION NO. 29, by Gibbons, et al., of the House, and Fidler, of the Senate, was taken up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 29—  
By GIBBONS, CARLETON, SCHWOERKE, ELLIS, BILLINGS, COE and KEYES of the House, and FIDLER of the Senate.

A CONCURRENT RESOLUTION GIVING THE GOVERNOR THE POWER TO RELEASE THE LEASE HELD BY THE STATE ON THE WEST TWO HUNDRED NINETY (290) FEET OF BLOCK ELEVEN (11) MILITARY ADDITION TO OKLAHOMA CITY, OKLAHOMA, AND RELINQUISH ALL RIGHTS OF THE STATE THEREIN.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

Section 1. The Governor shall have the power to release a certain lease executed by the City of Oklahoma City on the 19th day of October, 1917, and recorded on the 29th day of October 1917, in Book 18 of Miscellaneous at Page 592, leasing to the State of Oklahoma the following described property:

The west Two Hundred Ninety (290) feet of Block Eleven (11)

Military Addition to Oklahoma City, Oklahoma,

and to relinquish all rights, claims or interest of the State of Oklahoma in and to said above described property, or any of the buildings or other improvements and appurtenances located thereon.

Upon motion of Senator Fidler, House Concurrent Resolution No. 29 was adopted.

The President Pro Tempore, in open session, signed Engrossed House Concurrent Resolution No. 29 and ordered the same returned to the Honorable House.

MESSAGES

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 111—By COMMITTEE ON APPROPRIATIONS,

An Act making an appropriation to pay unpaid claims against certain State Institutions, Departments, Commissions and Boards herein named, and against the State of Oklahoma, and declaring an emergency,

together with Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you, the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed as amended by such Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 111, together with conference committee report thereon, was ordered referred for enrollment.

April 27, 1935.

To the President and Members  
of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bills Nos. 190, 201, 129 and 244, entitled:

ENROLLED SENATE BILL NO. 190—By WRIGHT, ALBRIGHT, and CURNUTT of the Senate, and ARMSTRONG, MAUK, PUGH and WILDER of the House, entitled:

An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Home for white children at Helena, Oklahoma, and declaring an emergency.

ENROLLED SENATE BILL NO. 201—By COMMITTEE ON APPROPRIATIONS, entitled:

An Act making supplemental appropriation for the State Board

of Public Affairs for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

ENROLLED SENATE BILL NO. 129—By NICHOLS, entitled:

An Act making an appropriation to pay Ex-Governor William H. Murray money to which he is entitled under the law, and declaring an emergency.

ENROLLED SENATE BILL NO. 244—By RORSCHACH of the Senate, and DAVIS of the House, entitled:

An Act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this State for public works projects, and declaring an emergency, and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,

Governor of Oklahoma.

April 26, 1935.

To the President and Members  
of the Honorable Senate.  
Gentlemen:

I desire to inform you that I have this day approved and signed Enrolled Senate Bill No. 395, entitled:

ENROLLED SENATE BILL NO. 395—By RORSCHACH and COMMONS, entitled:

An Act creating a Conservation and Reclamation District to be known as Grand River Dam Authority in accordance with and by the Authority set forth in Section 31, of Article 2, of the Constitution of the State of Oklahoma, and to be a governmental agency, body politic and corporate, without power to mortgage or incumber any of its property or to alienate any of its property necessary to its business, or to levy taxes or assessments or to create any indebtedness payable out of taxes or assessments, or to pledge the credit of the State; fixing the boundaries thereof; conferring thereon certain powers, rights, privileges and functions; including the power to control, store, preserve, use, distribute and sell the water of the Grand River and its tributaries, to develop, generate, distribute, and sell water power and electric energy, to acquire property by condemnation or otherwise, to construct, maintain, use and operate facilities, to make contracts, to borrow money, to create and issue its negotiable bonds for cash, property, or refunding purposes on stated terms and conditions, and in connection therewith to pledge all or any part of its revenue; vesting the powers of the District in a Board of Directors and prescribing the manner of their appointment and their duties; providing for the



appointment of officers and their qualifications, agents, and employees; providing for the fiscal management of the District; preserving existing water rights to the extent provided; prescribing all necessary details; providing that if any provision of this Act shall be held to be invalid, the validity of the other provisions shall not be affected,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND,  
Governor of Oklahoma.

Upon motion of Senator Chamberlin, the Senate adjourned to meet at 10:00 a. m., Tuesday, April 30, 1935.

## EIGHTY-THIRD LEGISLATIVE DAY

TUESDAY, APRIL 30, 1935

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by the President.

Upon roll call, the following members were present:

## PRESENT:

Albright,	Curnutt,	Ivester,	Paul,	Thomas,
Briggs,	Duffy,	Johnston,	Pugh,	Timmons,
Broadus,	Fidler,	Jones,	Rinehart,	Waldrep,
Burns,	Fischl,	King,	Ritzhaupt,	Whitaker,
Bushyhead,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	Lowrance,	Sowards,	Wright.
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Stewart,	
Commons,	Hutchinson,	Nichols,	Taylor,	Total, 42.

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the previous legislative day was declared approved.

Senator Nance moved that the vote be reconsidered by which the Senate concurred in House Amendments to ENGROSSED SENATE BILL NO. 179, which motion prevailed.

Upon motion of Senator Nance, the Senate refused to concur in House Amendments to Engrossed Senate Bill No. 179 and asked the Honorable House to grant a conference thereon, the President appointing as Senate Conferees thereunder, Senators Stewart, George, Jones, Paul and Pugh.

Referring to HOUSE BILL NO. 390:

Senator Duffy moved that the vote be reconsidered by which House Bill No. 390 failed of passage, which motion was tabled, upon motion of Senator Burns.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 321 and 550 correctly engrossed, and Senate Bills Nos. 15, 25, 111 and 350 correctly enrolled.

SOWARDS, Acting Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 321, as amended, and 550, as amended, and ordered each returned to the Honorable House.

Senate Bills Nos. 15, 25, 111 and 350 were read at length 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.

By unanimous consent, the following proceedings were had in open session:

#### MESSAGES

The following Message from the Governor was received and read:

To the Honorable,  
The State Senate,  
15th Legislature:  
Gentlemen:

I hereby nominate and request you to confirm the appointment of:

E. H. BEAUCHAMP, Grove, Oklahoma,

as a Member of the Board of Regents of the Northeastern Oklahoma Junior College, for a term of five (5) years.

Done at Oklahoma City, Oklahoma, this the 29th day of April, 1935.

BY THE GOVERNOR OF THE STATE  
OF OKLAHOMA: E. W. MARLAND.

Upon motion of Senator Commons, the rules of the Senate were suspended, and it advised and consented to the confirmation of the executive nomination of E. H. BEAUCHAMP, Grove, as a member of the Board of Regents of the Northeastern Oklahoma Junior College, for a term of five (5) years.

By unanimous consent, the Secretary was directed to immediately notify the Governor of the above confirmation.

The following Messages from the Honorable House were received and read:



To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 94—By MONTGOMERY, O'BRIEN, CHAMBERS, PETERSON, MAUK and POTEET.

An Act amending Section 13371, Oklahoma Statutes, 1931, to provide that an employee who has suffered previous disability by reason of the loss of a hand, arm, foot, leg, or loss of an eye may waive the right to recover compensation for permanent total disability as provided in Section 13356, Oklahoma Statutes, 1931, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives:

MONTOMERY,  
O'NEILL,  
SCHWOERKE,  
CHAMBERS,  
PETERSON,  
CARLETON,  
MAUK.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Waldrep moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 94, be granted and Senate Conferees appointed, which motion prevailed, the President appointing as such Conferees, Senators Waldrep, Duffy, Rinehart, Bushyhead and Hill.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 355—By GIBBONS,

An Act regulating the use of roads and highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries of said

employees; prescribing the duties of such employees; providing penalties for violation hereof; amending Section 12304 of the Oklahoma Statutes of 1931, as amended by Section Two (2), Chapter 200 of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma, approved June 27, 1933, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 355 was read, as follows, which, upon motion of Senator Nance, was adopted:

#### CONFERENCE COMMITTEE REPORT

Mr. Speaker: We, your Conference Committee on House Bill No. 355 to whom was referred Engrossed House Bill No. 355 by Gibbons, entitled:

#### ENGROSSED HOUSE BILL NO. 355—By GIBBONS.

An Act regulating the use of roads and highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries of said employees; prescribing the duties of such employees; providing penalties for violation hereof; amending Section 12304 of the Oklahoma Statutes of 1931, as amended by Section Two (2), Chapter 200 of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma, approved June 27, 1933, and declaring an emergency,

return the same herewith with the recommendation that the Bill as amended by Conference Committee do pass and recommend the adoption of the Conference Committee Report.

Conference Committee Amendment No. 1, page 5 of the typewritten bill, line 17, strike the figures 12536 and insert in lieu thereof the figures 12527.

GIBBONS, Chairman,  
LARASON,  
BROWN,  
ABERNATHY of Pott.,  
CARLETON,  
SKINNER,  
MUNGER.

House Conferees.

PAUL, Chairman,  
DUFFY,  
JONES,  
RORSCHACH,  
Senate Conferees.

House Bill No. 355, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Briggs,	Duffy,	Jones,	Paul,	Stewart,
Broaddus,	Garvin,	King,	Pugh,	Taylor,
Burns,	George,	Logan,	Rinehart,	Waldrep,
Carmack,	Hill,	MacDonald,	Ritzhaupt,	Willbanks,
Commons,	Ivester,	Nance,	Rorschach,	Wright.
Curnutt,	Johnston,	Nichols,	Sowards,	Total, 29.

**NAY:**

Chamberlain, Total, 1.

**EXCUSED:**

Ray, Willis, Total, 2.

**NOT VOTING:**

Albright,	Fidler,	Hutchinson,	Thomas,
Bushyhead,	Fischl,	Lowrance,	Timmmons,
Carlile,	Howlsley,	Spencer,	Whitaker.
			Total, 12.

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:

**AYE:**

Briggs,	Duffy,	King,	Rinehart,	Willbanks,
Broaddus,	Garvin,	Logan,	Ritzhaupt,	Wright.
Burns,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Sowards,	
Chamberlain,	Ivester,	Nichols,	Stewart,	
Commons,	Johnston,	Paul,	Taylor,	
Curnutt,	Jones,	Pugh,	Waldrep,	Total, 30.

**EXCUSED:**

Ray, Willis, Total, 2.

**NOT VOTING:**

Albright,	Fidler,	Hutchinson,	Thomas,
Bushyhead,	Fischl,	Lowrance,	Timmmons,
Carlile,	Howlsley,	Spencer,	Whitaker.
			Total, 12.

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. 355, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 360—By PHILLIPS of Okfuskee, of the House, and BROADDUS, JONES and RORSCHACH of the Senate,

An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this State as the guest of such owner, or operator, and without pay, shall have a cause of action for injury or death in case of accident, unless such accident and injury shall have been intentional on the part of the said owner, or operator; providing exceptions, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed as amended by such Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 360 was read, as follows:

#### JOINT CONFERENCE COMMITTEE REPORT

To the President of the Senate, and  
To the Speaker of the House of Representatives.  
Gentlemen:

We, your Joint Conference Committee, appointed to confer on:

ENGROSSED HOUSE BILL NO. 360—By PHILLIPS of Okfuskee, of the House, and BROADDUS, JONES and RORSCHACH of the Senate.

An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this State as the guest of such owner, or operator, and without pay, shall have a cause of action for injury or death in case of accident, unless such accident and injury shall have been intentional on the part of the said owner, or operator; providing exceptions, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the following recommendations:

That the House concur in Senate Amendment No. 1.

That the Senate recede from Senate Amendment No. 2.

That the House concur in Senate Amendment No. 3.

Respectfully submitted,

MONTOMERY,

DAVIS,

CARMICHAEL,

HOLLIMAN,

PHILLIPS,

House Conferees.

BROADDUS,

RORSCHACH,

JONES,

HILL,

TIMMONS,

NICHOLS,

Senate Conferees.

By unanimous consent, further consideration of House Bill No. 360 was deferred temporarily.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a further Conference on:

ENGROSSED SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART,

An Act making an appropriation to pay the mileage and per diem of members of the House of Representatives and the Senate and the per diem of employees, and for the printing of the Permanent Journals and Session Laws, together with other expenses of the Regular Session of the Fifteenth Legislature; providing for the closing of the business of the two Houses of said Session by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Speaker has appointed as House Conferees on said Bill the following named Representatives: Phillips of Okfuskee, Huser, Coe, Phillips of Pawnee, Kerr, Poe, Gibbons and Shoemaker.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 151—By COMMONS,

An Act amending Section 1360, Oklahoma Statutes, 1931, (Section 1355, C. O. S. 1921) 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 has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 151 was ordered referred to the Governor, for consideration.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 16 and House Bill No. 165 correctly engrossed.

SOWARDS, Acting Chairman.

THIRD READING

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:

AYE:

Briggs,	Duffy,	Jones,	Paul,	Taylor,
Broadus,	Fidler,	King,	Rinehart,	Thomas,
Burns,	Fischl,	Logan,	Ritzhaupt,	Timmons,
Bushyhead,	George,	Lowrance,	Rorschach,	Waldrep,
Carmack,	Hill,	MacDonald,	Sowards,	Wilbanks,
Commons,	Howsley,	Nance,	Spencer,	Wright,
Curnutt,	Johnston,	Nichols,	Stewart,	Total, 34.

NAY:

Ivester,            Total, 1.

EXCUSED:

Ray,            Willis,            Total, 2.

NOT VOTING:

Albright,	Chamberlin,	Hutchinson,	Whitaker.
Carlile,	Garvin,	Pugh,	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:

**AYE:**

Briggs,	Duffy,	Jones,	Paul,	Taylor,
Broadus,	Fidler,	King,	Rinehart,	Thomas
Burns,	Fischl,	Logan,	Ritzhaupt,	Timmons,
Bushyhead,	George,	Lowrance,	Rorschach,	Waldrep,
Carmack,	Hill,	MacDonald,	Sowards,	Wilbanks,
Commons,	Howsley,	Nance,	Spencer,	Wright.
Curnutt,	Johnston,	Nichols,	Stewart,	Total, 34.

**NAY:**

Ivester.	Total, 1.
----------	-----------

**EXCUSED:**

Ray,	Willis,	Total, 2.
------	---------	-----------

**NOT VOTING:**

Albright,	Chamberlin,	Hutchinson,	Whitaker,
Carlile,	Garvin,	Pugh,	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 House Bill No. 328, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 560 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Briggs,	Fidler,	Johnston,	Ritzhaupt,
Broadus,	Fischl,	Jones,	Sowards,
Carlile,	Garvin,	Nance,	Stewart,
Carmack,	George,	Nichols,	Waldrep,
Commons,	Hill,	Rinehart,	Whitaker.
			Total, 20.

**NAY:**

Curnutt,	King,	Paul,	Taylor,	Wright.
Duffy,	Logan,	Pugh,	Thomas,	
Howsley,	Lowrance,	Rorschach,	Timmons,	
Ivester,	MacDonald,	Spencer,	Wilbanks,	Total, 17.

**EXCUSED:**

Ray,	Willis,	Total, 2.
------	---------	-----------

NOT VOTING:

Albright,	Bushyhead,	Hutchinson.
Burns,	Chamberlin,	Total, 5.

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.

President Pro Tempore Briggs presiding.

HOUSE BILL NO. 572 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Briggs,	Duffy,	King,	Ritzhaupt,	Waldrep,
Broadus,	Fidler,	Logan,	Rorschach,	Whitaker,
Burns,	Fischl,	Lowrance,	Sowards,	Wilbanks,
Carlile,	Garvin,	MacDonald,	Spencer,	Wright.
Carmack,	George,	Nance,	Stewart,	
Chamberlin,	Hill,	Nichols,	Taylor,	
Commons,	Johnston,	Paul,	Thomas,	
Curnutt,	Jones,	Rinehart,	Timmons,	Total, 36.

NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

NOT VOTING:

Albright,	Bushyhead,	Howsley,	Hutchinson.	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:

AYE:

Briggs,	Duffy,	King,	Ritzhaupt,	Waldrep,
Broadus,	Fidler,	Logan,	Rorschach,	Whitaker,
Burns,	Fischl,	Lowrance,	Sowards,	Wilbanks,
Carlile,	Garvin,	MacDonald,	Spencer,	Wright.
Carmack,	George,	Nance,	Stewart,	
Chamberlin,	Hill,	Nichols,	Taylor,	
Commons,	Johnston,	Paul,	Thomas,	
Curnutt,	Jones,	Rinehart,	Timmons,	Total, 36.

NAY:

Ivester,	Pugh.	Total, 2.
----------	-------	-----------

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Albright, Bushyhead, Howsley, Hutchinson. 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 President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 572, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 246 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Commons,	Ivester,	Nichols,	Timmons,
Briggs,	Curnutt,	Johnston,	Paul,	Waldrep,
Broadus,	Fidler,	Jones,	Pugh,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carlile,	George,	Lowrance,	Sowards,	
Carmack,	Hill,	MacDonald,	Taylor,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 37.

## NAY:

Rorschach. Total, 1.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Duffy, Hutchinson, Spencer, Stewart. 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:

## AYE:

Albright,	Commons,	Ivester,	Nichols,	Timmons,
Briggs,	Curnutt,	Johnston,	Paul,	Waldrep,
Broadus,	Fidler,	Jones,	Pugh,	Whitaker,
Burns,	Fischl,	King,	Rinehart,	Wilbanks,
Bushyhead,	Garvin,	Logan,	Ritzhaupt,	Wright.
Carlile,	George,	Lowrance,	Sowards,	
Carmack,	Hill,	MacDonald,	Taylor,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 37.



## NAY:

Rorschach. Total, 1.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Duffy, Hutchinson, Spencer, Stewart, 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 President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 246, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 498 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Rinehart,	Timmons,
Burns,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Carlile,	Garvin,	Logan,	Rorschach,	Wright.
Carmack,	George,	MacDonald,	Sowards,	
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	Total, 37.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Bushyhead,	Lowrance,	Whitaker.
Hutchinson,	Waldrep,	Total, 5.

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:

## AYE:

Albright,	Curnutt,	Ivester,	Paul,	Taylor,
Briggs,	Duffy,	Johnston,	Pugh,	Thomas,
Broaddus,	Fidler,	Jones,	Rinehart,	Timmons,
Burns,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Carlile,	Garvin,	Logan,	Rorschach,	Wright.
Carmack,	George,	MacDonald,	Sowards,	
Chamberlin,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Stewart,	Total, 37.

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Lowrance,	Whitaker,
Hutchinson,	Waldrep,	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. 498, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 585 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Commons,	Ivester,	Nichols,	Timmons,
Briggs,	Duffy,	Johnston,	Ritzhaupt,	Waldrep,
Broadus,	Fidler,	Jones,	Rorschach,	Wilbanks,
Burns,	Fischl,	King,	Sowards,	Wright.
Bushyhead,	Garvin,	Logan,	Spencer,	
Carlile,	George,	Lowrance,	Stewart,	
Carmack,	Hill,	MacDonald,	Taylor,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 36.

## NAY:

Curnutt,	Total, 1.
----------	-----------

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Hutchinson,	Pugh,	Whitaker,
Paul,	Rinehart,	Total, 5.

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:

**AYE:**

Albright,	Commons,	Ivester,	Nichols,	Timmons,
Briggs,	Duffy,	Johnston,	Ritzhaupt,	Waldrep,
Broadbuss,	Fidler,	Jones,	Rorschach,	Wilbanks,
Burns,	Fischl,	King,	Sowards,	Wright.
Bushyhead,	Garvin,	Logan,	Spencer,	
Carlile,	George,	Lowrance,	Stewart,	
Carmack,	Hill,	MacDonald,	Taylor,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 36.

**NAY:**

Curnutt. Total, 1.

**EXCUSED:**

Ray, Willis. Total, 2.

**NOT VOTING:**

Hutchinson,	Pugh,	Whitaker.
Paul,	Rinehart,	Total, 5.

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. 585, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 586 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Ivester,	Nichols,	Timmons,
Briggs,	Duffy,	Johnston,	Ritzhaupt,	Waldrep,
Broadbuss,	Fidler,	Jones,	Rorschach,	Wilbanks,
Burns,	Fischl,	King,	Sowards,	Wright.
Bushyhead,	Garvin,	Logan,	Spencer,	
Carlile,	George,	Lowrance,	Stewart,	
Carmack,	Hill,	MacDonald,	Taylor,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 36.

**NAY:**

Curnutt. Total, 1.

**EXCUSED:**

Ray, Willis. Total, 2.

**NOT VOTING:**

Hutchinson,	Pugh,	Whitaker.
Paul,	Rinehart,	Total, 5.



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:

**AYE:**

Albright,	Commons,	Ivester,	Nichols,	Timmons,
Briggs,	Duffy,	Johnston,	Ritzhaupt,	Waldrep,
Broadus,	Fidler,	Jones,	Rorschach,	Wilbanks,
Burns,	Fischl,	King,	Sowards,	Wright.
Bushyhead,	Garvin,	Logan,	Spencer,	
Carlile,	George,	Lowrance,	Stewart,	
Carmack,	Hill,	MacDonald,	Taylor,	
Chamberlin,	Howsley,	Nance,	Thomas,	Total, 36.

**NAY:**

Curnutt, Total, 1.

**EXCUSED:**

Ray, Willis, Total, 2.

**NOT VOTING:**

Hutchinson, Pugh, Whitaker.  
Paul, Rinehart, Total, 5.

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. 586, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 549 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Curnutt, Whitaker, Total, 2.

**EXCUSED:**

Ray, Willis, Total, 2.

## NOT VOTING:

Commons, Nance,  
Hutchinson, Paul,

Pugh,  
Rinehart,

Wilbanks,  
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:

## AYE:

Albright,  
Briggs,  
Broadus,  
Burns,  
Bushyhead,  
Carlile,  
Carmack,

Chamberlin,  
Duffy,  
Fidler,  
Fischl,  
Garvin,  
George,  
Hill,

Howsley,  
Ivester,  
Johnston,  
Jones,  
King,  
Logan,  
Lowrance,

MacDonald,  
Nichols,  
Ritzhaupt,  
Rorschach,  
Sowards,  
Spencer,  
Stewart,

Taylor,  
Thomas,  
Timmons,  
Waldrep,  
Wright.  
Total, 33.

## NAY:

Curnutt,

Whitaker,

Total, 2.

## EXCUSED:

Ray,

Willis,

Total, 2.

## NOT VOTING:

Commons, Nance,  
Hutchinson, Paul,

Pugh,  
Rinehart,

Wilbanks,  
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 Pro Tempore, in open session, signed the engrossed copy of House Bill No. 549, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 487 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,  
Briggs,  
Broadus,  
Burns,  
Bushyhead,  
Carlile,  
Carmack,

Chamberlin,  
Duffy,  
Fidler,  
Fischl,  
Garvin,  
George,  
Hill,

Howsley,  
Ivester,  
Johnston,  
Jones,  
King,  
Logan,  
Lowrance,

MacDonald,  
Nichols,  
Ritzhaupt,  
Rorschach,  
Sowards,  
Spencer,  
Stewart,

Taylor,  
Thomas,  
Timmons,  
Waldrep,  
Wright.  
Total, 33.

## NAY:

Curnutt, Whitaker. Total, 2.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Commons, Nance, Pugh, Wilbanks.  
Hutchinson, Paul, Rinehart, 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:

## AYE:

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

## NAY:

Curnutt, Whitaker. Total, 2.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Commons, Nance, Pugh, Wilbanks.  
Hutchinson, Paul, Rinehart, 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 Pro Tempore, in open session, signed the engrossed copy of House Bill No. 487, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 449 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Whitaker.	Curnutt,	Total, 2.
-----------	----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Nance,	Pugh,	Wilbanks,
Hutchinson,	Paul,	Rinehart,	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:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Nance,	Pugh,	Wilbanks.
Hutchinson,	Paul,	Rinehart,	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 Pro Tempore, in open session, signed the engrossed copy of House Bill No. 449, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 600 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadbuss,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	
Carlile,	George,	Logan,	Spencer,	Total, 33.
Carmack,	Hill,	Lowrance,	Stewart,	Wright.

**NAY:**

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Nance,	Pugh,	Wilbanks,
Hutchinson,	Paul,	Rinehart,	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:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadbuss,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Nance,	Pugh,	Wilbanks,
Hutchinson,	Paul,	Rinehart,	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 Pro Tempore, in open session, signed the engrossed copy of House Bill No. 600, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 500 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Nance,	Pugh,	Wilbanks.
Hutchinson,	Paul,	Rinehart,	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:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Nance,	Pugh,	Wilbanks.
Hutchinson,	Paul,	Rinehart,	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 Pro Tempore, in open session, signed the engrossed copy of House Bill No. 500, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 604 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Soward,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Nance,	Pugh,	Wilbanks.
Hutchinson,	Paul,	Rinehart,	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:

**AYE:**

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

**NAY:**

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Commons,	Nance,	Pugh,	Wilbanks.
Hutchinson,	Paul,	Rinehart,	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 Pro Tempore, in open session, signed the engrossed copy of House Bill No. 604, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 503 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Ivester,	Ritzhaupt,	Waldrep,
Briggs,	Duffy,	Johnston,	Rorschach,	Wright.
Broaddus,	Fidler,	King,	Sowards,	
Burns,	Fischl,	Logan,	Spencer,	
Carlile,	George,	MacDonald,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Howsley,	Paul,	Timmons,	Total, 30.

## NAY:

Commons,	Stewart,	Total, 2.
----------	----------	-----------

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Jones,	Pugh,	Wilbanks.
Garvin,	Lowrance,	Rinehart,	
Hutchinson,	Nance,	Whitaker,	Total, 10.

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:

## AYE:

Albright,	Curnutt,	Ivester,	Ritzhaupt,	Waldrep,
Briggs,	Duffy,	Johnston,	Rorschach,	Wright.
Broaddus,	Fidler,	King,	Sowards,	
Burns,	Fischl,	Logan,	Spencer,	
Carlile,	George,	MacDonald,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Howsley,	Paul,	Timmons,	Total, 30.

## NAY:

Commons,	Stewart,	Total, 2.
----------	----------	-----------

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Jones,	Pugh,	Wilbanks,
Garvin,	Lowrance,	Rinehart,	
Hutchinson,	Nance,	Whitaker,	Total, 10.

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. 503, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 16 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

## NAY:

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Commons,	Nance,	Pugh,	Wilbanks.
Hutchinson,	Paul,	Rinehart,	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:



## AYE:

Albright,	Chamberlin,	Howsley,	MacDonald,	Taylor,
Briggs,	Duffy,	Ivester,	Nichols,	Thomas,
Broadus,	Fidler,	Johnston,	Ritzhaupt,	Timmons,
Burns,	Fischl,	Jones,	Rorschach,	Waldrep,
Bushyhead,	Garvin,	King,	Sowards,	Wright.
Carlile,	George,	Logan,	Spencer,	
Carmack,	Hill,	Lowrance,	Stewart,	Total, 33.

## NAY:

Curnutt,	Whitaker.	Total, 2.
----------	-----------	-----------

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Commons,	Nance,	Pugh,	Wilbanks,
Hutchinson,	Paul,	Rinehart,	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 Pro Tempore, in open session, signed the Senate Amendments to and Engrossed House Bill No. 16, as amended, and ordered the same returned to the Honorable House.

HOUSE 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:

## AYE:

Albright,	Curnutt,	Ivester,	Ritzhaupt,	Waldrep,
Briggs,	Duffy,	Johnston,	Rorschach,	Wright.
Broadus,	Fidler,	King,	Sowards,	
Burns,	Fischl,	Logan,	Spencer,	
Carlile,	George,	MacDonald,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Howsley,	Paul,	Timmons,	Total, 30.

## NAY:

Commons,	Stewart,	Total, 2.
----------	----------	-----------

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Jones,	Pugh,	Wilbanks.
Garvin,	Lowrance,	Rinehart,	
Hutchinson,	Nance,	Whitaker,	Total, 10.

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:

**AYE:**

Albright,	Curnutt,	Ivester,	Ritzhaupt,	Waldrep,
Briggs,	Duffy,	Johnston,	Rorschach,	Wright.
Broaddus,	Fidler,	King,	Sowards,	
Burns,	Fischl,	Logan,	Spencer,	
Carlile,	George,	MacDonald,	Taylor,	
Carmack,	Hill,	Nichols,	Thomas,	
Chamberlin,	Howsley,	Paul,	Timmons,	Total, 30.

**NAY:**

Commons,	Stewart,	Total, 2.
----------	----------	-----------

**EXCUSED:**

Ray,	Willis,	Total, 2.
------	---------	-----------

**NOT VOTING:**

Bushyhead,	Jones,	Pugh,	Wilbanks.
Garvin,	Lowrance,	Rinehart,	
Hutchinson,	Nance,	Whitaker,	Total, 10.

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 Senate Amendments to and Engrossed House Bill No. 165, as amended, and ordered the same returned to the Honorable House.

**MESSAGE**

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 461—By EASON,

An Act amending Sections 3700, 3701 and 3704, Oklahoma Statutes, 1931, as amended by House Bill No. 656, approved April 12, 1933, relating to motor transportation; defining certain terms therein used; author-

izing the Corporation Commission to regulate motor transportation, to fix and approve maximum and minimum rates, fares and charges; and a system of accounting; creating a Motor Carrier Department of the Corporation Commission; providing for a systematic enforcement of the Motor Carrier Statute, and rules of Commission; providing for a director and assistant director of motor transportation; prescribing the duties of department and officials; authorizing the employment of enforcement officers, and clerical help and limiting the salaries; fixing the fees of applicants for certificates, creating a Motor Vehicle Act Enforcement Fund; providing for the use of said fund, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Abernethy of Harmon, Pauls, Morton, Boggs, Gibbons and Carleton.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Commons, the request of the Honorable House for a conference on Engrossed House Bill No. 461, was ordered granted, the President Pro Tempore appointing as Senate Conferees thereunder, Senators Commons, Paul, Nichols, Whitaker, Stewart and Curnutt.

Senator Curnutt presiding.

Senator George presiding.

Senator Rinehart, on behalf of the Senate employees, presented a gift to Senator Briggs.

Senator Chamberlin, on behalf of the Senate employees, presented a gift to Senator Nance.

Senator Nichols, on behalf of the Senate employees, presented a gift to Senator Wright.

Senator Stewart, on behalf of the Senate, presented a gift to Senator Briggs.

Senator Paul, on behalf of the Senate, presented a gift to Senator Nance.

President Berry presiding.

Upon motion of Senator Nance, the Senate recessed for thirty minutes.

The Senate reassembled with the President presiding.



## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 94—By MONTGOMERY, O'BRIEN, CHAMBERS, PETERSON, MAUK and POTEET,

An Act amending Section 13356, Oklahoma Statutes, 1931; providing compensation for injured employees who have suffered previous disability. Providing for the waiver of the right of an injured employee to compensation for permanent total disability; making other provisions with reference thereto; repealing all other Acts or parts of Acts in conflict herewith, and declaring an emergency,

together with Engrossed Senate Substitute for same and the Conference Committee Report thereon, and to advise you, and through you the Honorable Senate that the House has adopted the Conference Committee Report and the Bill has been passed, as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

## CONFERENCE COMMITTEE REPORT

Conference Committee Report on Engrossed House Bill No. 94 was read, as follows, and, upon motion of Senator Duffy, adopted:

To the Speaker of the House of Representatives, and  
To the President of the Senate.  
Gentlemen:

We, your Joint Conference Committee, appointed to confer on Committee Substitute for:

ENGROSSED HOUSE BILL NO. 94—By MONTGOMERY, O'BRIEN, CHAMBERS, PETERSON, MAUK and POTEET,

An Act amending Section 13371, Oklahoma Statutes, 1931, to provide that an employee who has suffered previous disability by reason of the loss of a hand, arm, foot, leg, or loss of an eye may waive the right to recover compensation for permanent total disability as provided in Section 13356, Oklahoma Statutes, 1931, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendations as follows:

That the Senate recede from Engrossed Senate Substitute for Engrossed House Bill No. 94.

That Bill No. 94 do pass.

Respectfully submitted,

RINEHART,  
WALDREP,  
DUFFY,  
HILL,  
BUSHYHEAD,  
Senate Conferees.

MONTGOMERY,  
CHAMBERS,  
O'NEILL,  
SCHWOERKE,  
MAUK,  
PETERSON,  
CARLETON,  
House Conferees.

House Bill No. 94, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Ivester,	Ritzhaupt,	
Broadus,	Fidler,	Johnston,	Taylor,	
Bushyhead,	Fischl,	Jones,	Timmons,	
Carmack,	George,	Logan,	Waldrep,	
Curnutt,	Hutchinson,	Nichols,	Whitaker,	Total, 20.

NAY:

Briggs,	Commons,	Howsley,	Sowards,	
Carlile,	Garvin,	MacDonald,	Spencer,	
Chamberlin,	Hill,	Nance,	Stewart,	Total, 12.

EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

NOT VOTING:

Burns,	Paul,	Rorschach,	Wright.
King,	Pugh,	Thomas,	
Lowrance,	Rinehart,	Wilbanks,	Total, 10.

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.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 125—By WILLIAMS and MOONEY of the House, and GARVIN and NANCE of the Senate,

An Act authorizing the State Highway Commission to use funds in the State Highway Construction and Maintenance Fund to purchase certain bridges, including the bridge property, known as the Meridian Bridge located two miles west of Ryan, Oklahoma, on the Red River between Jefferson County, Oklahoma, and Clay County, Texas; and the bridge property, known as Byers Bridge, located three miles north of Byers, Texas, on the Red River, between Cotton County, Oklahoma, and Clay County, Texas, and declaring an emergency,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives:

WILLIAMS,  
STOKES,  
WHITAKER,  
ABERNETHY of Harmon,  
MOONEY.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator Briggs, the request of the Honorable House, for a conference on Engrossed House Bill No. 125, was ordered granted, the President appointing as Senate Conferees thereunder, Senators Nance, Garvin, Carmack, Chamberlin and Stewart.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 122—By WILBANKS and GEORGE of the Senate, and HUSER of the House,

An Act amending Section 4, Chapter 199, Session Laws, 1933, providing for re-payment of Election Funds to the State which remain in custody of County Treasurers for twelve months.

ENGROSSED SENATE BILL NO. 138—By FISCHL,

An Act authorizing McKinley Mills to bring suit against the State of Oklahoma for the purpose of determining whether or not the



State of Oklahoma is indebted to said McKinley Mills on account of injuries received by being run over by a truck being driven by employees of the State Highway Department on July 2, 1932, and declaring an emergency.

**ENGROSSED SENATE BILL NO. 139—By FISCHL,**

An Act authorizing a representative of the estate of Gerald Wood, deceased, or his surviving heirs to bring a suit against the State of Oklahoma for the benefit of said estate or of said heirs for damages resulting from the death of said Gerald Wood on account of injuries sustained while in the employ of the State Highway Department of the State of Oklahoma, 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.

Respectfully,

**RICHARD H. CLOYD, Chief Clerk.**

Engrossed Senate Bills Nos. 122, 138 and 139 were ordered referred for enrollment.

Senator Nance presiding.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you and through you, the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

**ENGROSSED SENATE BILL NO. 179—By GEORGE and JONES** of the Senate, and **HUEY, LARASON, SCHWOERKE, SADLER, FRAYER, BECK, WRIGHT** of Beaver, and **BEAMAN** of the House,

An Act making appropriation from the Public Building Fund for the purpose of erecting a building at the University of Oklahoma at Norman, Oklahoma, for the College of Business Administration, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Speaker has appointed as House Conferees on said Bill the following named Representatives:

**WRIGHT** of Beaver,

**BRANAN,**

**WILDER,**

**HUEY,**

**HOWELL,**

Respectfully,

**RICHARD H. CLOYD, Chief Clerk.**

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 180—By CHAMBERLIN and CURNUTT of the Senate, and GIBBONS of the House,

An Act amending Chapter 11, Section 1, Session Laws, 1915, C. O. S. 1921, Section 1260; O. S. 1931, Section 1267, relating to procedure in renewing or extending real estate mortgages by administrators, executors and guardians in certain cases; providing that necessary repairs may be included therein and for other purposes and declaring an emergency.

ENGROSSED SENATE BILL NO. 31—By HOWSLEY of the Senate, and HOWELL of the House,

An Act declaring liens upon crops to be harvested later than 18 months after the execution of such lien to be unlawful and contrary to public policy and unenforceable in any court of this State, and declaring an emergency.

ENGROSSED SENATE BILL NO. 195—By JONES,

An Act making appropriation to pay the City of Stillwater for water and electricity used by the Oklahoma A. and M. College, 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 31, 195 and 180 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 245—By RORSCHACH of the Senate, and MARTIN of the House,

An Act authorizing G. L. Wyckoff to bring suit against the State of Oklahoma for the purpose of determining whether or not the State of Oklahoma is indebted to said G. L. Wyckoff on account of injuries

received to himself and his personal property as a result of an accident by a truck being driven by employees of the State Highway Department, on January 9, 1933, and declaring an emergency.

ENGROSSED SENATE BILL NO. 68—By BROADDUS, BUSHY-HEAD, RORSCHACH, WHITAKER and CARLILE of the Senate, and SHOEMAKE, BRANAN, THORNTON, COE and JOHNSON of Osage of the House,

An Act creating Old Fort Gibson Stockade Commission; prescribing the manner and method of appointment of members thereof; fixing their tenure of office; prescribing the powers and duties of said Commission; providing for the appointment of a custodian of the building and grounds of said Old Fort Gibson Stockade; fixing said custodian's salary and tenure of office; making appropriations to purchase materials needed to reconstruct said stockade, and declaring an emergency.

ENGROSSED SENATE BILL NO. 276—By HILL,

An Act prescribing the punishment for prisoners who escape from the State Penitentiary or State Reformatory while either confined therein, or at large as a trusty; repealing Section 2025, Oklahoma Statutes, 1931, 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 68, 245 and 276 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, WALDREP, WRIGHT, MacDONALD, TAYLOR, TIMMONS, IVESTER, SPENCER, RINEHART, CHAMBERLIN, WHITAKER, JONES and GARVIN of the Senate, and ALLEN, BILLINGS, CHAMBERS, DAVIS, SPECK, HOLLIMAN, SADLER and MUNSON of the House,

An Act amending Sections 1748 to 1755, inclusive, Oklahoma Statutes, 1931; providing for medical and surgical treatment and hospital and convalescent care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or others legally chargeable with their support are unable to provide same; providing for a tax levy in each county for Crippled Children's Fund to defray the expenses thereof and setting said levy outside the



limit as fixed for special county levies; prescribing the amount and manner of payment therefor; conferring upon the Juvenile Court jurisdiction of commitment of children to said hospitals and convalescent homes and providing procedure relating thereto; creating a Committee on Standardization; providing for the appointment of its members; fixing their compensation; providing for the manner of payment thereof; providing for the approval, classification and revocation of approval by the Committee on Standardization of physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; prescribing the powers and duties of such physicians and/or surgeons and hospitals and convalescent homes; creating a State Commission for Crippled Children and defining its powers and duties; providing for the payment out of the Crippled Children's Fund of each county of certain expenses; authorizing the Oklahoma Hospital for Crippled Children to bear certain expenses hereunder; authorizing said hospitals to collect certain costs due it under this Act from the Crippled Children's Fund of the various counties; providing for the holding of diagnostic clinics throughout the State; authorizing the State Commission for Crippled Children to co-operate with the Federal provisions relating to the care of Crippled Children; repealing all laws in conflict herewith, and declaring an emergency.

**ENROLLED SENATE BILL NO. 111—By COMMITTEE ON APPROPRIATIONS,**

An Act making an appropriation to pay unpaid claims against certain State institutions, departments, commissions and boards herein named, and against the State of Oklahoma, and declaring an emergency.

**ENROLLED SENATE BILL NO. 25—By CURNUTT of the Senate, and JOHNSON and HUNT of the House,**

An Act amending Chapter 91, Oklahoma Session Laws, 1933, Section 6 and Section 9, of House Bill No. 187, passed by Regular Session of the Fourteenth Legislature of the State of Oklahoma, and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5508 and amending Section 5630, Oklahoma Statutes, 1931, relating to investment of public funds in farm mortgages and to the making of grazing leases on school lands, repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

**ENROLLED SENATE BILL NO. 350—By RORSCHACH of the Senate, and BAILEY of the House,**

An Act making an appropriation to pay the mileage, per diem and expenses of members of the House of Representatives and of the Senate, and the per diem of employees; and for the printing of the Permanent Journals and the Session Laws, together with other expenses of the Regular Session of the Fifteenth Oklahoma Legislature, and declaring an emergency.

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 15, 25, 111 and 350 were ordered referred to the Governor, for consideration.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 31, 122, 139 and 180 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 31, 122, 139 and 180 were read at length 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.

#### GENERAL ORDER

HOUSE BILL NO. 311, by Wyly, et al., was taken up for consideration and read at length.

Senators Carlile and Broadbush submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 311, lines 2 to 17, page 3, by striking all of said lines and inserting the following: "The counties of Cherokee, Wagoner, Adair, Sequoyah and Muskogee. Said district shall have three Judges to be nominated and elected at large; provided, that said Judges shall be designated and distinguished by number in filing for and making said nominations, as follows: No. 1, 2 and 3. Provided further, that all candidates who file nominating petitions for office No. 1 shall be legal residents of either Wagoner or Cherokee County, although nominated and elected in the district at large. The other candidates for positions Nos. 2 and 3, must reside and file from either Adair, Sequoyah or Muskogee counties in the district, and be nominated and elected in the district at large."

CARLILE and BROADBUSH.

Senator Waldrep submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 311, lines 5, 6, 7, 8, 9, 10 and 11, page 4, by striking in line 5, after the word, "Judges," all the remainder of said line, and all of lines 6, and the word, "large," in line 7; strike the word, "of," in line 9, and strike all of lines 10 and 11.

WALDREP.

Senator Lowrance submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 311, line 14, pages 5 and 6, by substituting the following: Beginning with line 14, page 5, for and in lieu of the language in lines 4 to 18, line 5, and line 1, page 9: "No. 19, the counties of Carter, Love, Johnston, Marshall, Murray and Garvin. Said District shall have three Judges. One Judge shall be nominated from Carter County, one Judge shall be nominated from Love, Johnston and Marshall counties, and one Judge shall be nominated from Murray and Garvin counties; provided, the vacancies which exist, when this Act becomes effective, shall be filled, by appointment, by the Governor."

LOWRANCE.

Senators Wright and Hutchinson submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 311, lines 4, 5, 6, 7, and 8, page 2, by striking after the word, "Judges," the comma and all the remainder of said lines, and insert the following: "who shall be nominated and elected at large."

WRIGHT and HUTCHINSON.

Senator Waldrep moved that the vote be reconsidered by which his amendment to page 4 failed of adoption, which motion failed of adoption.

Senator Fischl submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 311, line 14, page 6, by adding a new section to be numbered Section 2, to read as follows: "Section 2. This Act shall not affect the present tenure or districts or District Judges now elected and serving." And to correct the title accordingly.

FISCHL.

Senator Waldrep submitted the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 311 by striking after the word, "Judges," in line 5, page 4, and lines 6, 7, 8, 9, 10 and 11, page 4.

WALDREP.

Upon motion of Senator Carlile, House Bill No. 311, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 311 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

HOUSE BILL NO. 311 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Hill,	MacDonald,	Thomas,
Briggs,	Duffy,	Howsley,	Nichols,	Timmons,
Broadbuss,	Fidler,	Hutchinson,	Rinehart,	Waldrep,
Carlile,	Fischl,	Johnston,	Ritzhaupt,	Whitaker,
Carmack,	Garvin,	Logan,	Sowards,	Wright.
Commons,	George,	Lowrance,	Spencer,	Total, 29.

## NAY:

Burns,	Chamberlin,	Ivester,	Nance,	Total, 4.
--------	-------------	----------	--------	-----------

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	King,	Pugh,	Stewart,	Wilbanks.
Jones,	Paul,	Rorschach,	Taylor,	Total, 9.

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. 311, as amended, was ordered referred for engrossment.

Senator Nichols moved that the Senate work under a call of the House, which motion prevailed.

Upon a roll call, the following were noted as "absent"; Senators Bushyhead, King, Pugh, Rorschach, Taylor and Wilbanks.

The Sergeant-At-Arms was instructed to notify all absent members of the Senate's order.

Senators King and Rorschach asked to be recorded "present" which was the order.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 246—By BRUCE, DAVIS, STOKES, WELCH, SADLER and FREEMAN,

An Act amending Section 12040, Oklahoma Statutes, 1931, as amended by Chapter 78, Oklahoma Session Laws, 1933, relating to Confederate pensions; and declaring an emergency.

ENROLLED HOUSE BILL NO. 586—By DUNN,

A Bill authorizing the representative of the estate of Floyd Shahan, or his surviving wife, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the death of the said Floyd Shahan, and declaring an emergency.

ENROLLED HOUSE BILL NO. 394—By MORSE, PETERSON, TRAW and BARNETT,

An Act to provide for the safety of persons employed in and about coal mines, and to provide for the examination of coal miners, and providing penalty for the violation of the same; and declaring an emergency.

ENROLLED HOUSE BILL NO. 564—By PHILLIPS of Okfuskee, COE and EASON,

An Act making an appropriation to defray the expenses of the State Board of Public Welfare and of the several County Welfare Boards in the State incurred, and to be incurred in the administration of the funds appropriated by Senate Bill No. 1, of the Fifteenth Legislature, and making a supplementary appropriation to carry out the purposes and provisions of Senate Bill No. 1, of the Fifteenth Legislature for the fiscal years ending June 30th, 1936, and June 30th, 1937, authorizing the expenditure of a certain per centum thereof for administering said appropriation, and declaring an emergency.

ENROLLED HOUSE BILL NO. 328—By COE,

An Act providing for and relating to pensions or benefits for persons who are wholly or partially blind and without means of support and incapable of self-support, adding certain powers and duties to the Oklahoma Commission for the Adult Blind, creating an "Adult Blind Revolving Fund," providing for its expenditure and making an appropriation therefor, making appropriations for the administration of this Act; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled House Bills Nos. 246, 328, 394, 564 and 586 were read at

length for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 477—By WHITT,

An Act appropriating and authorizing the payment of the sum of \$1,395.00 principal, in payment of a judgment for injuries received by G. A. Patton, said judgment being rendered by the State Industrial Commission of the State of Oklahoma; and declaring an emergency.

ENROLLED HOUSE BILL NO. 475—By FREEMAN and GOODWIN,

An Act making an appropriation for the State Training School for White Boys at Pauls Valley, Oklahoma; and declaring an emergency.

ENROLLED HOUSE BILL NO. 569—By WORTHINGTON of the House, and CHAMBERLIN of the Senate,

An Act providing that each lake in the State of Oklahoma constructed with public funds, other than municipally owned lakes, shall be closed to fishing of any sort by any person with or without a license until such time as the State Game and Fish Commission shall by proclamation declare such lake open to fishing; prescribing penalties for violation of this Act.

ENROLLED HOUSE BILL NO. 275—By ROBERTS,

An Act providing for the use of safety glass in designated types of motor vehicles; defining the term "safety glass"; providing penalties for violation thereof; and declaring an emergency.

ENROLLED HOUSE BILL NO. 437—By DEATON, KERR and ALLEN,

An Act amending Section 7852, Oklahoma Statutes, 1931, relating to the number of deputies sheriff in the several counties of the State of Oklahoma, and declaring an emergency.

ENROLLED HOUSE BILL NO. 397—By GIBBONS and ELLIS,

An Act amending Section 3700, Oklahoma Statutes 1931, as amended, by Section 1, Chapter 156, Session Laws of 1933, defining and classifying motor carriers; defining the word "market" as used in this Act; and declaring an emergency.



## ENROLLED HOUSE BILL NO. 274—By KERR,

An Act relating to Chapter 131, Oklahoma Session Laws, 1933, providing that said Chapter shall hereinafter be designated the "Oklahoma Oil and Gas Conservation Act," changing the designation of certain officers named therein and of the fund thereof; abolishing certain positions in the "Bureau for the Conservation of Oil and Gas" and providing that the remaining positions in said Bureau be placed under the supervision and control of the "Conservation Officer" mentioned in this Act and be paid from the "Conservation Fund" named therein rather than from the General Revenue Fund of the State; placing the Well Log Division of the Corporation Commission under the supervision and control of said Conservation Officer and providing that fees collected thereby be paid into said Conservation Fund; creating certain positions in said Division and providing that the salaries fixed therefor be paid from said Conservation Fund; and conferring further duties on employees created under Chapter 131, Session Laws of Oklahoma, 1933; and declaring an emergency.

ENROLLED HOUSE BILL NO. 217—By GIBBONS, KING, CAMPBELL, TRAW, JONES, MORROW, BROWN, HOWELL, DOTY, HUEY, WILLIAMS, CORSON, ARMSTRONG, PUGH, WRIGHT, BYROM, BREWER, TAYLOR, EASON, PHILLIPS of Pawnee, MOONEY, HOLLI-MAN, GREGORY, RAASCH and WHITAKER of the House, and BRIGGS, HILL, GARVIN, BURNS and STEWART of the Senate,

An Act authorizing and providing for the issuance of negotiable coupon bonds of the State of Oklahoma, for the purpose of funding the indebtedness of the State represented by the Treasury Notes issued under authority of Chapter 184, Session Laws, 1933, and by valid warrants drawn against the general revenues of the State for any fiscal year prior to July 1, 1935; providing for the issuance of the bonds by the State Board of Equalization; prescribing the procedure to be followed in issuing the bond; requiring the bonds to be approved by the Supreme Court and making them thereafter incontestable in any court in the State; providing for the execution, registration and other details of the bonds; prescribing the duties of officers with reference to said bond; providing for their issuance in series; and authorizing the bonds to be either sold or exchanged for the purpose of paying and cancelling the Treasury Notes or warrants funded; providing for the payment of the bonds, creating a special fund therefor, and appropriating the moneys to be placed therein to the payment of the principal and interest of said bonds; pledging certain revenues for the payment of the bonds; pledging the full faith, credit and resources of the State to the payment of the bonds; prescribing penalties for misappropriation of funds referred to in this Act; making an appropriation for cost of printing and lithographing bonds; authorizing the investment of certain public and private funds in bonds and permitting said bonds to be used as collateral security for the deposit of public funds; providing that the provisions of the Act are severable; and declaring an emergency.

ENROLLED HOUSE BILL NO. 386—By BRANAN,

An Act amending Section 8948, Oklahoma Statutes, relating to predatory animals, and providing for recovery for damages.

ENROLLED HOUSE BILL NO. 114—By SPECK, DOTY, KERR, COOK and PETERSON,

An Act amending Sections 3, 11 and 12, of Chapter 32, Oklahoma Session Laws of 1925, being Sections 10622, 10630, and 10631, Oklahoma Statutes, 1931, relating to mutual benefit associations; and declaring an emergency.

ENROLLED HOUSE BILL NO. 140—By BAILEY, COLEMAN, HANKLA, MAUK, STANDRIDGE and BECK of the House, and BURNS, JOHNSTON, RORSCHACH, ALBRIGHT, RINEHART, IVES-TER, SPENCER, NANCE, THOMAS, NICHOLS, RAY, PAUL and COMMONS, of the Senate,

An Act amending Sections 10090, 10142, 10144, 10146, 10170, 10174, 10175, 10176, 10183, Oklahoma Statutes, 1931, providing that all roads in each county, except those designated as State highways, shall be county roads; providing county commissioners shall have authority over said county roads, the designation, construction, maintenance and repair thereof; providing for the County Road Maintenance Fund and the expenditure thereof, providing for the appointment of road supervisors; providing for the salary for said road supervisors; providing for road duty for male citizens of the State of Oklahoma, or a cash payment in lieu thereof; providing for the collection and distribution of said cash payment; providing for the levy of ad valorem taxes for road purposes; providing that County Commissioners of any county may make certain exceptions of this Act; excepting corporative towns and cities from the provisions hereof; providing penalties for the violation of this Act; repealing Chapter 137, Oklahoma Session Laws, 1933, and Senate Bill No. 97, 15th Legislature amending same, 10165, 10166, 10167, 10168, 10169, 10172, 10173, 10184, 10185, 10186, 10187, 10188, 10190, 10191, 10192, 10193, 10194, 10195 and 10196, of Chapter 50, Article 7, Oklahoma Statutes, 1931; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 114, 140, 217, 274, 275, 386, 397, 437, 475, 477, and 569 were read at length for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

## ENGROSSED SENATE BILL NO. 280—By DUFFY,

An Act authorizing municipal corporations owning waterworks plants and distributing systems to extend their lines or services beyond the corporate limits of the city, and to construct, own, maintain and operate water lines beyond the corporate limits of said city, and to do other things necessary to provide or supply water to any person, firm or corporation beyond the corporate limits of said city to the same extent as may be done within the limits of such corporation; repealing Section 6058, Oklahoma Statutes, 1931, and declaring an emergency.

ENGROSSED SENATE BILL NO. 307—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT, MONTGOMERY of the House,

An Act repealing Section 3500, Oklahoma Statutes, 1931, relating to temporary positions in the office of the Commissioners of the Land Office,

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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 280 and 307 were ordered referred for enrollment.

## THIRD READING

Referring further to ENGROSSED HOUSE JOINT RESOLUTION NO. 34:

Senators Stewart, Sowards and Carmack submitted the following amendment, which was adopted:

Mr. President: We move to amend Engrossed House Joint Resolution No. 34, line 17, page 2, by adding after the word, "numbers," and before the word, "the," changing the period to a comma, and adding the following: "four of whom shall be actual bona fide dirt farmers, residing upon farm or ranch, whose major activities shall be that of farming."

STEWART,  
SOWARDS, and  
CARMACK.

Senators Taylor and Bushyhead asked to be recorded "present," which was the order.



Senator Whitaker submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Engrossed House Joint Resolution No. 34, line 1, page 3, by striking after the words, "terms of," the balance of line 1, and lines 2, 3, 4 and 5, and insert the following: "Six years each with the term expiring each two years; provided, that the members of the first Board shall be appointed for terms of two, four and six years, respectively."

WHITAKER.

Senator Whitaker submitted the following amendment, which was tabled, upon motion of Senator Timmons:

Mr. President: I move to amend House Joint Resolution No. 34, line 17, page 2, by striking the word, "nine," and inserting the word, "seven," and by striking the word, "nine," on line 1, page 3, and inserting the word, "seven," and by striking the word, "nine," line 4, page 3, and inserting the word, "seven."

WHITAKER.

By unanimous consent, the Stewart amendment, submitted on the previous legislative day, was ordered withdrawn.

House Joint Resolution No. 34, as amended, was read at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 34—By WILLIAMS, FRAZIER, BYROM, ABERNATHY of Harmon, BAILEY, TWIDWELL and ELLIS of the House, and LOGAN of the Senate.

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 FOR THE PURPOSE OF AMENDING SECTION 31, OF ARTICLE 6, THEREOF, TO PROVIDE FOR RELIEVING THE STATE BOARD OF AGRICULTURE OF THE DUTIES AS A BOARD OF REGENTS FOR THE STATE AGRICULTURAL AND MECHANICAL COLLEGE, AND PROVIDING FOR A SEPARATE BOARD OF REGENTS FOR THE STATE AGRICULTURAL AND MECHANICAL COLLEGE AND FOR ALL OTHER STATE AGRICULTURAL AND MECHANICAL SCHOOLS AND COLLEGES.

Be it resolved by the House of Representatives and the Senate of the Fifteenth Legislature of the State of Oklahoma:

Section 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 31, of Article 6 of the Constitution of the State of Oklahoma, to-wit:

"Article 6, Section 31. A Board of Agriculture is hereby created to be composed of five members, all of whom shall be farmers and shall be selected in a manner prescribed by law.

"Said Board shall be maintained as a part of the State Government and shall have jurisdiction over all matters affecting animal industry and animal quarantine regulations, and shall discharge such other duties and receive such compensation as now is and may hereafter be provided by law.

"Article 6, Section 31 A. A Board of Regents for the State Agricultural and Mechanical College and all agricultural and mechanical schools and colleges maintained in whole or in part by the State is hereby created to be composed of nine members, *four of whom shall be actual bona fide dirt farmers residing upon a farm or ranch, whose major activities shall be those of farming.* The members shall be appointed by the Governor by and with advice and consent of the Senate for terms of nine years each, with one term expiring each year, provided that the members of the first Board shall be appointed for terms of from one to nine years respectively.

"The members of said Board shall serve without salary except that they shall receive such compensation per diem and for traveling expenses as may be provided by law.

"Any member of said Board so appointed may be removed from office for corruption in office, gross neglect of duty, habitual drunkenness or incompetency only by impeachment by the Legislature or by trial in the courts of the State as provided for the removal of officers not subject to impeachment."

Section 2. The ballot title for said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No..... State Question No.....

"The Gist of the proposition is as follows:

"TO AMEND ARTICLE 6, SECTION 31, OF THE CONSTITUTION OF OKLAHOMA, THEREBY RELIEVING THE STATE BOARD OF AGRICULTURE OF ITS DUTIES AS A BOARD OF REGENTS FOR THE OKLAHOMA AGRICULTURAL AND MECHANICAL COLLEGE AND ADDING THERETO PROVISIONS FOR THE APPOINTMENT OF A BOARD OF REGENTS FOR STATE AGRICULTURAL AND MECHANICAL COLLEGES, WHICH BOARD SHALL BE COMPOSED OF NINE (9) MEMBERS, REMOVABLE ONLY BY IMPEACHMENT OR COURT PROCEDURE, AND WITH THE TERM OF OFFICE OF ONE MEMBER OF SAID BOARD EXPIRING EACH YEAR.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED?

"( ) YES

"( ) NO"

The *Speaker* of the House shall, immediately after the effective

date of this resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Briggs,	Duffy,	Howsley,	MacDonald,	Stewart,
Broaddus,	Fidler,	Hutchinson,	Nance,	Timmons.
Bushyhead,	Fischl,	Ivester,	Nichols,	
Carlile,	Garvin,	Jones,	Paul,	
Carmack,	George,	Logan,	Ritzhaupt,	
Curnutt,	Hill,	Lowrance,	Rorschach,	Total, 26.

**NAY:**

Albright,	Johnston,	Spencer,	Whitaker.
Burns,	King,	Taylor,	
Chamberlin,	Sowards,	Thomas.	Total, 10.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Commons,	Rinehart,	Wilbanks,	
Pugh,	Waldrep,	Wright.	Total, 6.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Joint Resolution No. 34, as amended, was ordered referred for engrossment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 244 correctly engrossed, Senate Resolutions Nos. 25, 26, and Senate Bills Nos. 68, 138, 195, 245 and 276 correctly enrolled.

**SOWARDS, Acting Chairman.**

The Presiding Officer, in open session, signed enrolled Senate Resolutions Nos. 25 and 26 and ordered each referred to the Secretary of State.

Senate Bills Nos. 68, 138, 195, 245 and 276 were read at length 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.

**MESSAGES**

The following Messages from the Honorable House were received and read:



To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 29—By GIBBONS, CARLETON, SCHWOERKE, ELLIS, BILLINGS, COE and KEYES of the House, and FIDLER of the Senate,

A Concurrent Resolution giving the Governor the power to release the lease held by the State on the West Two Hundred Ninety (290) feet of Block Eleven (11) Military Addition to Oklahoma City, Oklahoma, and relinquish all rights of the State therein,

and to advise you, and through you the Honorable Senate, that the same has been adopted by the House and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

The Presiding Officer, in open session, signed Enrolled House Concurrent Resolution No. 29 and ordered it returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 114—By GARVIN,

An Act authorizing Velma Coleman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and minor child for the alleged wrongful death of her said husband, Jack Coleman; and declaring an emergency.

ENGROSSED SENATE BILL NO. 288—By JOHNSTON of the Senate and BYROM of the House,

An Act to provide for storage of grain on farms, providing for supervisions by the State Board of Agriculture, providing the method of making application for such storage and for the payment of fees; providing for the inspection of grain to be stored and the taking of samples and determination of grades; providing for the issuance of warehouse certificates and specifying certain information to be given in the certificates; providing for filing copies of the certificates with the county clerk and the effect thereof; providing for the assignment of certificates and their cancellation under certain conditions, charging the owner with care of stored grain and stating conditions of delivery to the holder of a certificate, waiving the sealing of stored grain if a suitable bond is filed, specifying the owners responsibility for the

quality and quantity of stored grain, providing penalties for persons who illegally interfere with stored grain and persons who make false statements in securing certificates; providing that if any part of this Act is held unconstitutional the other parts shall not be affected thereby; 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 114 and 288 were ordered referred for enrollment.

### THIRD READING

Upon motion of Senator Fischl, further consideration of ENGROSSED HOUSE BILL NO. 68 was indefinitely postponed.

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:

#### AYE:

Albright,	Curnutt,	Hutchinson,	Nance,	Stewart,
Briggs,	Duffy,	Johnston,	Paul,	Taylor,
Broaddus,	Fischl,	Jones,	Rinehart,	Thomas,
Burns,	Garvin,	King,	Ritzhaupt,	Timmons,
Carlile,	George,	Logan,	Rorschach,	Whitaker.
Carmack,	Hill,	Lowrance,	Soward,	
Chamberlin,	Howsley,	MacDonald,	Spencer,	Total, 33.

#### NAY:

Bushyhead. Total, 1.

#### EXCUSED:

Ray, Willis, Total, 2.

#### NOT VOTING:

Commons,	Ivester,	Pugh,	Wilbanks,	
Fidler,	Nichols,	Waldrep,	Wright.	Total, 8.

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:

## AYE:

Albright,	Curnutt,	Hutchinson,	Nance,	Stewart,
Briggs,	Duffy,	Johnston,	Paul,	Taylor,
Broadbudd,	Fischl,	Jones,	Rinehart,	Thomas,
Burns,	Garvin,	King,	Ritzhaupt,	Timmons,
Carlile,	George,	Logan,	Rorschach,	Whitaker,
Carmack,	Hill,	Lowrance,	Sowards,	
Chamberlin,	Howsley,	MacDonald,	Spencer,	Total, 33.

## NAY:

Bushyhead. Total, 1.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Commons,	Ivester,	Pugh,	Wilbanks,	
Fidler,	Nichols,	Waldrep,	Wright.	Total, 8.

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. 340, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 27 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Commons,	Howsley,	MacDonald,	Stewart,
Briggs,	Duffy,	Hutchinson,	Nance,	Taylor,
Broadbudd,	Fidler,	Johnston,	Nichols,	Timmons,
Burns,	Fischl,	Jones,	Paul,	Whitaker,
Bushyhead,	Garvin,	King,	Rinehart,	
Carmack,	George,	Logan,	Ritzhaupt,	
Chamberlin,	Hill,	Lowrance,	Spencer,	Total, 32.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Carlile,	Pugh,	Thomas,	Wright.
Curnutt,	Rorschach,	Waldrep,	
Ivester,	Sowards,	Wilbanks,	Total, 10.

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:

AYE:

Albright,	Commons,	Howsley,	MacDonald,	Stewart,
Briggs,	Duffy,	Hutchinson,	Nance,	Taylor,
Broaddus,	Fidle,	Johnston,	Nichols,	Timmons,
Burns,	Fischl,	Jones,	Paul,	Whitaker.
Bushyhead,	Garvin,	King,	Rinehart,	
Carmack,	Georg,	Logan,	Ritzhaupt,	
Chamberlin,	Hill,	Lowrance,	Spence,	Total, 32.

EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

NOT VOTING:

Carlile,	Pugh,	Thomas,	Wright.
Curnutt,	Rorschach,	Waldrep,	
Ivester,	Seward,	Wilbanks,	Total, 10.

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. 27, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 357 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Hutchinson,	Lowrance,	Ritzhaupt,
Broaddus,	Fidler,	Ivester,	MacDonald,	Stewart,
Burns,	Fischl,	Johnston,	Nance,	Taylor,
Bushyhead,	Georg,	Jones,	Nichols,	Timmons,
Carlile,	Hill,	King,	Paul,	Whitaker.
Chamberlin,	Howsley,	Logan,	Rinehart,	Total, 29.

NAY:

Commons,	Garvin,	Total, 2.
----------	---------	-----------

EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

NOT VOTING:

Briggs,	Pugh,	Spencer,	Wilbanks,
Carmack,	Rorschach,	Thomas,	Wright.
Curnutt,	Seward,	Waldrep,	Total, 11.

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:

**AYE:**

Albright,	Duffy,	Ivester,	Nance,	Timmons,
Briggs,	Fidler,	Johnston,	Nichols,	Whitaker,
Broadbuss,	Fischl,	Jones,	Paul,	
Burns,	George,	King,	Rinehart,	
Bushyhead,	Hill,	Logan,	Ritzhaupt,	
Carlile,	Howsley,	Lowrance,	Stewart,	
Chamberlin,	Hutchinson,	MacDonald,	Taylor,	Total, 30.

**NAY:**

Commons,	Garvin,	Total, 2.
----------	---------	-----------

**EXCUSED:**

Ray,	Willis,	Total, 2.
------	---------	-----------

**NOT VOTING:**

Carmack,	Rorschach,	Thomas,	Wright.
Curnutt,	Sowards,	Waldrep,	
Pugh,	Spencer,	Wilbanks,	Total, 10.

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. 357, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 555 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Duffy,	Hutchinson,	Lowrance,	Spencer,
Briggs,	Fidler,	Ivester,	Nance,	Taylor,
Broadbuss,	Fischl,	Johnston,	Nichols,	Timmons,
Burns,	Garvin,	Jones,	Rinehart,	Whitaker,
Bushyhead,	George,	King,	Ritzhaupt,	Wright.
Chamberlin,	Howsley,	Logan,	Sowards,	Total, 29.

**NAY:**

Paul,	Stewart.	Total, 2.
-------	----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Carlile,	Curnutt,	Pugh,	Waldrep,
Carmack,	Hill,	Rorschach,	Wilbanks.
Commons,	MacDonald,	Thomas,	Total, 11.

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:

## AYE:

Albright,	Fidler,	Johnston,	Rinehart,	Whitaker,
Briggs,	Fischl,	Jones,	Ritzhaupt,	Wright.
Broadus,	Garvin,	King,	Sowards,	
Burns,	George,	Logan,	Spencer,	
Bushyhead,	Howsley,	Lowrance,	Stewart,	
Chamberlin,	Hutchinson,	Nance,	Taylor,	
Duffy,	Ivester,	Nichols,	Timmons,	Total, 30.

## NAY:

Paul,	Total, 1.
-------	-----------

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Carlile,	Curnutt,	Pugh,	Waldrep,
Carmack,	Hill,	Rorschach,	Wilbanks.
Commons,	MacDonald,	Thomas,	Total, 11.

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. 555, and ordered the same returned 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:

## AYE:

Albright,	Curnutt,	Hutchinson,	Nance,	Timmons,
Briggs,	Duffy,	Ivester,	Nichols,	Whitaker,
Broadus,	Fidler,	Johnston,	Rinehart,	Wright.
Burns,	Fischl,	Jones,	Ritzhaupt,	
Bushyhead,	Garvin,	King,	Spencer,	
Carmack,	George,	Logan,	Stewart,	
Chamberlin,	Howsley,	MacDonald,	Taylor,	Total, 31.



## NAY:

Paul, Total, 1.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Carlile,	Lowrance,	Sowards,	Wilbanks.
Commons,	Pugh,	Thomas,	
Hill,	Rorschach,	Waldrep,	Total, 10.

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:

## AYE:

Albright,	Curnutt,	Hutchinson,	Nance,	Timmons,
Briggs,	Duffy,	Ivester,	Nichols,	Whitaker,
Broadus,	Fidler,	Johnston,	Rinehart,	Wright.
Burns,	Fischl,	Jones,	Ritzhaupt,	
Bushyhead,	Garvin,	King,	Spencer,	
Carmack,	George,	Logan,	Stewart,	
Chamberlin,	Howsley,	MacDonald,	Taylor,	Total, 31.

## NAY:

Paul, Total, 1.

## EXCUSED:

Ray, Willis. Total, 2.

## NOT VOTING:

Carlile,	Lowrance,	Sowards,	Wilbanks.
Commons,	Pugh,	Thomas,	
Hill,	Rorschach,	Waldrep,	Total, 10.

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. 431, and ordered the same returned 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:

## AYE:

Albright,	Duffy,	Ivester,	Nichols,	Timmons,
Briggs,	Fidler,	Johnston,	Paul,	Whitaker,
Broadbuss,	Fischl,	Jones,	Rinehart,	
Burns,	Garvin,	King,	Ritzhaupt,	
Carmack,	George,	Logan,	Spencer,	
Chamberlin,	Howsley,	MacDonald,	Stewart,	
Curnutt,	Hutchinson,	Nance,	Taylor,	Total, 30.

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Hill,	Rorschach,	Waldrep,	
Carlile,	Lowrance,	Sowards,	Wilbanks,	
Commons,	Pugh,	Thomas,	Wright.	Total, 12.

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:

## AYE:

Albright,	Duffy,	Ivester,	Nichols,	Timmons,
Briggs,	Fidler,	Johnston,	Paul,	Whitaker,
Broadbuss,	Fischl,	Jones,	Rinehart,	
Burns,	Garvin,	King,	Ritzhaupt,	
Carmack,	George,	Logan,	Spencer,	
Chamberlin,	Howsley,	MacDonald,	Stewart,	
Curnutt,	Hutchinson,	Nance,	Taylor,	Total, 30.

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Hill,	Rorschach,	Waldrep,	
Carlile,	Lowrance,	Sowards,	Wilbanks,	
Commons,	Pugh,	Thomas,	Wright.	Total, 12.

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 engrossed Senate Amendments to and Engrossed House Bill No. 244, as amended, and ordered the same returned to the Honorable House.

## MESSAGES

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 355—By GIBBONS,

An Act regulating the use of roads and highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before same shall be allowed to proceed in this State; provided for employees necessary to operate such ports of entry and fixing the salaries of said employees; prescribing the duties of such employees; providing penalties for violation hereof; amending Section 12304 of the Oklahoma Statutes of 1931, as amended by Section Two (2), Chapter 200 of the Session Laws of 1933, Extraordinary Session of the Fourteenth Legislature of the State of Oklahoma, approved June 27, 1933, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 355 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

GENERAL ORDER

HOUSE BILL NO. 453, by Twidwell, et al., was taken up for consideration and read at length.

By unanimous consent, Senator Ritzhaupt was permitted to submit the following amendments to House Bill No. 453:

Mr. President: I move to amend House Bill No. 453, line 2, page 3, by adding after the word, "education," and before the word, "to," "with approval of the Governor," and in line 7 change five to seven.

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 2, page 33, by inserting after the word, "independent," and before the word, "school," the following: "or dependent," and line 6 between the words, "independent" and "district," the following: "or dependent."

DUFFY.

Mr. President: I move to amend House Bill No. 453, line 1, page 5,



by striking after the word, "into," and before the word, "Sections," and inserting the word, "seven."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 8, page 8, by striking after the word, "schools," and before the word, "said," the word, "protesting," and substituting the word, "asking."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 18, page 9, by striking after the word, "until," and before the word, "months," the word, "six" substituting the word, "eighteen."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 463, line 15, page 11, by adding at the end of said line the following: "and in case a majority of the electors in said district have approved the creation of such district by majority vote at an election held as provided herein."

WHITAKER.

Mr. President: I move to amend House Bill No. 453, line 5, page 13, by striking after the word, "law," and before the word, "effect," the word, "and," and substituting the word, "in."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 7, page 13, by adding after the word, "board," and before the word, "with," the words, "with the sanction by vote of the majority of the residents of districts involved and."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 12, page 29, as follows: by striking all of lines 12, 13, 14.

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 18, page 16, by striking the word, "or," before the word, "such," and substituting the word, "and."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 7, page 22, as follows: by striking after the word, "serve," the rest of line 7 and all of line 8 and insert, "with compensation as fixed by the District Board of Education and approved by the Governor."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 4, page 17, as follows: by striking all line 14, and inserting "of 7 o'clock A. M. and 7 o'clock P. M."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 4, page 24, as follows: by adding after the word, "Accountant," and before the word, "the," by inserting: "The District Board of Education shall provide necessary funds to pay the auditor or inspector designated by the State Examiners and Inspectors Office."

RITZHAUPT.

Mr. President: I move to amend House Bill No. 453, line 14, page 23, as follows: by striking after the word, "the," the words, "Board of Education," and inserting: "State Examiner and Inspector."

RITZHAUPT.

Senator Nichols moved to table the Ritzhaupt amendments, which motion failed of adoption.

Upon motion of Senator Nichols, House Bill No. 453 was ordered stricken from the calendar.

Senator Pugh asked to be recorded "present," which was the order.

Upon motion of Senator Curnutt, House Bill No. 447, by Holliman, was advanced to engrossment and third reading.

#### MESSAGE

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 221—By MILITARY AFFAIRS COMMITTEE,

An Act appropriating Twenty-one Thousand Dollars (\$21,000.00) for the remainder of the fiscal year ending June 30, 1935, and Twenty-one Thousand Dollars (\$21,000.00) for each of the fiscal years ending June 30, 1936, and June 30, 1937, to be expended by the Adjutant General for articles of uniform clothing and equipment for federally recognized officers and warrant officers of the Oklahoma National Guard; prescribing the method of making such expenditures; fixing a penalty for the filing of improper claims, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 221 was read, as follows, and, upon motion of Senator MacDonald, concurred in by the Senate:

Amendment No. 1. That Section 2 of the typewritten bill be amended by adding at the end of said Section 2 after the words "any fiscal year" and following the period the following sentence: "Provided, that no money shall be paid out hereunder unless the officer has complied with the provisions set out in Section 4977, Oklahoma Statutes, 1931."

Senate Bill No. 221 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Fidler,	Johnston,	Paul,	Timmons,
Briggs,	Fischl,	Jones,	Pugh,	Waldrep,
Broadbuss,	Garvin,	King,	Rinehart,	Whitaker.
Burns,	George,	Logan,	Ritzhaupt,	
Carlile,	Hill,	Lowrance,	Sowards,	
Carmack,	Howsley,	MacDonald,	Spencer,	
Chamberlin,	Hutchinson,	Nance,	Stewart,	
Duffy,	Ivester,	Nichols,	Taylor,	Total, 35.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Bushyhead,	Curnutt,	Thomas,	Wright.
Commons,	Rorschach,	Wilbanks,	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:

**AYE:**

Albright,	Fidler,	Johnston,	Paul,	Timmons,
Briggs,	Fischl,	Jones,	Pugh,	Waldrep,
Broadbuss,	Garvin,	King,	Rinehart,	Whitaker.
Burns,	George,	Logan,	Ritzhaupt,	
Carlile,	Hill,	Lowrance,	Sowards,	
Carmack,	Howsley,	MacDonald,	Spencer,	
Chamberlin,	Hutchinson,	Nance,	Stewart,	
Duffy,	Ivester,	Nichols,	Taylor,	Total, 35.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------



## NOT VOTING:

Bushyhead,	Curnutt,	Thomas,	Wright.
Commons,	Rorschach,	Wilbanks,	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 Presiding Officer, in open session, signed Engrossed House Amendment to Senate Bill No. 221 and ordered the bill, as amended, referred for enrollment

## CONFERENCE COMMITTEE REPORT

Senator George submitted the following Conference Committee Report which, upon his motion, was adopted:

To the President of the Senate and  
The Speaker of the House of Representatives.

SIRS:

We, your Conference Committee, to whom was referred Senate Bill No. 179, entitled:

An Act authorizing the construction, alteration, improvements, furnishing, and equipment of buildings on the campuses of certain State educational institutions of the State of Oklahoma through their respective Boards of Regents; to acquire any necessary land therefor; to issue and sell State Educational Building Bonds for such purposes; providing the manner of the expenditure of the proceeds of the bonds; providing for the payment thereof, from the income derived from "Section 13 Fund State Educational Institutions," and "New College Fund;" authorizing the investment of municipal sinking funds and the capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose,

beg leave to report that we have had the same under consideration and, herewith, return Conference Committee Substitute for said Bill with the recommendation that it do pass.

Respectfully submitted,

HUEY,  
HOWELL,  
WILDER,  
BRANAN,

House Conferees.

GEORGE,  
JONES,  
PAUL,  
STEWART,

Senate Conferees.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 179—By GEORGE and JONES of the Senate, and HUEY, LARASON, SCHWOERKE, SADLER, FRAYER, BECK, WRIGHT of Beaver and BEAMAN of the House.

AN ACT MAKING APPROPRIATION FROM THE PUBLIC BUILDING FUND FOR THE PURPOSE OF ERECTING A BUILDING AT THE UNIVERSITY OF OKLAHOMA AT NORMAN, OKLAHOMA, FOR THE COLLEGE OF BUSINESS ADMINISTRATION AND AT THE OKLAHOMA AGRICULTURAL AND MECHANICAL COLLEGE AT STILLWATER, OKLAHOMA, FOR A LIBRARY BUILDING, AND DECLARING AN EMERGENCY.

Be It Enacted by the People of the State of Oklahoma:

Section 1. There is hereby appropriated out of any moneys in the State Treasury, to the credit of the Public Building Fund, not otherwise appropriated, the following:

To be used for and under the direction and supervision of the State Board of Public Affairs, for the purpose of erecting a building for the College of Business Administration on the campus of the University of Oklahoma at Norman, Oklahoma, the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) or so much thereof as may be necessary.

To be used for and under the direction and supervision of the State Board of Agriculture, for the purpose of erecting a Library Building on the campus of the Oklahoma Agricultural and Mechanical College at Stillwater, Oklahoma, the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) or so much thereof as may be necessary.

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.

Senator Wilbanks asked to be recorded "present," which was the order.

Senate Bill No. 179, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Fischl,	Jones,	Paul,	Whitaker,
Briggs,	Garvin,	King,	Rinehart,	Wright.
Broadus,	George,	Logan,	Ritzhaupt,	
Burns,	Hill,	Lowrance,	Stewart,	
Carlile,	Howsley,	MacDonald,	Taylor,	
Carmack,	Ivester,	Nance,	Timmons,	
Fidler,	Johnston,	Nichols,	Waldrep,	Total, 30.

NAY:

Chamberlin,	Duffy,	Pugh,	Spencer.	Total, 4.
-------------	--------	-------	----------	-----------

EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Curnutt,	Rorschach,	Thomas,	
Commons,	Hutchinson,	Sowards,	Wilbanks.	Total, 8.

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:

## AYE:

Albright,	Fischl,	Jones,	Paul,	Whitaker,
Briggs,	Garvin,	King,	Rinehart,	Wright.
Broadbush,	George,	Logan,	Ritzhaupt,	
Burns,	Hill,	Lowrance,	Stewart,	
Carlile,	Howsley,	MacDonald,	Taylor,	
Carmack,	Ivester,	Nance,	Timmons,	
Fidler,	Johnston,	Nichols,	Waldrep,	Total, 30.

## NAY:

Chamberlin,	Duffy,	Pugh,	Spencer.	Total, 4.
-------------	--------	-------	----------	-----------

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Curnutt,	Rorschach,	Thomas,	
Commons,	Hutchinson,	Sowards,	Wilbanks.	Total, 8.

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. 179, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

## THIRD READING

Upon motion of Senator Chamberlin, HOUSE BILL NO. 426, by O'Dell (by request), was ordered stricken from the Calendar.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Joint Resolutions Nos. 11 and 34, and House Bill No. 311 correctly engrossed.

SOWARDS, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 311, as amended, and House Joint Resolution No. 34, as amended, and ordered the same returned to the Honorable House.



MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 404—By COE and DOTY,

An Act authorizing the governing bodies of cities and towns to levy and collect gross receipts taxes upon public utilities operating within the corporate limits of such cities or towns without franchises, limiting the amount of such taxes; excepting certain utilities from the provisions hereof; providing for the collection of such tax by civil action; repealing all Acts or parts of Acts in conflict herewith; providing that invalidity of any part shall not affect the validity of remainder, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 152—By BRIGGS of the Senate, and ELLIS of the House,

An Act to enable and authorize counties, cities, towns, townships, boards of education, school districts and all other municipalities in Oklahoma to refund their outstanding bonded and/or coupon indebtedness, making provisions for the levy and collection of an annual tax to retire same, providing penalties for failure of officers in levying and collecting said tax, and declaring an emergency.

ENGROSSED SENATE BILL NO. 162—By LOWRANCE of the Senate, and FREEMAN and GOODWIN of the House,

An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Second, Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma and the nomination, election and appointment of Judges therefor, that no other district boun-

daries nor tenure of Judges herein shall be effected by this Act, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same have been passed by the House, as amended, and signed by the Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 152 was read, as follows, and, upon motion of Senator Briggs, concurred in by the Senate.

Amendment No. 1. Page 5, Section 4. Begin at the word "and" on line 1, strike the rest of the Section.

Senate Bill No. 152, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Curnutt,	Hill,	Rinehart,	Taylor,
Briggs,	Duffy,	Johnston,	Ritzhaupt,	Timmons,
Broadbudds,	Fidler,	Logan,	Rorschach,	Waldrep,
Burns,	Fischl,	Nance,	Sowards,	Whitaker,
Carmack,	Garvin,	Nichols,	Spencer,	Wright.
Chamberlin,	George,	Paul,	Stewart,	Total, 29.

NAY:

Ivester,	Wilbanks.	Total, 2.
----------	-----------	-----------

EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

NOT VOTING:

Bushyhead,	Howsley,	King,	Pugh,
Carlile,	Hutchinson	Lowrance,	Thomas.
Commons,	Jones,	MacDonald,	Total, 11.

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:

AYE:

Albright,	Duffy,	Ivester,	Ritzhaupt,	Waldrep,
Briggs,	Fidler,	Johnston,	Rorschach,	Whitaker,
Broadus,	Fischl,	Logan,	Sowards,	Wright.
Burns,	Garvin,	Nance,	Spencer,	
Carmack,	George,	Nichols,	Stewart,	
Chamberlin,	Hill,	Paul,	Taylor,	
Curnutt,	Hutchinson,	Rinehart,	Timmons,	Total, 31.

NAY:

Wilbanks. Total, 1.

EXCUSED:

Ray, Willis. Total, 2.

NOT VOTING:

Bushyhead,	Howsley,	Lowrance,	Thomas.
Carlile,	Jones,	MacDonald,	
Commons,	King,	Pugh,	Total, 10.

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 Engrossed House Amendment to Engrossed Senate Bill No. 152 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendments to Engrossed Senate Bill No. 162 were read, as follows:

Amendment No. 1. Page 1, Section 1, lines 8 and 9. By striking the words in said lines beginning with the word "Said" and substituting therefor the following:

"Said district shall have two judges, one to be nominated from Woods, Woodward, Alfalfa and Major Counties, and one to be nominated from Grant, Garfield and Kingfisher Counties, which two judges so nominated shall be elected at large."

Amendment No. 2. Page 2, Section 1, line 11. By adding after the period of said line the following:

"Said district shall have two judges, one to be nominated from each of said counties and elected at large. Provided, that any vacancy in the office of District Judge in District No. 10 which now exists or may hereafter occur shall be filled by the appointment of a duly qualified resident of the county in which said vacancy exists or may occur."

Senator Waldrep moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 162, and request the Honorable House to grant a conference thereon, which motion prevailed, the Presiding Officer appointing as the Senate Con-



erees thereunder, Senators Waldrep, Broadus, Carlile, Lowrance, Sowards and Wright.

### THIRD READING

HOUSE BILL NO. 583 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Thomas,
Briggs,	Duffy,	Ivester,	Paul,	Timmons,
Broadus,	Fischl,	Johnston,	Ritzhaupt,	Waldrep,
Burns,	Garvin,	King,	Rorschach,	Whitaker,
Carmack,	George,	Logan,	Sowards,	Wilbanks,
Chamberlin,	Hill,	Lowrance,	Stewart,	Wright,
Commons,	Howsley,	Nance,	Taylor,	Total, 34.

#### EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

#### NOT VOTING:

Bushyhead,	Fidler,	MacDonald,	Rinehart,	
Carlile,	Jones,	Pugh,	Spencer.	Total, 8.

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:

#### AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Thomas,
Briggs,	Duffy,	Ivester,	Paul,	Timmons,
Broadus,	Fischl,	Johnston,	Ritzhaupt,	Waldrep,
Burns,	Garvin,	King,	Rorschach,	Whitaker,
Carmack,	George,	Logan,	Sowards,	Wilbanks,
Chamberlin,	Hill,	Lowrance,	Stewart,	Wright,
Commons,	Howsley,	Nance,	Taylor,	Total, 34.

#### EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

#### NOT VOTING:

Bushyhead,	Fidler,	MacDonald,	Rinehart,	
Carlile,	Jones,	Pugh,	Spencer.	Total, 8.

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. 583, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 261 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Johnston,	Sowards,	Wilbanks,
Burns,	Paul,	Stewart,	Wright.
Ivester,	Ritzhaupt,	Taylor,	Total, 11.

**NAY:**

Briggs,	Duffy,	Hill,	Rinehart,	Timmons,
Carmack,	Fidler,	King,	Rorschach,	Whitaker.
Chamberlin,	Fischl,	Nance,	Spencer,	
Curnutt,	George,	Nichols,	Thomas,	Total, 18.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Broadus,	Commons,	Hutchinson,	Lowrance,	Waldrep.
Bushyhead,	Garvin,	Jones,	MacDonald,	
Carlile,	Howsley,	Logan,	Pugh,	Total, 13.

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 Ivester moved that the vote be reconsidered by which House Bill No. 261 failed of passage which motion failed of adoption.

**RESOLUTION**

Senator Fischl asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length:

SENATE RESOLUTION NO. 27—By FISCHL and LOWRANCE.

A RESOLUTION COMMENDING AND APPROVING THE ERECTION OF A MONUMENT TO THE MEMORY OF COLONEL SIDNEY SUGGS, FIRST HIGHWAY COMMISSIONER OF THE STATE OF OKLAHOMA AND PIONEER ROAD BUILDER.

WHEREAS, Colonel Sidney Suggs of Ardmore, first Highway Commissioner of the State of Oklahoma, and pioneer road builder recently passed away, and

WHEREAS, Said Colonel Sidney Suggs devoted a lifetime to the building of a road system in the State of Oklahoma, and contributed

more to the present system of highways in the State than any other one man, and

WHEREAS, A movement has been started to build a monument to the memory of Coloney Sidney Suggs in appreciation of his services to the people of the State of Oklahoma, and

WHEREAS, it is fitting that such a monument be built and that the Senate of the State of Oklahoma make public acknowledgment and approval of such a movement.

THEREFORE, BE IT RESOLVED by the Senate of the Fifteenth Legislature of the State of Oklahoma that the movement to build a monument to the memory of Colonel Sidney Suggs of Ardmore be and the same is hereby approved and commended, and the people of the State of Oklahoma are urged to participate in such movement.

BE IT FURTHER RESOLVED that a copy of this Resolution be furnished to the members of the family of Colonel Sidney Suggs and to the press of the State.

Upon motion of Senator Fischl, Senate Resolution No. 27 was adopted and ordered referred for engrossment.

### THIRD READING

Upon motion of Senator Garvin, HOUSE BILL NO. 220 was ordered stricken from the Calendar.

HOUSE BILL NO. 448 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Duffy,	Hutchinson,	Pugh,	Timmons,
Briggs,	Fidler,	Johnston,	Rinehart,	Whitaker,
Broadus,	Garvin,	Logan,	Ritzhaupt,	Wright.
Bushyhead,	George,	MacDonald,	Rorschach,	
Carmack,	Hill,	Nance,	Spencer,	
Curnutt,	Howsley,	Nichols,	Thomas.	Total, 27.

#### NAY:

Burns,	Ivester,	Sowards,	Wilbanks,
Chamberlin,	King,	Stewart,	
Fischl,	Paul,	Taylor,	Total, 10.

#### EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

#### NOT VOTING:

Carlile,	Jones,	Waldrep.
Commons,	Lowrance,	Total, 5.



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:

**AYE:**

Albright,	Fidler,	Logan,	Rorschach,	Wilbanks,
Briggs,	Garvin,	MacDonald,	Sowards,	Wright.
Broadus,	George,	Nance,	Spencer,	
Bushyhead,	Hill,	Nichols,	Taylor,	
Carmack,	Howsley,	Pugh,	Thomas,	
Curnutt,	Hutchinson,	Rinehart,	Timmons,	
Duffy,	Johnston,	Ritzhaupt,	Whitaker,	Total, 30.

**NAY:**

Burns,	Fischl,	King,	Stewart.
Chamberlin,	Ivester,	Paul,	Total, 7.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Carlile,	Jones,	Waldrep.
Commons,	Lowrance,	Total, 5.

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. 448, and ordered the same returned to the Honorable House.

Upon motion of Senator Broadus HOUSE BILL NO. 201 was ordered stricken from the Calendar.

HOUSE JOINT RESOLUTION NO. 11 was considered and, by unanimous consent, Section 3 of the Resolution was ordered stricken.

HOUSE JOINT RESOLUTION NO. 11 was read at length for the third time, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 11—By COMMITTEE ON CONSTITUTION AND CONSTITUTIONAL AMENDMENTS.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO ARTICLE 5, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

Be It Resolved by the House of Representatives and the Senate of the Fifteenth Legislature of the State of Oklahoma:

Section 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 5, of the Constitution of the State of Oklahoma, same being a new section designated Section 61, to-wit:

"Section 61. The Legislature may enact laws authorizing cities to pension meritorious and disabled police officers."

Section 2. The ballot for said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No..... State Question No.....

"The gist of the proposition is as follows:

"TO AMEND ARTICLE 5 OF THE CONSTITUTION OF OKLAHOMA BY ADDING A NEW SECTION DESIGNATED SECTION 61, PROVIDING THAT THE LEGISLATURE MAY ENACT LAWS AUTHORIZING CITIES TO PENSION MERITORIOUS AND DISABLED POLICE OFFICERS.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED?

☐ YES

☐ NO"

The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

AYE:

Briggs,	Duffy,	Hutchinson,	Nance,	Stewart,
Broadus,	Fidler,	Ivester,	Nichols,	Thomas,
Burns,	Fischl,	Johnston,	Paul,	Timmons,
Bushyhead,	Garvin,	King,	Rinehart,	Whitaker,
Carmack,	George,	Logan,	Rorschach,	Wilbanks,
Chamberlin,	Hill,	Lowrance,	Sowards,	Wright,
Curnutt,	Howsley,	MacDonald,	Spencer,	Total, 34.

EXCUSED:

Raj,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Albright,	Commons,	Pugh,	Taylor,	
Carlile,	Jones,	Ritzhaupt,	Waldrep,	Total, 8.

The Resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Joint Resolution No. 11, as amended, was ordered referred for re-engrossment.

HOUSE BILL NO. 158 was read at length for the third time.

Senator Chamberlin moved that House Bill No. 158 be stricken from the Calendar.

Senator Chamberlin asked unanimous consent, to which Senator Commons objected, to withdraw his motion to strike.

The vote occurring on the Chamberlin motion, it was declared failed of adoption.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Fischl,	Logan,	Pugh,	
Broadbudd,	George,	MacDonald,	Stewart,	
Bushyhead,	Hill,	Nance,	Taylor,	
Carlile,	Jones,	Nichols,	Whitaker,	
Duffy,	King	Paul,	Wilbanks,	Total, 20.

## NAY:

Briggs,	Commons,	Hutchinson,	Sowards,
Burns,	Curnutt,	Ivester,	Spencer,
Carmack,	Fidler,	Johnston,	Wright.
Chamberlin,	Howsley,	Rinehart,	Total, 15.

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Garvin,	Ritzhaupt,	Thomas,	Waldrep.
Lowrance,	Rorschach,	Timmons,	Total, 7.

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.

HOUSE BILL NO. 279 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



## AYE:

Albright,	Commons,	Howsley,	MacDonald,	Stewart,
Briggs,	Curnutt,	Hutchinson,	Nance,	Taylor,
Broadbuss,	Duffy,	Ivester,	Nichols,	Thomas,
Burns,	Fidler,	Johnston,	Paul,	Timmons,
Bushyhead,	Fischl,	Jones,	Pugh,	Whitaker,
Carlile,	Garvin,	King,	Rinehart,	Wilbanks,
Carmack,	George,	Logan,	Ritzhaupt,	Wright.
Chamberlin,	Hill,	Lowrance,	Spencer,	Total, 39.

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Rorschach,	Sowards,	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:

## AYE:

Albright,	Commons,	Howsley,	MacDonald,	Stewart,
Briggs,	Curnutt,	Hutchinson,	Nance,	Taylor,
Broadbuss,	Duffy,	Ivester,	Nichols,	Thomas,
Burns,	Fidler,	Johnston,	Paul,	Timmons,
Bushyhead,	Fischl,	Jones,	Pugh,	Whitaker,
Carlile,	Garvin,	King,	Rinehart,	Wilbanks,
Carmack,	George,	Logan,	Ritzhaupt,	Wright.
Chamberlin,	Hill,	Lowrance,	Spencer,	Total, 39.

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Rorschach,	Sowards,	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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 279, and ordered the same returned to the Honorable House.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 107—By RITZHAUPT,

An Act amending Section 4432, Oklahoma Statutes, 1931, relating to the State Board of Nurse Examiners; 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 107 was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 31—By HOWSLEY of the Senate, and HOWELL of the House,

An Act declaring liens upon crops to be harvested later than 18 months after the execution of such lien to be unlawful and contrary to public policy and unenforceable in any court of this state; and declaring an emergency.

ENROLLED SENATE BILL NO. 122—By WILBANKS and GEORGE of the Senate, and HUSER of the House,

An Act amending Section 4, Chapter 199, Session Laws, 1933, providing for repayment of election funds to the State which remain in custody of County Treasurers for twelve months.

ENROLLED SENATE BILL NO. 139—By FISCHL,

An Act authorizing a representative of the estate of Gerald Woods, deceased, or his surviving heirs to bring suit against the State of Oklahoma for the benefit of said estate or of said heirs for damages resulting from the death of said Gerald Wood on account of injuries sustained while in the employ of the State Highway Department of the State of Oklahoma; and declaring an emergency.

ENROLLED SENATE BILL NO. 180—By CHAMBERLIN and CURNUTT of the Senate, and GIBBONS of the House,

An Act amending Chapter 11, Section 1, Session Laws, 1915; C. O. S. 1921, Section 1260; O. S. 1931, Section 1267, relating to procedure in renewing or extending real estate mortgage by administrators, executors and guardians in certain cases; providing that necessary repairs may be included therein and for other purposes; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 31, 122, 139 and 180 were ordered referred to the Governor, for consideration.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Joint Resolution No. 11 correctly engrossed, and Senate Bills Nos. 114, 288 and 307 correctly enrolled.

SOWARDS, Acting Chairman.

The presiding Officer, in open session, signed Senate Amendments to and Engrossed House Joint Resolution No. 11, as amended, and ordered the Resolution returned to the Honorable House.

Senate Bills Nos. 114, 288 and 307 were read at length 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.

Referring further to Conference Committee Report on HOUSE BILL NO. 360:

Upon motion of Senator Broadus, the Conference Committee Report on House Bill No. 360 was adopted.

House Bill No. 360, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Chamberlin,	Jones,	Sowards,	Whitaker.
Broadus,	Fidler,	Logan,	Stewart,	
Burns,	Fischl,	Nichols,	Thomas,	
Bushyhead,	Garvin,	Pugh,	Timmons,	
Carlile,	George,	Ritzhaupt,	Waldrep,	Total, 21.



**NAY:**

Briggs,	Duffy,	Johnston,	Paul,	Wilbanks,
Carmack,	Hill,	King,	Rinehart,	Wright.
Commons,	Howsley,	MacDonald,	Spencer,	
Curnutt,	Hutchinson,	Nance,	Taylor,	Total, 18.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Ivester,	Lowrance,	Rorschach.	Total, 3.
----------	-----------	------------	-----------

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.

Upon motion of Senator Garvin, HOUSE BILL NO. 382, by Doty, was ordered stricken from the calendar.

**MESSAGES**

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE JOINT RESOLUTION NO. 4—By MORSE and others,

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 for the purpose of amending Section 6, Article 10, thereof, by adding an additional section to be known as Section 6-a, to provide for the exemption from certain ad valorem taxation of homesteads not to exceed the sum of Fifteen Hundred (\$1,500.00) Dollars which amount may be set by the Legislature,

together with the Engrossed Senate Substitute for same, and the Conference Committee Report thereon, and to advise you, and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Resolution has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Joint Resolution No. 4 was read as follows, and, upon motion of Senator Chamberlin, adopted:

## CONFERENCE COMMITTEE REPORT

To the President of the Senate and  
Speaker of the House of  
The Fifteenth Legislature

We, your Conference Committee of the House and Senate to whom was referred Engrossed House Joint Resolution Number 4 by Morse and others of the House, entitled:

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 for the purpose of amending Section 6, Article 10, thereof, by adding an additional section to be known as Section 6-a, to provide for the exemption from certain ad valorem taxation of homesteads not to exceed the sum of Fifteen Hundred (\$1,500.00) Dollars which amount may be set by the Legislature,

beg leave to report that we have met, pursuant to such appointment and considered said resolution and herewith recommend the adoption and passage of engrossed Senate substitute for Engrossed House Joint Resolution Number 4, with the following amendments thereto:

**FIRST**—Line 34, page 1, section 1, beginning with the word "provided," strike the remainder of line 34, all of lines 35 and 36 and lines 1, 2 and 3 on page 2 and substitute in lieu thereof the following: "Provided further that nothing contained in this amendment to the Constitution shall exempt any homestead or any valuation thereof from the levy of any and all ad valorem taxes now authorized by law and the Constitution for the support and the maintenance of the common schools, including the extra or special ten (10) mill levy as now provided by the Constitution and by-law."

**SECOND**—Line 19, page 2, section 2, beginning with the word "except" strike the remainder of line 19 and all of lines 20, 21 and 22 and insert in lieu thereof the following: "Provided further that nothing contained in this amendment to the Constitution shall exempt any homestead or any valuation thereof from the levy of any and all ad valorem taxes now authorized by law and the Constitution for the support and the maintenance of the common schools, including the extra or special ten (10) mill levy as now provided by the Constitution and by law."

**THIRD**: Line 31, page 2, section 3, strike the words and figures "ninth day of July" and insert in lieu thereof the following: "twenty-fourth day of September."

MORSE, Chairman.  
SCHWOERKE.,  
CORSON,  
GIBBONS,  
BILLINGS.

CHAMBERLIN, Chairman,  
MacDONALD,  
NICHOLS,  
WHITAKER,  
JOHNSTON,  
RORSCHACH,  
FISCHL,  
TIMMONS.

House Conferees.

Senate Conferees.

House Joint Resolution No. 4, as amended in Conference, was read at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 4—By MORSE and OTHERS.

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 FOR THE PURPOSE OF AMENDING SECTION 6, ARTICLE 10, THEREOF, BY ADDING AN ADDITIONAL SECTION TO BE KNOWN AS SECTION 6-a, TO PROVIDE FOR THE EXEMPTION FROM CERTAIN AD VALOREM TAXATION OF HOMESTEADS NOT TO EXCEED THE SUM OF FIFTEEN HUNDRED (\$1,500.00) DOLLARS WHICH AMOUNT MAY BE SET BY THE LEGISLATURE.

Now, Therefore, Be It Resolved By The Senate And The House Of Representatives Of The Fifteenth Legislature Of The State Of Oklahoma:

Section 1. That the following amendment to Section 6, Article 10, of the Constitution of the State of Oklahoma, by adding thereto an additional Section to be known as Section 6-a, is hereby proposed. The Secretary of State is hereby authorized and directed to submit the amendment to the people for their approval or rejection as provided by law. Said proposed amendment shall be as follows:

"Article 10, Section 6-a:

"All lands classified as homesteads under the provisions of Section 1, Article 12, of the Constitution of the State of Oklahoma, and actually domiciled by the owner of the assessed valuation of more than the amount that may be set by the Legislature, not to exceed Fifteen Hundred (\$1,500.00) Dollars, shall be exempt to the extent of the said sum so fixed.

"No lands classified as homesteads under the provisions of Section 1, Article 12, of the Constitution of the State of Oklahoma that are actually domiciled by the owner and are of the assessed valuation, or less, of that amount that may be set by the Legislature, which amount shall not exceed Fifteen Hundred (\$1,500.00) Dollars, shall be subject to ad valorem taxation; provided that this amendment to the Constitution shall not apply to indebtedness or other valid outstanding obligations heretofore incurred; and/or any special benefit assessment which have heretofore or which may hereafter be levied against the same for special improvements under the then or future existing laws:

"Provided further that nothing contained in this amendment to the Constitution shall exempt any homestead or any valuation thereof from the levy of any and all ad valorem taxes now authorized by law and the Constitution for the support and the



maintenance of the common schools, including the extra or special ten (10) mill levy as now provided by the Constitution and by law.

"It shall be the duty of the Legislature to pass appropriate laws placing into effect this Article."

Section 2. The ballot title for said proposed amendment shall be in the following form:

**"BALLOT TITLE**

"Legislative Referendum No..... State Question No....."

**"THE GIST OF THE PROPOSITION IS:**

"SHALL SECTION 6, ARTICLE 10, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA BE AMENDED BY ADDING THERETO AN ADDITIONAL SECTION, TO BE KNOWN AS SECTION 6-A, PROVIDING FOR THE EXEMPTION FROM AD VALOREM TAXATION OF HOMESTEADS TO AN AMOUNT TO BE FIXED BY THE LEGISLATURE, NOT TO EXCEED THE SUM OF FIFTEEN HUNDRED DOLLARS (\$1,500.00); PROVIDED THAT THE SAME SHALL NOT APPLY TO PUBLIC BONDED INDEBTEDNESS OR OTHER VALID OUTSTANDING OBLIGATIONS HERETOFORE INCURRED OR FOR SPECIAL BENEFIT ASSESSMENTS ALREADY OR WHICH MAY BE LEVIED AGAINST THE SAME HEREAFTER.

"Provided further that nothing contained in this amendment to the Constitution shall exempt any homestead or any valuation thereof from the levy of any and all ad valorem taxes now authorized by law and the Constitution for the support and the maintenance of the common schools, including the extra or special ten (10) mill levy as now provided by the Constitution and by law."

**"SHALL THE PROPOSED AMENDMENT BE ADOPTED?**

☐ YES.

☐ NO."

The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General.

Section 3. A special election is hereby ordered to be held throughout the State on the 24th day of September, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma, set forth in Section 1 of the Resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

The question being, "Shall the Resolution pass?" the roll was called with the the following results:

**AYE:**

Briggs,	Fischl,	Johnston,	Rinehart,	Wilbanks,
Burns,	Garvin,	King,	Ritzhaupt,	Wright.
Carmack,	George,	Logan,	Sowards,	
Chamberlin,	Hill,	MacDonald,	Spencer,	
Commons,	Howsley,	Nance,	Stewart,	
Curnutt,	Hutchinson,	Nichols,	Taylor,	
Duffy,	Ivester,	Paul,	Timmons,	
Fidler,	Jones,	Pugh,	Whitaker,	Total, 34.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOR VOTING:**

Albright,	Bushyhead,	Lowrance,	Thomas.	
Broaddus,	Carlile,	Rorschach,	Waldrep.	Total, 8.

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 amendment to the Constitution of the State of Oklahoma, proposed in House Joint Resolution No. 4, be submitted by the Secretary of State and referred to the people for their approval or rejection at a Special Election, to be held throughout the State on September 24th, 1935, and shall such election be called for that purpose?" the roll was called with the following results:

**AYE:**

Briggs,	Fidler,	Ivester,	Nichols,	Stewart,
Burns,	Fischl,	Johnston,	Paul,	Taylor,
Carmack,	Garvin,	Jones,	Pugh,	Timmons,
Chamberlin,	George,	King,	Rinehart,	Whitaker,
Commons,	Hill,	Logan,	Ritzhaupt,	Wilbanks,
Curnutt,	Howsley,	MacDonald,	Sowards,	Wright.
Duffy,	Hutchinson,	Nance,	Spencer,	Total, 34.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOR VOTING:**

Albright,	Bushyhead,	Lowrance,	Thomas,	
Broaddus,	Carlile,	Rorschach,	Waldrep,	Total, 8.

The Presiding Officer announced that, two-thirds of all the members elected to and constituting the Senate having voted "Aye," thereon, the Senate had, by such vote, ordered a special election to be held throughout the State on September 24th, 1935, for the purpose of submitting and referring said proposed amendment to the people for their approval or rejection.

Engrossed House Joint Resolution No. 4, together with conference committee reports thereon was ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'DELL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburgh, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTEET, and WILLIAMS of the House, and SPENCER, NICHOLS and BRIGGS of the Senate,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 5, of the Constitution of Oklahoma, to be known as Section 41-a, of said Article,

together with the Engrossed Senate Substitute for same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Resolution has been passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Joint Resolution No. 6 was read as follows, and upon motion of Senator Chamberlin, adopted:

#### REPORT OF CONFERENCE COMMITTEE

To the Speaker of the House and  
The President of the Senate of  
The Fifteenth Legislature

We, your Conference Committee to whom was referred House Joint Resolution Number 6, by Morse and others of the House and Spencer and others of the Senate, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to



Article 5 of the Constitution of the State of Oklahoma to be known as Section 41-a of said Article,

beg leave to report we have made pursuant to such appointment and considered said Resolution and herewith recommend to the respective House of Legislature that the engrossed Senate Substitute for engrossed House Joint Resolution Number 6 be adopted with the following amendments thereto:

FIRST: Line 12, page 2, section 1, strike the words and figures "five hundred (\$500.00) dollars" and insert in lieu thereof "three hundred fifty (\$350.00) dollars."

SECOND: Line 8, page 3. Section 1, strike the remainder of section 1, beginning with the word "regardless."

THIRD: Line 29, page 3, section 2, strike the words and figures five hundred (\$500.00) dollars" and insert the words and figures "three hundred fifty (\$350.00) dollars.

FOURTH: Lines 37 and 38, page 3, section 2, strike the following words: "providing that such funds shall always be administered by the state."

FIFTH: Line 6, page 4, section 3, strike the words and figures "ninth day of July" and insert in lieu thereof "twenty-fourth day of September."

MORSE, Chairman,  
SCHWOERKE,  
SHOEMAKE,  
WILLIAMS,  
HAYNES.

House Conferees.

CHAMBERLIN, Chairman,  
McDONALD,  
WHITAKER,  
JOHNSON,  
RORSCHACH,  
FISCHL,  
NICHOLS,

Senate Conferees.

House Joint Resolution No. 6 as amended in Conference, was read at length, as follows:

HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'DELL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburgh, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTEET and WILLIAMS of the House, and SPENCER, NICHOLS and BRIGGS of the Senate.

Be It Resolved By The House Of Representatives And The Senate of the Fifteenth Legislature Of The State of Oklahoma:

Section 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 5 of the Constitution of the State of Oklahoma, same being a new section to be designated as Section 41-A of said Article, to-wit:

"Section 41-A, Article 5, Constitution. The Legislature may enact legislation providing for the payment of a pension to indigent citizens of the State of Oklahoma who actually reside within the State and are sixty-five (65) or more years of age, for men and sixty (60) or more years of age for women, and who have been continuously domiciled in and a bona fide resident of the State for fifteen (15) years or more next preceding the date of their application for such pension. Provided further, that all persons who shall become citizens of the State of Oklahoma subsequent to the effective date of this Amendment, shall be required to continuously remain in said State for a period of twenty years before they shall be entitled to any of the benefits or privileges of this Amendment or any legislation that may result from said Amendment. No such pension shall be granted to any person who either personally, or together with his or her spouse, or whose spouse, owns or controls real or personal property in excess of the value of Two Thousand Dollars (\$2,000.00); nor shall such a pension be granted to any person who either personally, or together with his or her spouse, or whose spouse, has an income of Three Hundred Fifty (\$350.00) Dollars per year or more. Provided no person shall be eligible to receive a pension who has been convicted of a felony in any state of the United States. It is further provided that if any person subject to this Act has at any time within ten (10) years before applying for a pension, deeded, sold, traded or given away any real or personal property, bonds or monies, with intent to receive the benefit of such pension, they shall not be subject to a pension as herein provided.

"The Legislature shall not provide for the payment of pensions in excess of Fifteen Dollars (\$15.00) per month to any one person, or more than a total of Twenty Dollars (\$20.00) per month to the members of any one family. The Legislature shall not pass any law granting a pension to any specific person or persons.

"Provided, that if and when the Federal Government shall provide funds for distribution to the relief or indigent aged citizens of this State, then such amount as may be paid by or from funds made available by Acts of Congress, shall be included in and considered as a part of such amounts as may be available hereunder.

"Legislation enacted to provide available funds for the special funds herein authorized shall be limited to excise or license taxes making a specific levy therefor, and no law shall be enacted appropriating or attempting to appropriate any money from the general revenue funds of the State nor authorizing a levy or tax

upon property; and the State fund from which said pensions are paid shall be a cash fund and no pension claim against the same shall ever be approved or paid unless there is at the time of such approval sufficient moneys in said fund to pay the same in cash."

Section 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

"Legislative Referendum No..... State Question No.....

"THE GIST OF THE PROPOSITION IS AS FOLLOWS:

"TO AMEND ARTICLE 5 OF THE CONSTITUTION OF OKLAHOMA BY ADDING A SECTION TO BE DESIGNATED AS SECTION 41-A, AUTHORIZING THE LEGISLATURE TO PROVIDE FOR THE PAYMENT OF A PENSION TO INDIGENT AGED CITIZENS RESIDING IN THIS STATE, AND WHO HAVE BEEN BONA FIDE RESIDENTS OF THE STATE FOR FIFTEEN YEARS; PROVIDING THAT NO SUCH PENSION SHALL BE PAID TO PERSONS WHO EITHER PERSONALLY, OR TOGETHER WITH HIS SPOUSE, OR WHOSE SPOUSE, OWNS PROPERTY IN EXCESS OF TWO THOUSAND DOLLARS (\$2,000.00) IN VALUE OR HAS AN INCOME OF THREE HUNDRED FIFTY DOLLARS (\$350.00) OR MORE PER YEAR; THE PENSION NOT TO EXCEED FIFTEEN DOLLARS (\$15.00) PER MONTH TO ANY PERSON OR A TOTAL OF TWENTY DOLLARS (\$20.00) TO MEMBERS OF A FAMILY, PROVIDING THAT PENSION GRANTS, IF AND WHEN MADE BY THE FEDERAL GOVERNMENT, SHALL BE CONSIDERED AS A PART OF THE AMOUNTS AVAILABLE HEREUNDER; MAKING CERTAIN OTHER REQUIREMENTS AND RESTRICTIONS AS TO TRANSFER OF PROPERTY, CONVICTION OF FELONIES, PROVIDING THE LEGISLATURE SHALL NEVER APPROPRIATE ANY MONEY FROM THE GENERAL REVENUE FUND FOR PAYMENT OF PENSIONS BUT FUNDS THEREFOR SHALL BE PROVIDED ONLY FROM SPECIAL OR EXCISE TAXES, AND NO PENSION CLAIM SHALL BE APPROVED OR PAID UNLESS THERE IS CASH ON HAND FOR THAT PURPOSE.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED?

"( ) YES

"( ) NO."

The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General.

Section 3. A special election is hereby ordered to be held



throughout the State on the 24th day of September, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

The question being, "Shall the Resolution pass?" the roll was called with the the following results:

<b>AYE:</b>				
Albright,	Curnutt,	Ivester,	Nichols,	Tnomas,
Briggs,	Duffy,	Johnston,	Paul,	Timmons,
Broaddus,	Fidler,	Jones,	Pugh,	Waldrep,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Logan,	Sowards,	Wilbanks,
Carmack,	George,	Lowrance,	Spencer,	Wright.
Chamberlin,	Hill,	MacDonald,	Stewart,	
Commons,	Howsley,	Nance,	Taylor,	Total, 38.

<b>EXCUSED:</b>		
Ray,	Willis.	Total, 2.

<b>NOT VOTING:</b>				
Burns,	Hutchinson,	Rinehart,	Rorschach.	Total, 4.

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 Amendment to the Constitution of the State of Oklahoma, proposed in House Joint Resolution No. 6 be submitted by the Secretary of State and referred to the people for their approval or rejection at a Special Election, to be held throughout the State on September 24th, 1935, and shall such election be called for that purpose?" the roll was called with the following results:

<b>AYE:</b>				
Albright,	Curnutt,	Ivester,	Nichols,	Thomas,
Briggs,	Duffy,	Johnston,	Paul,	Timmons,
Broaddus,	Fidler,	Jones,	Pugh,	Waldrep,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Logan,	Sowards,	Wilbanks,
Carmack,	George,	Lowrance,	Spencer,	Wright.
Chamberlin,	Hill,	MacDonald,	Stewart,	
Commons,	Howsley,	Nance,	Taylor,	Total, 38.

<b>EXCUSED:</b>		
Ray,	Willis.	Total, 2.

<b>NOT VOTING:</b>				
Burns,	Hutchinson,	Rinehart,	Rorschach.	Total, 4.

The Presiding Officer announced that, two-thirds of all the mem-

bers elected to and constituting the Senate having voted "Aye," thereon, the Senate had, by such vote, ordered a special election to be held throughout the State on September 24th, 1935, for the purpose of submitting and referring said proposed amendment to the people for their approval or rejection.

Engrossed House Joint Resolution No. 6, together with Conference Committee Report, was ordered returned to the Honorable House.

Upon motion of Senator Nichols, the Senate reconsidered the vote by which it rejected the Conference Committee Report on SENATE BILL NO. 370, and requested a further conference.

Upon motion of Senator Nichols, the Conference Committee Report on Senate Bill No. 370 was adopted.

Senate Bill No. 370, as amended in Conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Chamberlin,	Johnston,	Nichols,	Whitaker,
Briggs,	Fischl,	Jones,	Rinehart,	Wright.
Broaddus,	George,	Logan,	Ritzhaupt,	
Bushyhead,	Hill,	Lowrance,	Rorschach,	
Carlile,	Howsley,	MacDonald,	Sowards,	
Carmack,	Hutchinson,	Nance,	Stewart,	Total, 26.

NAY:

Burns,	Fidler,	Paul,	Thomas,
Commons,	Garvin,	Pugh,	Timmons,
Curnutt,	Ivester,	Spencer,	Wilbanks.
Duffy,	King,	Taylor,	Total, 15.

EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

NOR VOTING:

Waldrep.	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 call was called with the following results:

AYE:

Albright,	Commons,	Jones,	Rinehart,	Wilbanks,
Briggs,	Fischl,	King,	Ritzhaupt,	Wright.
Broaddus,	George,	Logan,	Rorschach,	
Bushyhead,	Hill,	Lowrance,	Sowards,	
Carlile,	Howsley,	MacDonald,	Stewart,	
Carmack,	Hutchinson,	Nance,	Taylor,	
Chamberlin,	Johnston,	Nichols,	Whitaker,	Total, 30.

## NAY:

Burns,	Fidler,	Spencer,	Thomas,
Curnutt,	Garvin,	Paul,	Timmons.
Duffy,	Ivester,	Pugh,	Total, 11.

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Waldrep,	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. 370, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 165—By MONTGOMERY, CAREY and MARTIN,

An Act amending Section 2724, Oklahoma Statutes, 1931, relating to limitation of time in the prosecution of crimes, providing no limitation in certain crimes of embezzlement of public moneys and falsifications of public records; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 591—By GIBBONS, CAR-MICHAEL, SINGLETON and MUNSON,

An Act authorizing the seizure and confiscation of trucks, automobiles and other conveyances used in the transportation of crude petroleum, motor vehicle fuels and other liquid fuels over the highways of this State with intent to evade or assist in the evasion of the payment of the gross production tax or excise tax imposed upon motor vehicle fuels by the laws of this State; authorizing the seizure, sale and confiscation of crude petroleum, motor vehicle fuels, and other liquid so conveyed, and containers used in conveying the same; con-



ferring jurisdiction upon the Oklahoma Tax Commission and County Attorney, or either, to institute, conduct and prosecute all proceedings necessary to carry into effect the provisions of this Act; providing procedure for confiscation and sale; and declaring an emergency,

and the Bills have been passed as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 194—By HILL,

An Act amending Sections 5280, 5281, and 5282, Oklahoma Statutes, 1931, relating to the care of tubercular patients in the State Tubercular Sanitoriums and in the counties of the State, and to the expenditure of the "Tuberculosis and Public Health Fund"; and declaring an emergency.

ENGROSSED SENATE BILL NO. 321—By COMMITTEE ON BANKS AND BANKING (By Request),

An Act authorizing federal savings and loan associations to convert themselves into domestic building and loan associations; providing the procedure therefor; conferring power upon the Building and Loan Board to make rules and regulations relating thereto; providing that such converted associations shall thereafter be subject to the provisions of Article 8, Chapter 46, of the 1931 Oklahoma Statutes; and declaring an emergency.

ENGROSSED SENATE BILL NO. 322—By COMMITTEE ON BANKS AND BANKING (By Request),

An Act relating to domestic building and loan associations, conferring the right to repurchase shares of stock therein from the holders thereof and conferring on shareholders the right to file written applications to repurchase their shares in part or in full and providing the procedure in connection therewith and limitations thereon, defining the term "net receipts"; repealing Acts in conflict therewith; and declaring an emergency.

ENGROSSED SENATE BILL NO. 323—By COMMITTEE ON BANKS AND BANKING (By Request),

An Act amending Section 1, of Chapter 17, of the 1933 Session Laws; and authorizing building and loan associations of this State to borrow money; to become members and/or shareholders of any cor-

poration or agency established by the United States Government or by the State of Oklahoma; to buy and own shares of stock and/or the bonds of and deposit money in and borrow money from such agencies; repealing 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 194, 321, 322 and 323 were ordered referred for enrollment.

To the President of the Senate,  
Building,  
SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 68—By BROADDUS, BUSHY-HEAD, RORSCHACH, WHITAKER, and CARLILE of the Senate, and SHOEMAKE, BRANAN, THORNTON, COE, AND JOHNSON of Osage, of the House,

An Act creating Old Fort Gibson Stockade Commission; prescribing the manner and method of appointment of members thereof; fixing their tenure of office; prescribing the powers and duties of said Commission; providing for the appointment of a custodian of the building and grounds of said Old Fort Gibson Stockade; fixing said custodian's salary and tenure of office; making appropriations to purchase materials needed to reconstruct said stockade; and declaring an emergency.

ENROLLED SENATE BILL NO. 138—By FISCHL,

An Act authorizing McKinley Mills to bring suit against the State of Oklahoma for the purpose of determining whether or not the State of Oklahoma is indebted to said McKinley Mills on account of injuries received by being run over by a truck being driven by employees of the State Highway Department on July 2, 1932; and declaring an emergency.

ENROLLED SENATE BILL NO. 195—By JONES,

An Act making appropriation to pay the City of Stillwater for water and electricity used by the Oklahoma A. & M. College; and declaring an emergency.

ENROLLED SENATE BILL NO. 245—By RORSCHACH of the Senate and MARTIN of the House,

An Act authorizing G. L. Wyckoff to bring suit against the State of Oklahoma for the purpose of determining whether or not the State of Oklahoma is indebted to said G. L. Wyckoff on account of injuries received to himself and his personal property as a result of an accident by a truck being driven by employees of the State Highway Department, on January 9, 1935; and declaring an emergency.

ENROLLED SENATE BILL NO. 276—By HILL,

An Act prescribing the punishment for prisoners who escape from the State Penitentiary or State Reformatory while either confined therein, or at large as a trusty; repealing Section 2052, Oklahoma Statutes, 1931; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 68, 138, 195, 245 and 276 were ordered referred to the Governor for consideration.

Senator Hill moved that the vote be reconsidered by which HOUSE BILL NO. 560 failed of passage.

Senator Wilbanks moved to table the Hill motion, which motion failed of adoption, the roll call thereon being as follows:

AYE:

Burns,	Hutchinson,	Lowrance,	Ritzhaupt,	Timmons,
Curnutt,	Ivester,	Paul,	Rorschach,	Wilbanks,
Duffy,	King,	Pugh,	Spencer,	Wright,
Howsley,	Logan,	Rinehart,	Thomas,	Total, 19.

NAY:

Albright,	Carmack,	Garvin,	MacDonald,	Taylor,
Briggs,	Chamberlin,	George,	Nance,	Whitaker,
Broaddus,	Commons,	Hill,	Nichols,	
Bushyhead,	Fidler,	Johnston,	Sowards,	
Carlile,	Fischl,	Jones,	Stewart,	Total, 22.

EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

NOT VOTING:

Waldrep,	Total, 1.
----------	-----------

The vote occurring on the Hill motion, it was declared adopted.

The question being, "Shall the Bill pass?" the roll was called with the following results:



**AYE:**

Albright,	Carmack,	Garvin,	MacDonald,	Sowards,
Broadus,	Chamberlin,	George,	Nance,	Stewart,
Burns,	Commons,	Hill,	Nichols,	Taylor,
Bushyhead,	Fidler,	Johnston,	Ritzhaupt,	Whitaker.
Carlile,	Fischl,	Jones,	Rorschach,	Total, 24.

**NAY:**

Curnutt,	Ivester,	Paul,	Thomas,
Duffy,	King,	Pugh,	Wilbanks,
Howsley,	Logan,	Rinehart,	Wright.
Hutchinson,	Lowrance,	Spencer,	Total, 15.

**EXCUSED:**

Ray,	Willis,	Total, 2.
------	---------	-----------

**NOT VOTING:**

Briggs,	Timmons,	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.

House Bill No. 560 was ordered referred for engrossment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs to leave to report: Senate Resolution No. 27 correctly engrossed, and Senate Bills Nos. 107 and 280 correctly enrolled.

SOWARDS, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 27 and ordered the same referred for enrollment.

Senate Bills Nos. 107 and 280 were read at length 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.

**MESSAGES**

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 585—By DUNN,

An Act authorizing the representatives of the estate of Marion Woods, or his surviving wife, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the death of the said Marion Woods, and declaring an emergency.

ENROLLED HOUSE BILL NO. 449—By STOKES,

An Act authorizing the legal representatives of the estate of O. M. Colson, deceased, or his surviving heirs to bring a suit against the State of Oklahoma in Love County, Oklahoma, for the benefit of estate or said heirs for damages resulting from the death of said O. M. Colson on account of injuries sustained and resulting in death to O. M. Colson, deceased, by being run over by a truck belonging to the State of Oklahoma and driven by an employee of the State Highway Department of the State of Oklahoma on the 1st day of June, 1933, in Love County, Oklahoma; and declaring an emergency.

ENROLLED HOUSE BILL NO. 549—By BARNETT, PETERSON and MORSE of the House, and LOGAN of the Senate,

An Act authorizing G. L. Bynum of Henryetta, Oklahoma, as assignee of certain claims against the State of Oklahoma, to sue the State of Oklahoma to determine liability of the State for the payment thereof and to recover and obtain judgment for the amount of said claims if payment of same is found to be a valid obligation of the State, and declaring an emergency.

ENROLLED HOUSE BILL NO. 572—By SKINNER,

An Act making supplemental appropriation for the State Library for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

ENROLLED HOUSE BILL NO. 503—By DAVIS,

An Act amending Oklahoma Statutes, 1931, relating to keeping the records of the Juvenile Court; providing that permanent records shall be kept only when neglected or dependent child is committed; and declaring an emergency.

ENROLLED HOUSE BILL NO. 404—By COE and DOTY,

An Act granting power to cities and towns to impose a tax on the gross receipts of any person, firm, association or corporation furnishing power, light, heat, gas, electricity, or water in any city or town by the governing body of said city or town, providing procedure for collecting such tax and penalties for non-payment thereof and repealing all Acts in conflict herewith,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 404, 449, 503, 549, 572 and 585 were read at length for the fourth time, the enrolled copies signed in open session by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 77—By COMMITTEE ON AP-  
PROPRIATIONS,

An Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State departments and State institutions herein named and for the purposes specified, and transferring funds from one item to another; and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same has been passed, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 77 were read, as follows:

Amendment No. 1. That Section 1, page 1, line 15, be amended by striking the item, "Maintenance," under East Central State Teachers' College, Ada.

Amendment No. 2. That Section 1, page 1, lines 17, 18 and 19, be amended by striking the item, "To reimburse A. & M. Dormitory Fund and to pay interest due on dormitory bonds, August 1st, in the sum of \$13,788.89," under Oklahoma A. & M. College, Stillwater.

Amendment No. 3. That Section 1, page 1, lines 21 and 22, be amended by striking the item "To pay salary for summer school, E. W. Giddings, for salary for June, 1933, \$142.50," under Colored A. & N. College, Langston.

Amendment No. 4. That Section 1, page 1, lines 25 to 37 inclusive, be amended by striking the items, "Opening and closing and removing surplus dirt to 175 graves at \$10.00, \$1,750.00; Total interest at 6% per annum as per schedule attached. (Interest calculated separately on each grave from date of death until December 31, 1932) \$457.80; Platted lots in an Incorporated Cemetery covering approximately one acre, \$150.00," under West Oklahoma Tubercular Sanatorium, Clinton.



Amendment No. 5. That Section 1, page 3, lines 17, 18 and 19, be amended by striking the item, "Repair and replacement of books damaged by fire and water, \$7,400.00," under Southeastern State Teachers College, Durant.

Amendment No. 6. That Section 1, page 3, lines 37 and 38, be amended by striking the items, "Traveling \$1,000.00; Office Supplies \$200.00," under State Banking Department and substituting therefor the following: "Traveling, \$500.00; Office Supplies, \$100.00."

Upon motion of Senator Nichols, the Senate refused to concur in House Amendments to Engrossed Senate Bill No. 77 and requested a conference thereon, the Presiding Officer appointing as Senate Conferees, Senators Nichols, Hill, Broaddus, Howsley, Burns, Stewart and Paul.

### THIRD READING

Senator Fischl moved that HOUSE BILL NO. 67 be stricken from the Calendar.

Senator Stewart moved to table the Fischl motion, which motion failed of adoption.

The vote occurring on the Fischl motion, it was declared adopted.

HOUSE BILL NO. 556 was read at length for the third time.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Albright,	Curnutt,	Ivester,	Total, 40.	Pugh,
Briggs,	Duffy,	Johnston,	Waldrep,	Rinehart,
Broaddus,	Fidler,	Jones,	Whitaker,	Ritzhaupt,
Burns,	Fischl,	King,	Wilbanks,	Rorschach,
Bushyhead,	Garvin,	Logan,	Wright.	Sowards,
Carlile,	George,	Lowrance,		Spencer,
Carmack,	Hill,	MacDonald,		Taylor,
Chamberlin,	Howsley,	Nance,		Thomas,
Commons,	Hutchinson,	Nichols,		Timmons,

#### NAY:

Stewart, Total, 1.

#### EXCUSED:

Ray, Willis, Total, 2.

#### NOT VOTING:

Paul, 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 call was called with the following results:

**AYE:**

Albright,	Curnutt,	Ivester,	Pugh,	Waldrep,
Briggs,	Duffy,	Johnston,	Rinehart,	Whitaker,
Broadus,	Fidler,	Jones,	Ritzhaupt,	Wilbanks,
Burns,	Fischl,	King,	Rorschach,	Wright.
Bushyhead,	Garvin,	Logan,	Sowards,	
Carlile,	George,	Lowrance,	Spencer,	
Carmack,	Hill,	MacDonald,	Taylor,	
Chamberlin,	Howsley,	Nance,	Thomas,	
Commons,	Hutchinson,	Nichols,	Timmons,	Total, 40.

**NAY:**

Stewart,	Total, 1.
----------	-----------

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

**NOT VOTING:**

Paul,	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. 556, and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 423 was read at length for the third time.

Senator Fischl moved that House Bill No. 423 be stricken from the Calendar, which motion failed of adoption.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Carlile,	Fischl,	Nance,	Rorschach,
Briggs,	Chamberlin,	George,	Nichols,	Whitaker,
Broadus,	Curnutt,	Hill,	Pugh,	Wright.
Bushyhead,	Duffy,	Johnston,	Ritzhaupt,	Total, 19.

**NAY:**

Burns,	Ivester,	Paul,	Spencer,	Timmons,
Fidler,	King,	Rinehart,	Taylor,	Wilbanks,
Garvin,	MacDonald,	Sowards,	Thomas,	Total, 14.

**EXCUSED:**

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Carmack,	Howsley,	Jones,	Lowrance,	Waldrep.
Commons,	Hutchinson,	Logan,	Stewart,	Total, 9.

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.

HOUSE BILL NO. 580 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Howsley,	MacDonald,	Sowards,
Briggs,	Duffy,	Ivester,	Nance,	Stewart,
Broadus,	Fidler,	Johnston,	Nichols,	Taylor,
Burns,	Fischl,	Jones,	Paul,	Whitaker,
Carlile,	Garvin,	King,	Rinehart,	Wilbanks.
Carmack,	George,	Logan,	Ritzhaupt,	
Chamberlin,	Hill,	Lowrance,	Rorschach,	Total, 33.

## NAY:

Spencer,	Timmons,	Wright.	Total, 3.
----------	----------	---------	-----------

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------

## NOT VOTING:

Bushyhead,	Hutchinson,	Thomas,	
Commons,	Pugh,	Waldrep.	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 call was called with the following results:

## AYE:

Albright,	Curnutt,	Howsley,	MacDonald,	Sowards,
Briggs,	Duffy,	Ivester,	Nance,	Stewart,
Broadus,	Fidler,	Johnston,	Nichols,	Taylor,
Burns,	Fischl,	Jones,	Paul,	Whitaker,
Carlile,	Garvin,	King,	Rinehart,	Wilbanks.
Carmack,	George,	Logan,	Ritzhaupt,	
Chamberlin,	Hill,	Lowrance,	Rorschach,	Total, 33.

## NAY:

Spencer,	Timmons,	Wright.	Total, 3.
----------	----------	---------	-----------

## EXCUSED:

Ray,	Willis.	Total, 2.
------	---------	-----------



## NOT VOTING:

Bushyhead,	Hutchinson,	Thomas,	
Commons,	Pugh,	Waldrep.	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 House Bill No. 580, and ordered the same transmitted to the Honorable House.

Upon motion of Senator Fischl, HOUSE BILL NO. 439 was ordered stricken from the Calendar.

Upon motion of Senator Ivester, HOUSE BILL NO. 447 was ordered stricken from the Calendar.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 152 and 221 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 152 and 221 were read at length 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.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 179—By GEORGE and JONES,

An Act authorizing the construction, alteration, improvement, furnishing and equipment of buildings on the campuses of certain State educational institutions of the State of Oklahoma through their respective Boards of Regents; to acquire any necessary land therefor; to issue and sell State Educational Building Bonds for such purposes; providing the manner of the expenditure of the proceeds of the bonds; providing for the payment thereof, from the income derived from "Section 13 Fund State Educational Institutions," and "New College Fund"; authorizing the investment of municipal sinking funds and the

capital and surplus of banks, trust and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose,

together with the Engrossed House Substitute for same, the Conference Committee Report thereon, and the Conference Committee Substitute therefor, and to advise you, and through you the Honorable Senate, that the House has rejected the Conference Committee Report, and requests your Honorable Body for further Conference.

I am directed further, to advise you that the House has reappointed its original Conferees:

WRIGHT of Beaver,  
BRANAN,  
WILDER  
HUEY,  
HOWELL.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Upon motion of Senator George, the request of the Honorable House for a further conference on Engrossed Senate Bill No. 179, was ordered granted, the Presiding Officer re-appointing the Senate Conferees heretofore named on the Bill, as Senate Conferees for the further conference.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 351—By CHAMBERLIN, WRIGHT, and HOWSLEY of the Senate, and WORTHINGTON, COE and GIBBONS of the House,

An Act relating to the regular terms of county court; fixing the time and manner for convening county courts in the various counties of this State; providing for two regular terms of said court in each county in said State; defining and fixing the manner and procedure for convening and adjourning same; providing for jury, motion, and non-jury sessions of said court; making provisions for court terms in counties in which there is more than one county court town; repealing Sections 3961, 3962, 3963, 3964 and 3965, Oklahoma Statutes, 1931 in so far as same are in conflict with this Act and all other Acts and parts of Acts in so far as the same are in conflict herewith; fixing the effective date of this Act; 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 351 was ordered referred for enrollment.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 550—By MORSE and SULLIVAN,

An Act declaring the necessity of creating public bodies corporate and politic to be known as Housing Authorities to engage in slum clearing and and/or projects to provide dwelling accommodations for persons of low income; providing for the creation of such Housing Authorities; defining the powers and duties of Housing Authorities and providing for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and fixing security therefor; conferring remedies on obligees of Housing Authorities; providing that the bonds of the Authority shall be legal investments; providing the Housing Authorities, their property and securities shall be tax exempt,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill, the following named Representatives:

KERR,  
BRANAN,  
COE,  
HOLLIMAN,  
SINGLETON,  
JOHNSON of Osage,  
CARMICHAEL,  
MORSE.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

By unanimous consent, further consideration of House Bill No. 550 was deferred temporarily.



## THIRD READING

HOUSE JOINT RESOLUTION NO. 13 was read at length for the third time.

Senator Fischl asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 13, line 5, page 1, by adding after the word "Oklahoma," the following: "subsequent to September 24th, 1935."

FISCHL.

The question being "Shall the Resolution pass?" the roll was called with the following results:

## AYE:

Broadbuss,	George,	Paul,	Thomas,
Carlile,	Hill,	Stewart,	Timmons.
Fischl,	Logan,	Taylor,	Total, 11.

## NAY:

Albright,	Duffy,	Johnston,	Nichols,	Spencer,
Briggs,	Fidler,	Jones,	Pugh,	Waldrep,
Burns,	Garvin,	King,	Rinehart,	Whitaker,
Bushyhead,	Howsley,	Lowrance,	Ritzhaupt,	Wright.
Commons,	Hutchinson,	MacDonald,	Rorschach,	
Curnutt,	Ivester,	Nance,	Sowards,	Total, 28.

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Carmack,	Chamberlin,	Wilbanks,	Total, 3.
----------	-------------	-----------	-----------

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.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 162—By LOWRANCE of the Senate, and FREEMAN and GOODWIN of the House,

An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Second, Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma and the nomination, election and appointment of Judges therefor, that no other district boundaries nor tenure of Judges herein shall be effected by this Act and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Speaker has appointed as House Conferees on said Bill the following named Representatives:

FREEMAN,  
BECK,  
CAREY,  
ABERNATHY of Pottawatomie,  
ULMARK,  
O'NEILL.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 364—By HILL and NICHOLS,

An Act making appropriation for the purchase of a car and for traveling expenses of the State Health Commissioner; and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same has been passed, as amended by the House, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 364 was read as follows and, upon motion of Senator Hill, concurred in by the Senate:

Amendment No. 1. That the words and figures "Five Hundred (\$500.00) Dollars" be stricken and the words and figures "Two Hundred (\$200.00) Dollars" be substituted therefor.

Senate Bill No. 364, as amended by the Honorable House was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Commons,	Howsley,	Nance,	Stewart,
Briggs,	Curnutt,	Ivester,	Paul,	Taylor,
Broadbudds,	Duffy,	Johnston,	Pugh,	Thomas,
Burns,	Fidler,	Jones,	Rinehart,	Timmons,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carmack,	George,	Lowrance,	Sowards,	Wright,
Chamberlin,	Hill,	MacDonald,	Spencer,	Total, 39.

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Hutchinson,	Nichols,	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 call was called with the following results:

## AYE:

Albright,	Commons,	Howsley,	Nance,	Stewart,
Briggs,	Curnutt,	Ivester,	Paul,	Taylor,
Broadbudds,	Duffy,	Johnston,	Pugh,	Thomas,
Burns,	Fidler,	Jones,	Rinehart,	Timmons,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Logan,	Rorschach,	Wilbanks,
Carmack,	George,	Lowrance,	Sowards,	Wright,
Chamberlin,	Hill,	MacDonald,	Spencer,	Total, 39.

## EXCUSED:

Ray,	Willis,	Total, 2.
------	---------	-----------

## NOT VOTING:

Hutchinson,	Nichols,	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 Presiding Officer, in open session, signed Engrossed House Amendment to Engrossed Senate Bill No. 364 and ordered the Bill, as amended thereby, referred for enrollment.

## THIRD READING

Upon motion of Senator Timmons, HOUSE BILL NO. 561 was ordered stricken from the Calendar.

Senator Ray asked to be recorded "present," which was the order.



Senator Curnutt moved that the vote be reconsidered by which HOUSE BILL NO. 447 was stricken from the Calendar, which motion prevailed.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Fidler,	King,	Rinehart,	Whitaker,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Wilbanks,
Carmack,	George,	Lowrance,	Rorschach,	Wright.
Chamberlin,	Howsley,	MacDonald,	Sowards,	
Commons,	Ivester,	Nance,	Spencer,	
Curnutt,	Johnston,	Nichols,	Taylor,	
Duffy,	Jones,	Pugh,	Waldrep,	Total, 31

**NAY:**

Broaddus,	Carlile,	Ray,	Timmons.
Burns,	Garvin,	Stewart,	
Bushyhead,	Hill,	Thomas,	Total, 10.

**EXCUSED:**

Willis.	Total, 1.
---------	-----------

**NOT VOTING:**

Hutchinson,	Paul.	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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 447, and ordered the same transmitted to the Honorable House.

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate  
Gentlemen:

I desire to advise you that I have this day approved and signed Enrolled Senate Bill No. 64, entitled:

**ENROLLED SENATE BILL NO. 64—By COMMITTEE ON DEPARTMENTAL REGULATIONS, entitled:**

An Act creating the Oklahoma State Planning Board and prescribing its powers and duties and relating to the natural, agricultural, industrial and human resources of the State; providing for a survey thereof, together with plans and programs for the conservation and better utilization of these resources and long-term co-ordinated planning and programing of public works; making an appropriation there-

for; providing that the provisions of said Act are severable; and declaring an emergency,

and have caused the same to be filed with the Secretary of State.

Respectfully,

E. W. MARLAND, Governor of Oklahoma.

Senator Johnston asked unanimous consent, which was granted, that the proceedings of the Senate be suspended for the purpose of presenting and having read, the following Tribute:

Mr. President,  
Members of the Senate, and  
Fellow Citizens:

As a tribute to Senator W. C. McAlister, we offer the Memorial given by Henry G. Bennett, President of the Agricultural and Mechanical College of Oklahoma, which we are sending to the Desk.

We, also, offer our personal Tribute which we believe is shared by all the Senators who personally knew Senator McAlister.

JOHNSTON,  
BRIGGS,  
LOGAN,  
CARLILE,  
HOWSLEY,  
PUGH,  
PAUL.

WILLIAM CLAUDE McALISTER

A Tribute To

Oklahoma's State Senator At Large

*Private Life and Public Service* have their tragedies no less than War;—We appear for a time,—we endear some hearts to us,—some public service well and faithfully done,—then the *All Father* calls and we obey.

On August 28th, 1934, while seated at his desk in the United States Internal Revenue Office, Senator William C. McAlister closed his weary eyes and heard a strange yet familiar whisper. He turned his head but the physical body was inert and moved not. Life on earth was over.

He was born September 14, 1870, on a South Carolina plantation, near TATUM STATION in MARLBORO COUNTY. Here on this homestead, which for several generations had been held as a family manor, he grew to manhood's estate.

On this cotton plantation his boyhood passed and he reveled in the out-doors, in the farm work, attended the adjacent public school, worshiped with his family in the nearby church. Here he inhaled, and as he waxed to manhood absorbed the haloed atmosphere of the splendid family to which God entrusted him.

He absorbed and learned statecraft from "Old Man Moore" a politically minded neighbor.

His finishing course was at Chapel Hill, University of North Carolina. He majored in Literature and Education and finished with a Degree and Life Tenure School Teacher's Certificate.

Reserved, sober, industrious, ambitious, his growth did not stop with the receipt of a diploma, but set himself to a course of training at the Law which soon lead to his "Admission to the Bar" of the COUNTRY.

This child of the South was infinitely broader than theory or more learning. He accepted the world as a school for industry and believed that the salvation of the race lay in good old fashioned work. He loved the sacred hands, the bent form and sun-tanned faces of the toiling masses. The whirl of nature's loom was to him deep and subtle enchantment by means of which God spoke to his heart.

He deliberately set himself to the task of learning the trades of the brick mason and the cement worker, not for the sole purpose of insuring a livelihood, but as an expression of an exalted inward urge to take part in the world's work.

Harkening to the "Call of the West," he went to Texas, and to Arkansas and to Oklahoma, finally settling at Hugo, Oklahoma.

His heart yielded to "Humanity's Divine Commission," and he won to his fortunes a daughter of the "Bonnie Blue Flag" and this union was graced by three splendid children—a daughter and two sons—who, with the wife, survive his passing.

He was like "The Rock from which he was Hewn." The courtly dignity of the established, the cultured, family of the South, the rural training of his early life, the varied and rugged scenery of his native State, her languorous cotton fields, her stately palmetto, her heavenly magnolia, the industry of the farm, the intimate acquaintance with livestock; his love of the great outdoors, his kinship with nature, his mastery of the tekton's art were developed into a fine co-ordination of peculiar excellence.

In school teaching, in law, in politics, in statecraft, his heart tempering experiences and the builders creative art sublimated his attitude and unified his conceptions of public service.

In 1912 he was elected from Hugo to the Oklahoma State Senate and served eight continuous years. In 1918, while still sitting as a Senator, the membership volunteered to elect Senator McAlister Secretary of the body. This office made him ex-officio Secretary of the



State Election Board. He held this honor almost continuously until 1929. Outstanding was the sign manuel of both the officer and the office.

Senator McAlister was an exemplar of the Divine quality of self-mastery. His even unruffled disposition; his judicial temperament endowed every public consideration with wisdom.

Fidelity was born in him, righteousness in public service was consecration to country and to God. Senator "Mc" as he was familiarly and lovingly called, was the friend, the advisor, the helper of all applicants who placed public service and honesty first. The painstaking care which he gave to every public question and the sureness of his wisdom marked his counsel with a high degree of perfection.

As a State Senator for eight years and as the Senate's Secretary, he held and wielded great power and a highly influential organization, which he used to help many to realize their ambitions, and brought to their aid an insight profound and accurate. Though hundreds were his debtors, he had no desire to force collection.

His outstanding characteristic was helpfulness to others and self abnegation. The offices he held, the great power he wielded were never used for personal profit nor gain of wealth or to exploit his own importance. He was more than honest. He was the natural enemy of avarice, the antipode of overreaching.

He resented wrong but had too much faith in ultimate justice to be envious.

He has closed his career mid the toil of our day and the scenes of earth and rests from his labors. His heart was noble, his soul was heroic. He has answered the summons of the Master Builder and the call of his Father. His station and his reward will be that of one whose happiness was to love and to serve.

Though gone, his work has not vanished. In state service he was a creator and a conservator, the servant of future generations. The humanity of our State may well present him in the presence of the Master in Calvary's immortal classic, "ECCE HOMO."

Address delivered at funeral of Senator W. C. McAlister, by President Henry G. Bennett, A. & M. College:

#### IN MEMORIAM, WILLIAM CLAUDE McALISTER

The sombre notes of a silent requiem fill our hearts and awaken deep overtones of sadness. Not one of us who knew him, or whose lives were touched ever so slightly by him, can forget Senator McAlister's reticent dignity, his kindly humor, his simple sincerity, his honest sympathy, his unfaltering courage. In a world of madness and clamor he "walked the earth with dignity"; surrounded by prosaic routine, regulations, facts, he made them alive and vital by the play of his amiable humor; in an age that may be characterized perhaps

as one of young men "on the make" he faced his world with hearty, honest, consistent sincerity; as the passing years brought success, broader horizons, heavier responsibilities and greater personal opportunities, his sympathies for and understanding of men of every kind and condition broadened also, and he loved them more as he knew them better and understood their motives, their hopes, their real desires; and through the years, as uncertainty crept into men's hearts and sapped their strength, as crises snapped their will to do, as fear tried their character at each and every weak spot, he whom we commemorate today stood steadily his ground with constant and discerning courage.

"One who never turned his back but  
marched breast forward,  
Never doubted clouds would break,  
Never dreamed, though right were worsted,  
wrong would triumph,  
Held we fall to rise, are baffled to  
fight better  
Sleep to wake."

Greatness in men is as much a product of the culture in which they were nourished as it is of the native ability with which they were born. One cannot survey the long, wise, and remarkably unselfish life of William C. McAlister without having borne into one's mind full consciousness of this truth.

Senator McAlister was born on an estate in South Carolina which had for two hundred years descended within the family from generation to generation. His earliest associations and the closing memories of his life clustered around this old homestead enriched with the teachings, the training, and the aspirations which grew out of the unbroken line of succession and the traditions which gathered about the estate with the passing of the years.

In early manhood the efforts of these early associations were intensified by years at Chapel Hill where he entered one of the first State universities founded in America. Here the code of "The Old South" of the traditions of scholar and the gentleman, blended with the Liberal Arts curriculum of the day, made their contribution to the growing character which was later to mean so much for Oklahoma.

Completing his liberal education, Senator McAlister next chose and prepared for the practice of the law, but he did not immediately follow that profession. He went out first as a teacher and educator, serving as Superintendent of Schools in or near his home state. Later on, the call of the new West stirred the blood of this son of the South, and he sought the West and his fortune.

Some have wondered at the broad sympathy for the common man that characterized Senator McAlister's outlook and conduct throughout his life, and at this discernment and understanding of humanity. Undoubtedly the beginning of these are to be found in his early experiences as a farmer as well as in the years during which he was an apprenticed brick mason. Herein, also, is the explanation

of his interest as a builder and contractor. During manhood's really formative years, these interests dominated his life. They were actively followed between the period that was definitely given over to teaching and that which was chiefly devoted to legal and political activities.

He came to know life at first hand from many points of view. People became individuals to him, each with his own unique pattern of hopes, fears, likes, dislikes, capacities, disabilities, and energies. His discerning mind grasped not only the gap between men as they wanted to be and were, but the reasons for the gap, as well. To an extent approached by few, life opened up its mysteries before his probing intellect and his sympathetic understanding. Few problems in human motives were not apparent as an open book to his sensitive intuition that was too finely tempered by reason.

Senator McAlister went first to Texas, where he served as a school principal. After several years in this work, he ventured into business as a contractor and builder.

His interests brought him eventually to Hugo, Oklahoma, where he resumed his practice of law in addition to his other activities. Here his matured personality became the fixture which gave stability to all it contacted during those early days of unsettled equilibrium which followed the founding of the State. He gave freely of his life and his energy to the community to which he had come. At Hugo his wise counsel, his even unruffled disposition, his unshakable fidelity and devoted consecration to the public service made more worthy his performance of every public duty. The sureness of his wisdom, the perfection of his counsel drew men to him from everywhere. His field of service grew; it reached out beyond the environs of his local city, of his county, of his district, until it became a vital, dynamic force in the life of his adopted state.

For eight years, from 1912-1920, Senator McAlister served as State Senator from his district. Always he placed first in his heart and in his actions the public interest. Like the Good Samaritan, who gave of his time and of his wealth for those whom he found the victims of untoward circumstances, so Senator McAlister gave freely in the interest of the deserving who were in need. Probably no man in public life in this state who, having free access to the controls of public affairs, used them less for personal aggrandizement. He asked nothing of his friends but the opportunity to serve them wisely, unselfishly, and well.

For a few years following his retirement from the State Senate Senator McAlister served as Secretary of the Senate, following which he retired to private life, except for a few months during which he was Assistant Collector of Customs. To the end of his life he remained the same wise counselor of his friends, the same disinterested public servant, the same firm fixture in the chaotic currents of State affairs which for the years preceding he had been. And to his death he remained true to those high ideals of his childhood in South Carolina, of young manhood in the University of North Carolina, which had taught him the meaning of personal responsibility, the dignity and inviolability of a public trust.



To this man, a rare dynamic character, the State of Oklahoma owes a debt of gratitude. Whether it is ever recognized or not, there rests upon the citizenship of this State and upon the statesmen who follow him an obligation to aspire to the high ideals of public fealty which he by example has taught.

The gift which William C. McAllister has bequeathed to the State of Oklahoma is his rich and varied contribution of statesmanship which has been woven into the fabric of our public life and into the very being of our institutions. To an extent greater than most realize, the very color and form and texture of our body politic have been drawn from the life blood and the life energies of this man who served others, but did not serve himself.

The rich personal relationships which he carried throughout life and his exemplary public spirit will persist beyond this incident called "death", for which can character mean unless it be that indissoluble essence which can and shall survive the shock of change? Those who knew him grieve because he has left them, yet in their hearts there is the tranquil joy and satisfaction that worth—to our personal lives, to the community in which he dwelt, to his commonwealth which he served, and to posterity which shall enjoy the fruits of his wisdom and self-denial—shall never be lost, but shall live on into the eternity which knows not time, in the universe which knows not place.

"O living will that shalt endure  
When all that seems shall suffer shock,  
Rise in the spiritual rock,  
Flow through our deeds and make them pure,

That we may lift from out of dust  
A voice as unto him that hears,  
A cry above the conquered years  
To one that with us works, and trusts,

With faith that comes of self-control  
The truths that never can be proved  
Until we close with all we loved,  
And all we flow from, soul in soul."

By unanimous consent, the above Tribute was ordered printed in pamphlet form.

Senator Ritzhaupt moved that the vote, by which House Bill No. 453 failed of passage, be reconsidered, which motion failed of adoption.

#### CONFERENCE COMMITTEE REPORT

Senator Waldrep submitted the following Conference Committee Report, which, upon his motion, was adopted:

To the Speaker of the House and President of the Senate:

We, your Conference Committee on Engrossed Senate Bill No. 162,

to whom was referred Senate Bill No. 162 by Lowrance of the Senate and Freeman and Goodwin of the House, entitled:

An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Second, Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma and the nomination, election and appointment of Judges therefor, that no other district boundaries nor tenure of Judges herein shall be effected by 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 the House recede from Amendment No. 1. That the House recede from Amendment No. 2.

FREEMAN,  
ULMARK,  
O'NEILL,  
CAREY,  
BECK,  
ABERNATHY,  
House Conferees.

WALDREP,  
LOWRANCE,  
BROADDUS,  
CARLILE,  
SOWARDS,  
Senate Conferees.

Engrossed Senate Bill No. 162, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 321—COE of the House and NICHOLS of the Senate,

An Act making an appropriation of \$4,604.00 to pay each of the ten District Court Reporters, a payment of whose salaries was not covered by the case of Telle vs. Carter, State Auditor, the sum of Twenty-five (\$25.00) Dollars per month each served as a District Court Reporter during the period beginning July 1, 1933, and ending January 14, 1935; providing procedure therefor; and declaring an emergency,

and to further advise you that the same has been passed, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 461—By EASON,

An Act amending Sections 3700, 3701 and 3704, Oklahoma Statutes, 1931, as amended by House Bill No. 656, approved April 12, 1933, relating to motor transportation; defining certain terms therein used; authorizing the Corporation Commission to regulate motor transportation, to fix and approve maximum and minimum rates, fares and charges; and a system of accounting; creating a Motor Carrier Department of the Corporation Commission; providing for a systematic enforcement of the Motor Carrier Statute, and rules of Commission; providing for a director and assistant director of motor transportation; prescribing the duties of department and officials; authorizing the employment of enforcement officers, and clerical help and limiting the salaries; fixing the fees of applicants for certificates, creating a Motor Vehicle Act Enforcement Fund; providing for the use of said fund, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed, as amended, by such Report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 461 was read as follows, and, upon motion of Senator Commons, adopted:

CONFERENCE COMMITTEE REPORT

To the President of the Senate and  
The Speaker of the House of Representatives:  
GENTLEMEN:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 461 and Engrossed Senate Amendments thereto, have had the same under careful consideration and report and recommend as follows:



First. That the Senate recede from Senate Amendment No. 1.

Second. That the Senate recede from Engrossed Senate Amendment No. 2.

Third. That the Senate recede from Senate Amendment No. 3.

Fourth. That the following, Conference Committee Amendment No. 1, be adopted:

That all of Section 1, of the engrossed copy of House Bill No. 461, be stricken and that the succeeding sections be renumbered accordingly.

Fifth. That the following, Conference Committee Amendment No. 2, be adopted:

Strike the figures "3700" in line 1 of the title of the bill.

Sixth. That the following, Conference Committee Amendment No. 3, be adopted:

That page 6, section 3, line 28, engrossed copy of House Bill No. 461, be amended by inserting after the word "necessary" and before the word "incurred," the word "expense."

Seventh. That the following Conference Committee Amendment No. 4, be adopted:

That page 6, section 3, line 22, of the engrossed copy of House Bill No. 461, be amended by inserting after the word "revenues" and before the word "which," the following: "not in excess of Twenty-five Thousand Dollars (\$25,000.00)."

Eighth. That the following, Conference Committee Amendment No. 5, be adopted:

That page 6, lines 32, 33, 34 and 35, Engrossed House Bill No. 461, be amended by striking after the word "commission" in line 32, the remainder of line 32 and all of lines 33, 34 and 35, and in lieu thereof, insert the following: "Provided that all funds, in excess of the funds herein provided for the enforcement of this Act, remaining in the Motor Vehicle Act Enforcement Fund at the end of each calendar year, shall be transferred to the General Revenue Fund."

ABERNATHY of Harmon,

COMMONS,

House Chairman,

Senate Chairman,

GIBBONS,

CARLETON,

PAULS,

BOGGS,

MORTON.

House Bill No. 461, as amended in Conference, was read at length.

The question being, "Shall the Bill Pass?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Hutchinson,	Nichols,	Timmons,
Briggs,	Curnutt,	Johnston,	Paul,	Wright.
Broadus,	Duffy,	Jones,	Rinehart,	
Burns,	Fidler,	King,	Ritzhaupt,	
Carlile,	Fischl,	Logan,	Rorschach,	
Carmack,	George,	MacDonald,	Sowards,	
Chamberlin,	Howsley,	Nance,	Taylor,	Total, 30.

**NAY:**

Ray,	Stewart,	Whitaker.	Total, 3.
------	----------	-----------	-----------

**EXCUSED:**

Willis.	Total, 1.
---------	-----------

**NOT VOTING:**

Bushyhead,	Ivester,	Spencer,	Wilbanks.
Garvin,	Lowrance,	Thomas,	
Hill,	Pugh,	Waldrep,	Total, 10.

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 call was called with the following results:

**AYE:**

Albright,	Commons,	Hutchinson,	Nichols,	Timmons,
Briggs,	Curnutt,	Johnston,	Paul,	Wright.
Broadus,	Duffy,	Jones,	Rinehart,	
Burns,	Fidler,	King,	Ritzhaupt,	
Carlile,	Fischl,	Logan,	Rorschach,	
Carmack,	George,	MacDonald,	Sowards,	
Chamberlin,	Howsley,	Nance,	Taylor,	Total, 30.

**NAY:**

Ray,	Stewart,	Whitaker.	Total, 3.
------	----------	-----------	-----------

**EXCUSED:**

Willis.	Total, 1.
---------	-----------

**NOT VOTING:**

Bushyhead,	Ivester,	Spencer,	Wilbanks,
Garvin,	Lowrance,	Thomas,	
Hill,	Pugh,	Waldrep,	Total, 10.

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. 461, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 234—By PAUL, ALBRIGHT, BRIGGS, BROADDUS, BUSHYHEAD, CARLILE, CARMACK, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, JOHNSTON, JONES, KING, MacDONALD, RORSCHACH, SOWARDS, WHITAKER and WILLIS of the Senate, and BAILEY, GOODWIN and COX of the House,

An Act prescribing rules and regulations for the Commissioners of the Land Office, repealing all laws in conflict therewith, creating certain positions, fixing the salaries payable therefor, and repealing all laws in conflict therewith; and declaring an emergency,

together with the Engrossed House Substitute for same, and to advise you, and through you the Honorable Senate, that the Bill has been passed, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 234 was read as follows and, upon motion of Senator Paul, adopted:

ENGROSSED HOUSE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 234—By PAUL, ALBRIGHT, BRIGGS, BROADDUS, BUSHYHEAD, CARLILE, CARMACK, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, JOHNSTON, JONES, KING, MacDONALD, RORSCHACH, SOWARDS, WHITAKER and WILLIS of the Senate, and BAILEY, GOODWIN and COX of the House.

AN ACT PRESCRIBING RULES AND REGULATIONS FOR THE COMMISSIONERS OF THE LAND OFFICE, REPEALING ALL LAWS IN CONFLICT THEREWITH, CREATING CERTAIN POSITIONS, FIXING THE SALARIES PAYABLE THEREFOR, AND REPEALING ALL LAWS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

Be It Enacted By The People Of The State Of Oklahoma:

Section 1. The Department of the Commissioners of the Land Office shall be administered under the supervision of the Commissioners of the Land Office by the Secretary who shall be appointed by the Governor with the advice and consent of the Commissioners of the Land Office. It shall be the duty of the Secretary to execute, under the supervision of the Commissioners of the Land Office, all



laws pertaining to the Department of the Commissioners of the Land Office and to carry into execution the will of the Commissioners of the Land Office not in conflict with such laws.

Section 2. In addition to the divisions of the Department of the Commissioners of the Land Office heretofore created by legislative Act, the following divisions are hereby created:

(a) **SERVICE DIVISION:** A Service Division which shall have charge of all administrative detail work pertaining to the liquidation of all accounts receivable of whatsoever nature due to the Commissioners of the Land Office which are at this time or which may hereafter become delinquent. The Service Division shall be under the immediate supervision and direction of a "Manager of Service Division", and the salary payable therefor is hereby fixed at Two Thousand Four Hundred (\$2,400.00) Dollars per annum.

(b) **ACCOUNTING DIVISION:** An Accounting Division which shall have charge of all Journals, Ledgers, and other books and equipment as may be by law prescribed or as may be prescribed by any person authorized by this Act; and the duty to make such entries as may be required in the administration of the Land Office. The Accounting Division shall be under the immediate supervision and direction of the Department Auditor. It is hereby made the mandatory duty of the Auditor to install all records and equipment which may be by law required or which may be prescribed by any person authorized by this Act.

Section 3. The head of each division in the Department of the Commissioners of the Land Office shall be under the immediate supervision and command, in the administration of their divisions, to the Secretary.

Section 4. In order that the purpose for which the State School Land Commission was created may be accomplished, and the school lands and other lands, and all funds under its jurisdiction and control may be properly managed, protected and preserved, the following additional positions are hereby created and the salaries therefor per annum are hereby fixed:

Adjusters, Seven .....	\$2,100.00 each
Assistant Adjusters, Five .....	1,800.00 each
Assistant Law and Executive Clerks, Two .....	2,400.00 each
Stenographers, Eight .....	1,500.00 each
Filing Clerks, Three .....	1,200.00 each
Geologist .....	2,400.00 each

Section 5. The positions herein created and any other positions heretofore created are hereby made interchangeable among the several divisions of the Commissioners of the Land Office, at the will and discretion of the Secretary and the Commissioners of the Land Office.

Section 6. All employees in the office of the Commissioners of

the Land Office whose duties require them to handle funds or securities shall be required to give a bond in an amount sufficient to protect the Department against loss by reason of their negligence or wilful misappropriation of such funds and securities.

Section 7. It is hereby made the mandatory duty of the Secretary and the Auditor for the Commissioners of the Land Office, to install modern forms and equipment for a system of accounting to properly protect, preserve and account for all transactions made by the Department of the Commissioners of the Land Office; the installation of all forms and equipment shall be under the supervision of the State Banking Department, which shall prescribe all records, forms and equipment to be installed and the Commissioners of the Land Office are hereby authorized and directed to approve such records, forms and equipment as may be prescribed by the State Banking Department. All books, forms and other necessary equipment and supplies for the installation and maintaining a proper system of accounting shall be paid for from the Revolving Fund for the Commissioners of the Land Office.

Section 8. There is hereby created a Revolving Fund for the Department of the Commissioners of the Land Office, into which fund shall be paid by the Secretary to the Commissioners of the Land Office, all fees that may be collected by the Commissioners of the Land Office, which fund shall be placed in the State Depository and to be kept by said State Depository as a Revolving Fund for the Department of the Commissioners of the Land Office, from which shall be made the payment of all books, forms and other necessary equipment and supplies for the installation and maintaining a modern system of accounting; also necessary printing, abstracting books, communication and traveling expenses of the Department of the Commissioners of the Land Office.

Section 9. The Commissioners of the Land Office, by formal resolution adopted by a majority vote of the members of said Commission, shall fix a schedule of fees to be charged for Services rendered by the Department and except as otherwise provided by law said fees shall be collected and deposited in the Revolving Fund for the Department of the Commissioners of the Land Office. Transfer of all fees earned and collected each month shall be made on or before the tenth day of the succeeding month.

Section 10. All of the permanent school funds and other educational funds shall be invested in first mortgages upon good and improved farm lands within the State (and in no case shall more than fifty per centum of the reasonable value of the lands, without improvements, be loaned upon any tract). The interest on said farm loans shall not exceed five per centum per annum. Said funds may also be invested in Oklahoma State Bonds, county bonds of the counties of this State, and United States Bonds, and in the investment of funds preference shall be given to such securities in the order named. Provided, however, that no permanent common school or educational funds shall be invested in any bonds or securities until all applications for first mortgage loans have been considered by the



Commissioners of the Land Office and all persons accommodated who are able to meet the requirements of the provisions of this Act; provided further, that no bond investment shall be made until the Attorney General of the State of Oklahoma gives his opinion in writing that such proposed investment is within the legal authority of the Commissioners of the Land Office, and that such bonds as may be proposed to purchase are valid.

Section 11. Investments of public funds in farm mortgages shall be made under the following rules and regulations:

(a) Such investments shall be made in first mortgages upon good and improved farm lands located within the State of Oklahoma, the cash value of which disregarding all improvements, is at least double the amount of the loan, and the fair rental value of which is equal to the annual payments which are to be made by the borrower, and not to exceed Ten Thousand (\$10,000.00) Dollars, shall be loaned to any individual or family; provided, however, that loans heretofore made in excess of Ten Thousand (\$10,000.00) Dollars, that have become due or may hereafter become due, the Commissioners of the Land Office shall renew such loans under the terms provided in this Act, for the making of new loans.

(b) Persons to be eligible for a new loan under the provisions of this Act shall be citizens of the State of Oklahoma; and shall have owned the fee simple record title to the surface of the land, offered as security for such loan, for a period of one year prior to the date of the filing for a loan; provided, however, that the subsequent provisions of this Act in regard to mineral rights shall not be applicable to the County of Osage, and it is hereby expressly set forth that citizens of Osage County who qualify under this Act in all other respects, but who do not own a half interest in the mineral rights, shall be eligible for a loan under the provisions of this Act; provided, further, that all citizens of Oklahoma who have actually acquired possession of improved farm lands within the State of Oklahoma by inheritance or through division of inherited property between heirs or devisees, or who have made some positive overt acts in the establishment of a permanent homestead on such lands, but who have owned the fee simple record title thereto for a period less than one year, shall be eligible for a new loan under the provisions of this Act. The provisions of this Act shall not prohibit the Commissioners of the Land Office from renewing present existing loans in cases where a new owner offers adequate security to justify such a renewal.

(c) Notes evidencing said loans shall be drawn to run for twenty years at the rate of five (5) percent per annum under an authorized plan to reduce the loans fifty (50) percent at maturity; or to run for a period of thirty three years at the rate of five (5) percent per annum under an amortized plan to liquidate said loan in full at maturity.

(d) The Commissioners of the Land Office shall prepare applications for loans, appraisers' reports, notes and mortgages in conformity with these rules and regulations for use in making such loans.



No application shall be accepted unless the Commission has funds on hand from which the loan can be made. The necessary services incident to the making and closing of loans shall be rendered as nearly as practicable in the order in which applications are filed.

(e) No loan shall be made until the applicant furnishes a duly certified abstract of title, showing that he is the owner in fee of the security offered and before any loan is paid out to a borrower, a final certificate of the Title Examiner of the Commissioners shall be made and attached to the abstract approving the title. Before any loan can be closed, the records held by the Loan Division must show that State's mortgage is a first and superior lien on the lands described therein. All abstracts furnished shall be retained and filed in the Department and returned to the borrower when said loan is satisfied. In case of default and foreclosure, the abstract shall be forfeited to and become the property of the School Land Department.

(f) When an application for a loan is filed, together with the fees required, the same shall be referred to an appraiser who shall view and appraise the land and the improvements thereon and make his report to the Commissioners, setting forth the value of the security offered, together with his estimate of the annual rental value thereof and such additional information as the Commissioners may require. If the report shows the security to be of sufficient value, said report shall be considered by the Commission at their next meeting following the filing of said report and they shall either approve or reject said loan. If they approve said loan, the abstract of title shall be presented to the Title Examiner for examination. The abstract of title shall in all cases be filed with the application.

(g) No loans shall be made to any State official, either legislative, executive or judicial, whether elected or appointed, during their term of office or during their candidacy for an elective office; provided, that this rule and regulation shall not effect existing loans or the renewal thereof, nor hereafter to loans made to persons eligible therefor and who are elected after securing said loans.

(h) No loan shall be made on a tract of land of less than twenty acres and in no case shall more than \$50.00 per acre be loaned, regardless of value.

(i) Except as hereinbefore provided, no loan shall be made on any lands where more than one-half of the oil, gas or other mineral rights therein or thereunder are not owned by the applicant.

(j) Any borrower may make payment either in part or in whole of his loan at any interest paying date, provided, the borrower shall have the right at any time to pay all or any part of delinquent payments. All delinquent payments of both interest and principal shall bear interest at the rate of five (5) per cent per annum from date of maturity until paid. The Cashier in all cases, upon receipt of any payments of whatever nature, shall issue a receipt to the payor at the time said payment is made. Diligent effort shall be made to collect all matured installments of both interest and principal. No

settlement shall be made by the Commissioners of the Land Office or any employee with any borrower for less than the amount due upon his obligation, provided, that in all cases where the Commissioners have heretofore accepted deeds to lands in satisfaction of loans, such transactions are hereby confirmed and the title in and to said lands is hereby validated and confirmed.

(k) It shall be the duty of the Commissioners of the Land Office to authorize and approve all loans made and see to it that same are made in strict conformity to this Act, and to authorize and approve all investments made from funds under their management and control.

(l) The duties of the officers comprising the Commissioners of the Land Office when acting as such Commissioners shall be deemed to be a part of the official duties of the several offices to which they are elected and by reason whereof they are members of said Commission. If any Commissioner or employee of the School Land Department knowingly permits, consents to, or participates in any act or transaction which is in violation of these rules, he shall be deemed guilty of a misdemeanor and shall be subject to removal from office, and shall be liable on his bond for any loss occasioned thereby.

(m) The terms and provisions of this Act providing for making of new loans or the renewal of matured loans shall not prevent or prohibit the Commissioners of the Land Office from making new loans or renewal loans which are approved prior to the date this Act becomes effective under the rules and regulations prescribed by the legislature as existed on the date said loans were approved.

Section 12. The Commissioners of the Land Office are hereby authorized to renew, upon proper application therefor, all present matured loans or loans hereafter to mature wherein all interest and taxes are paid, and where the same security covered by the loan to be renewed is available and has not depreciated to a value less than double the amount of the loan to be renewed, provided, however, in the event a loan becomes due and on application for the renewal thereof if filed and the interest due thereon and taxes have not been paid, the Commissioners of the Land Office may cause said land to be appraised and in the event the land offered as security is of sufficient value to permit a loan for an amount sufficient to liquidate the indebtedness due the State and pay said taxes, a new loan may be made, provided, the same does not exceed the sum of Ten Thousand (\$10,000.00) Dollars and can be made under the terms and provisions of this Act providing for the making of new loans.

Section 13. All new loans and all present loans which may be renewed by the Commissioners of the Land Office shall be for a period of twenty years on the amortized plan at the rate of five (5) percent per annum and shall provide for the payment of forty (40) semi-annual principal and interest installments so as to reduce the amount of the principal loan fifty (50) per cent on date of maturity, or for a period of thirty-three (33) years on the amortized plan at the rate of five (5) percent per annum and shall provide for the payment of



sixty-six (66) equal semi-annual principal and interest installments so as to liquidate the loan in full at maturity. Whether or not the twenty year or thirty-three year plan amortized loan shall be made is hereby left to the discretion of the Commissioners of the Land Office.

Section 14. The Commissioners of the Land Office shall have a first lien on all crops grown on the premises mortgaged to the State to secure the principal and interest installments delinquent at the time of the planting of the crops on said premises. When satisfaction of said delinquent interest and principal payments have been made said premises shall be, by the terms and provisions of this Act, automatically released.

Section 15. All new loans and present loans which may be rewritten by the Commissioners of the Land Office shall be written so as to mature principal and interest installments at the time most suitable for the borrower or owner, in each instance, to meet such installments.

Section 16. In case of default in payment of any item due on any mortgage contract made with the Commissioners of the Land Office or upon the failure of his assigns to comply with any of the terms or conditions of any such mortgage agreements, it shall be the duty of any court of competent jurisdiction, upon any proper application, made therefor by the Commissioners of the Land Office, to appoint a receiver to take charge of the real estate covered by the said mortgage, except as to homesteads actually occupied by the fee owner, in which cases the appointment of a receiver shall be discretionary with the Court, and said receiver shall be authorized to assume full dominion and possession of said premises pending the final determination of such action as may be instituted by the Commissioners of the Land Office.

Section 17. Upon the passage and approval of this Act, the Service Department shall take charge of collections on all loans made by the Commissioners of the Land Office; and shall have authority to make collection thereon in accordance with the terms and provisions of such mortgage agreements. The Service Division is hereby authorized to cause the appraisal of the security of all delinquent loans, and to appraise additional securities offered by the borrower or owner, with the view and for the purpose of rewriting said delinquent loans into the form of the twenty (20) year or thirty-three (33) year amortized loan plan as herein provided. In the event a borrower or owner can give a valid first lien to the Commissioners of the Land Office, upon any property, either now securing a loan or offered in addition to the present security thereof, which property upon appraisal is valued as not less than double the amount due on such delinquent loan, then said loan shall be rewritten into the form of the twenty (20) year or thirty-three (33) year mortized loan plan. In the event the borrower or owner does not have adequate security to justify such rewriting of the indebtedness, the Service Division may, and it is hereby authorized to accept both chattel and real estate collateral in consideration of giving a borrower or owner reasonable



extensions of time in which to reduce the indebtedness to the point that would justify the rewriting thereof. In cases where the Service Division deems that no redemption is possible, the Commissioners of the Land Office are hereby authorized to cause the immediate foreclosure of such mortgage; provided, however, that in such cases the Commissioners of the Land Office are authorized to accept warranty deeds in settlement of such mortgage indebtedness, unless a foreclosure is necessary to clear the title to the lands securing such indebtedness.

Section 18. Upon the passage and approval of this Act, the Service Division shall take charge of all collections; on all real estate rental agreements, and shall proceed to collect the same according to the terms and provisions of such agreements; on all oil and gas lease rentals which are now delinquent or which may hereafter become delinquent; on all royalty payments delinquent or to hereafter become delinquent under any oil and gas lease agreement or other mineral lease made between the Commissioners of the Land Office and any corporation, association, or individual; and of all other collections of whatsoever nature.

Section 19. All lands acquired by foreclosure of mortgages or the acceptance of deeds and all lands heretofore sold under a Certificate of Purchase Contract where said Certificate of Purchase has been canceled, and all deficiency judgments owned by the Commissioners of the Land Office, shall be disposed of in the following manner:

(a) Upon resolution adopted by the Commissioners of the Land Office, any or all lands acquired by foreclosure of mortgage or the acceptance of deeds or lands heretofore sold under Certificate of Purchase contract, where said Certificate of Purchase has been canceled, or all land acquired by original grant, except original grant land which can be used for grazing purposes only, may be sold by the Commissioners of the Land Office for cash or on Sales Contracts to be denominated, "Certificates of Purchase", providing for an initial payment of ten (10) per centum of the total purchase price, the balance to be paid in forty (40) equal annual payments with deferred payments drawing interest at the rate of five percent per annum. Notice of the sale of such lands as may be offered for sale shall be published in five consecutive issues in at least one weekly newspaper of general circulation in the county in which such tract or tracts of land are situated. Such notice shall give a brief description of the lands and improvements located thereon and the appraised value of both of such lands and improvements, the time, place and terms of sale. Said lands shall be sold to the highest responsible bidder at public auction. No tract shall be sold for less than ninety per centum of the appraised value thereof, and the same shall be appraised prior to sale by three duly authorized appraisers of the Commissioners of the Land Office. In all cases the Commissioners of the Land Office shall have the right to reject any and all bids.

(b) The state shall have first lien upon all lands sold, together with all improvements and appurtenance thereunto belonging, until all payments, both principal and interest are made thereon; and upon such payments being made, the Commissioners of the Land Office shall in forms of law, execute to each purchaser, as in this article

provided, a patent in fee simple; provided, that a certificate of purchase reciting the conditions of such purchase shall be issued to every purchaser under this article immediately upon execution of the contract of purchase, and such certificate of purchase shall be entitled to record, as evidence of the same, under the provisions of the law of conveyance. Provided, that it shall be the duty of the Tax Assessor of each county wherein said lands are situated to place on the tax rolls all lands held under said certificate of purchase; said taxes to be paid by the purchaser named in said certificate of purchase or the assignee of said purchaser.

(c) The Commissioners of the Land Office are hereby authorized to sub-divide any tract or tracts of land, or to combine any tracts of land, subject to sale under the provisions of this Act, when in their discretion it is deemed that such sub-division or combination would induce more purchasers for such sales.

(d) The Commissioners of the Land Office shall reserve and retain forever title to one-half of all the oil, gas and other mineral rights in and under all lands to be sold and shall retain the exclusive right in itself to lease said lands for oil, gas and other minerals, and to reserve and collect the bonuses, rentals, royalties and other incomes from such mineral rights, and shall pay to the purchaser of said land one-half of such bonuses, rentals and royalties, first, applying all such payments to the credit of any balance due the state from the purchaser upon the purchase price of said lands, until same is fully paid, and thereafter shall pay to said purchaser monthly, one-half of all incomes from the source aforesaid received during the previous month.

(e) When the lands, mortgaged to the state as security for a loan has been acquired through foreclosure proceedings or by deeds thereto accepted by the Commissioners of the Land Office and sold, the amount for which same is sold shall be applied as follows: Any payment received at the time of the sale and all unpaid balances shall, when and as collected be apportioned as follows: 1st, the entire balance of the principal of the loan shall be transferred into the fund from which the loan is made; 2nd, interest; 3rd, costs; 4th, fees earned and the remainder, if any, shall be paid into and become a part of the fund from which the loan was made.

(f) Diligent effort shall be made by the Commissioners of the Land Office to collect all deficiency judgments now held by the State or which may hereafter be rendered in favor of the state, and immediately after the passage and approval of this Act, and after procuring any deficiency judgment, they shall cause execution to be issued thereon and placed in the hands of the Sheriff of the proper county for service. In addition to the return of such execution now required by law, the Sheriff shall mail to the Commissioners of the Land Office a duplicate of his return of such execution.

(g) From any moneys collected upon a deficiency judgment there shall be paid; 1st, any balance of the principal, included therein; 2nd, interest; 3rd, costs; 4th, fees earned, and the remainder, if any, shall be paid into and become a part of the fund from which the loan was made.



(h) Upon the death of any judgment debtor, if his estate be administered, the Commissioners shall cause proper claim to be made in the probate court for the amount due the state upon the deficiency judgment against said debtor and any sum collected shall be applied as provided for collections hereinabove. Should all the judgment debtors in any deficiency judgment die without estate, the deficiency judgment shall be charged off and no longer carried as an asset in the department. Such death shall be noted upon the record or judgments in the office and the transaction closed. The same procedure shall be followed in cases where administrations are had and judgment cannot be collected from the estate.

(i) When executions are returned, "no property fund", or the property of the defendant is exhausted and the balance of the judgment unsatisfied, the judgment shall be charged off and no longer carried as an asset of the Department.

(j) Rules and regulations governing the sale of any lands to be sold under the terms and provisions of this Act, not inconsistent herewith, may be made by the Commissioners of the Land Office.

Section 20. Upon the last payment of principal and interest due under Certificates of Purchase issued hereunder, the Commissioners of the Land Office shall issue a Patent conveying title to the lands covered by such Certificates of Purchase. The Commissioners of the Land Office are hereby prohibited from refinancing with trust funds under their control and supervision any Certificate of Purchase issued hereunder.

Section 21. The purchaser of any land sold by the Commissioners of the Land Office of the State of Oklahoma shall have the privilege, at the time of purchase or at any time thereafter, to pay any or all deferred payments, both principal and accrued interest, to the Commissioners of the Land Office of the State of Oklahoma.

Section 22. Non-preference right lease lands may be leased by the Commissioners of the Land Office for a period not to exceed five (5) years. In the event it becomes necessary to repair existing improvements or construct additional or new improvements on non-preference right lease lands in order to obtain more desirable tenants the Commissioners of the Land Office may, in their discretion, grant a preference right lease on such lands in favor of the tenant who makes such repairs or improvements; provided, however, in all cases, if the non-preference right lease lands are improved, such tenant shall be required to make payment in cash to the Commissioners of the Land Office for the appraised value of such improvements before a preference right lease can be issued.

Section 23. All monies received from surface leases of any and all lands under the jurisdiction and control of the Commissioners of the Land Office whether for agricultural, grazing or other purposes, from and after the effective date of this Act, shall be classified and disposed of in the following manner:

(a) Eighty per cent (80%) of all such monies is hereby classified



and denominated as "rental" and when collected shall be credited to the account of earnings to the funds to which the lands belong to be distributed to the various schools as provided by law.

(b) Twenty per cent (20%) of all such monies is hereby classified and denominated as "depletion" and when collected shall be credited to a revolving fund for improving, preserving and protecting school lands so leased and improvements thereon.

(c) There is hereby created in the State Depository to be kept by said State Depository a Revolving Fund into which all depletions, collected by the Commissioners of the Land Office, shall be paid, and from which payments shall be made for services rendered or materials furnished in the improving, preserving and protecting of school lands and improvements thereon; providing no repairs, new improvements or the replacement of improvements shall be made unless authorized by a resolution adopted by a majority vote of the Commissioners of the Land Office. A permanent record shall be kept by the accounting division of all expenses paid for the repairs and improvements to each tract of land and when such tract is held by a Preference Right Lessee on date of sale thereof such expenses, less a reasonable depreciation, shall be deducted from the appraised value of all improvements on said tract in arriving at the value of the improvements to which the Preference Right Lessee is entitled under provisions of law governing the sale of Preference Right Lease lands.

(d) The construction of such improvements or the terracing of lands in order to prevent soil erosion and to preserve the value and fertility of state school lands shall be under the immediate supervision and direction of the County Agent or other qualified persons of the county wherein the lands are located.

Section 24. Every person who hereinafter, without written authority from the Commissioners of the Land Office, cuts timber, injures or destroys improvements, removes anything of value, assures possession without a lease, or who refuses to surrender possession at the expiration of lease term, on state-owned lands, shall be deemed guilty of a felony and upon conviction thereof shall be punished by a fine of not less than One Hundred (\$100.00) Dollars, nor more than One Thousand (\$1,000.00) Dollars, or by imprisonment in the State Penitentiary for not less than one year nor more than five years, or by both such fine and imprisonment.

Section 25. Preference right lease lands shall be rented by the Commissioners of the Land Office for terms of five years at an annual rental of four per centum (4%) of the appraised value of such lands exclusive of improvements. Provided, however, if in the opinion of the Commissioners of the Land Office, four per centum (4%) is too high, then, on proper showing the rental may be reduced to not less than two per centum (2%) by the Commissioners of the Land Office. The land departmental appraisal of such lands shall be the basis of rental and including the year 1935, or until said lands be appraised again, which the Commissioners of the Land Office are directed to do during the year 1935 and in no event later than the month of September, 1936.

Section 26. The Commissioners of the Land Office shall have a first lien upon all crops produced on state-owned lands, either preference right or non-preference right, to secure rentals payable for the use of said lands.

Section 27. The Commissioners of the Land Office may reinstate any Certificate of Purchase contract or Preference Right Lease subject to valid intervening interests, upon the request of the holder of any such Certificate of Purchase or Preference Right lease and upon payment of all delinquencies due thereon, provided, that all reinstatements herein authorized shall be made within four (4) years from the date of the cancellation of such Certificate of Purchase or Preference Right Lease; provided, further, said lands are still held by the Commissioners of the Land Office and said Certificate of Purchase contract or Preference Right lease payments are redeemed and reinstatement is made within two (2) years after the passage and approval of this Act.

Section 28. The Commissioners of the Land Office are hereby authorized to sell oil and gas or other mineral leases on any of the public lands under their control and supervision whether the same was acquired by Federal grant, donation, foreclosure or otherwise. Prior to every sale of oil and gas or other mineral lease covering such lands, the Commissioners of the Land Office shall cause notice of such sale to be published for thirty days in a newspaper of general circulation in the county where such lands are situated and in a newspaper of general circulation in the State of Oklahoma. The leasing shall require and the advertisement shall specify in each case a fixed royalty to be paid by the successful bidder, in addition to any bonus offered for the lease, and all proceeds from leases shall be covered into the fund to which that shall properly belong, and no transfer or assignment of any lease shall be valid or confer any right in the assignee without the consent of the Commissioners of the Land Office in writing; provided, however, that agricultural lessees in possession of such lands shall be reimbursed by the mining lessees for all damage done to said agricultural lessees' interest therein by reason of such mining operations. The Commissioners of the Land Office have the right to reject any and all bids for such leases.

Section 29. Upon the acquirement of the legal title of any lands by the Commissioners of the Land Office, either by cancellation of the Certificates of Purchase, foreclosure of mortgage, warranty deeds or otherwise, the Executive Manager to the Commissioners of the Land Office shall certify such fact to the County Treasurer of the county in which such lands are situated, and upon such certification it shall be the mandatory duty of the County Treasurer of such county to remove said lands from the taxable property list, and to strike from record or make proper notation that all taxes previously assessed against said lands are cancelled.

Section 30. It is hereby made the mandatory duty of all County Clerks of the counties in the State of Oklahoma to record at the request of the Commissioners of the Land Office all instruments without requiring payment of any fee therefor.

Section 31. A permanent minute record shall be kept of all pro-



ceedings had by the Commissioners of the Land Office. No action of the Commissioners of the Land Office shall be valid unless voted by at least three members. No action heretofore taken, or which may hereafter be taken by the Commissioners of the Land Office, may be rescinded except by unanimous vote of the full membership of the Board of Commissioners of the Land Office. The Commissioners of the Land Office shall approve the minutes of each Board meeting at the next succeeding meeting, and the Attorney for the Department shall prior to each Board meeting certify to the validity of the proceedings taken by the Commissioners of the Land Office at their last proceeding meeting.

Section 32. It is hereby made the mandatory duty of the Auditor of the Commissioners of the Land Office to submit to the Commissioners of the Land Office at the close of each month, a statement of all assets and liabilities owned by the Department and at the close of each fiscal year ending June 30th, submit a detailed financial statement, together with a schedule of all assets owned and held by the Department. The Secretary shall not later than the fifth day of each regular session of the Legislature, submit a detailed financial statement to the Governor and to the Legislature for the biennium ending June 30th, preceeding such regular session of the Legislature, reflecting all assets and liabilities owned and held by the Department. The Secretary shall, not later than the fifth day of each regular session of the Legislature submit a detailed financial statement to the Governor and to the Legislature for the biennium ending June 30th, preceeding each regular session of the Legislature, reflecting all assets and liabilities owned and held by the Department at the close of said period, profits made and losses sustained, together with a detailed schedule of all lands, loans, bonds, and coupons, contracts and judgments owned and held by the Department.

Section 33. Any person who shall execute or make any sworn statement or affidavit containing false information in connection with any loan, lease, sale or contract made or to be made by the Commissioners of the Land Office shall be guilty of perjury and upon conviction thereof in a court of competent jurisdiction shall be punished by a fine not to exceed Three Thousand (\$3,000.00) Dollars or by imprisonment in the State Penitentiary not exceeding five years or by both such fine and imprisonment.

Section 34. The provisions of this Act are severable, and if any section, part or portion hereof shall be held unconstitutional, void, invalid or inoperative the invalidity of such section, part or portion shall not affect or impair any of the remaining sections, parts or portions thereof.

Section 35. All laws and parts of laws in conflict with any of the provisions of this Act are hereby repealed.

Section 36. 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.



Senate Bill No. 234, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Chamberlin,	Howsley,	Nance,	Taylor,
Briggs,	Commons,	Ivester,	Nichols,	Thomas,
Broadus,	Curnutt,	Johnston,	Paul,	Timmons,
Burns,	Duffy,	Jones,	Rinehart,	Waldrep,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Logan,	Rorschach,	Wright.
Carmack,	George,	MacDonald,	Spencer,	Total, 34.

EXCUSED:

Willis, Total, 1.

NOT VOTING:

Fidler,	Hutchinson,	Pugh,	Sowards,	Wilbanks.
Hill,	Lowrance,	Ray,	Stewart,	Total, 9.

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 call was called with the following results:

AYE:

Albright,	Chamberlin,	Howsley,	Nance,	Taylor,
Briggs,	Commons,	Ivester,	Nichols,	Thomas,
Broadus,	Curnutt,	Johnston,	Paul,	Timmons,
Burns,	Duffy,	Jones,	Rinehart,	Waldrep,
Bushyhead,	Fischl,	King,	Ritzhaupt,	Whitaker,
Carlile,	Garvin,	Logan,	Rorschach,	Wright.
Carmack,	George,	MacDonald,	Spencer,	Total, 34.

EXCUSED:

Willis, Total, 1.

NOT VOTING:

Fidler,	Hutchinson,	Pugh,	Sowards,	Wilbanks,
Hill,	Lowrance,	Ray,	Stewart,	Total, 9.

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 Engrossed House Amendment to Senate Bill No. 234 and ordered the Bill, as amended, referred for enrollment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 322 and 323 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 322 and 323 were read at length 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.

Senator Fischl moved that consideration of HOUSE BILL NO. 535, by Reed, be made a Special Order following a recess.

Senator Nichols, as a substitute, moved that House Bill No. 535 be stricken from the Calendar.

Senator Fischl moved to table the Nichols motion, which motion failed of adoption.

The vote occurring on the Nichols motion, it was declared adopted.

#### GENERAL ORDER

HOUSE BILL NO. 471, by Ellis, was taken up for consideration and read at length.

Upon motion of Senator Fischl, House Bill No. 471 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 471 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

##### Aye:

Albright,	Curnutt,	King,	Rinehart,	Whitaker,
Briggs,	Fidler,	Logan,	Ritzhaupt,	Wilbanks,
Broadbuss,	Fischl,	Lowrance,	Rorschach,	Wright.
Burns,	George,	MacDonald,	Sowards,	
Bushyhead,	Howsley,	Nance,	Spencer,	
Carlile,	Johnston,	Nichols,	Taylor,	
Chamberlin,	Jones,	Paul,	Thomas,	Total, 31

##### Nay:

Carmack,	Duffy,	Stewart,	
Commons,	Ray,	Timmons,	Total, 6.

## EXCUSED:

Willis, Total, 1.

## NOT VOTING:

Garvin,	Hutchinson,	Pugh,	
Hill,	Ivester,	Waldrep.	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 Presiding Officer, in open session, signed the engrossed copy of House Bill No. 471, and ordered the same transmitted to the Honorable House.

By unanimous consent, the Senate was declared at ease.

The Senate re-assembled with the President presiding.

Senator Wright presented the following suggestions on Code Revision by Judge S. W. Hayes, which, by unanimous consent, are herewith incorporated in the Journal:

Oklahoma City, Oklahoma,

February 1st, 1935.

To the Senate and House of Representatives  
Of the State of Oklahoma:

## STATUTORY REVISION, ANNOTATION AND INDEXING

I hereby most respectfully tender and offer to the State of Oklahoma, without cost or obligation on its part, the following brief suggestions with reference to statutory revision which our Constitution declares shall be provided for by the Legislature every ten years. I am induced to make this proposition for the following, among other reasons. Both age and ill health are pressing upon me to some extent. I know of no other person in the State who has the information and experience which I tender to you. I am also aware that efforts upon the part of this and other states to produce a revision of their statutes have generally proven highly expensive and decidedly unsatisfactory.

I expended a considerable portion of two year's labor on the Revised Laws, 1910, and in this connection examined every recent revision or compilation obtainable. I consulted several hundred lawyers, judges and officials of State, counties and municipalities on the subject of difficulties in existing laws.

No cloistered philosopher or scholar, however able or industrious, can revise the Statutes of Oklahoma in such a practical and sensible way as to enable the Legislature and the public to use it satisfactorily.



State Statutes of Oklahoma are the rules governing its people. They draw their color and meaning from these people. They should express the meaning and intentions of these people. This presents practical problems in a very large measure and the science of statutory formation and construction is but incidental.

These suggestions will necessarily be very brief, but I will cheerfully furnish more extensive presentation of any or all parts of the subject or answer verbally before committees of the Legislature if requested to do so.

Judicial legislation and construction of doubtful, conflicting and incomplete statutes is very expensive. It is almost wholly unnecessary. Some of your older ones will recall the condition existing in Oklahoma before the Revised Statutes corrected the difficulties growing out of paving streets, intersections and building city walks, etc. On these items alone the taxpayers of the State have doubtless saved more than fifty times the total actual cost of revising the statutes.

The first and most important principle of statutory revision is that revisors should never attempt anything in the way of legislation beyond the primary purposes of carrying out legislative intention as indicated or expressed however imperfectly in existing laws. The arrangement and classification of these laws, the correction of conflicts, overlaps, omissions, duplications and indefinite statements is the legitimate scope of the labors of the revisor. This end can only be reached by enlisting in the work the judges, lawyers and experienced public officials who have reached intelligent conclusions as to some part or division of the law.

#### WHAT PROVISION SHOULD BE MADE FOR REVISING THE STATUTES

A commissioner or revisor, of course, with power to employ necessary clerical assistance with some provision for supplies, office, filing cases, etc. The commissioner should be a lawyer of many year's experience in Oklahoma, and well known as a lawyer or judge. He will need one industrious, intelligent young lawyer and after a certain period will also need a good stenographer.

#### HOW TO BEGIN REVISION

Procure complete sets of the Session Laws since 1910 for each person working on the revision. Read the last Session Laws first, noting back on the preceding volumes all specific repeals, amendments or implied repeals such as a complete law on the same subject or apparent conflicts or overlaps. These can generally be noted on the margin and blue pencil run through repealed parts. Work on down through all of the volumes, including Revised Laws of 1910, in the same way. Be careful to leave on margin or memorandum attached to the page all thoughts which occur to the mind at the time with reference to conflicts or incomplete provision. When this reading is

completed you are ready to cut out and file live laws and you now come to:

### CLASSIFICATION AND ARRANGEMENT

After more than twenty years' consideration of the subject, I am fully satisfied that the simple alphabetical arrangement and classification of the 1910 Revised Laws is the best that can be made. Few members of the Legislature become thoroughly familiar with all of the Statutes of the State, and, in fact, few lawyers of the State ever even read all of its Statutes. One interested in any subject ought to be able to find practically everything on that subject under one basic heading, properly subdivided, and bearing the names which the Legislature has applied to these subjects. Such an arrangement continued will lead to familiarity with the laws and their arrangement on the part of lawyers, judges and members of the Legislature which will greatly facilitate finding and applying them.

When this arrangement and classification is determined upon, then cut existing laws and arrange them tentatively into chapters and articles after pasting them on uniform sized paper. Clip them together as articles and chapters and keep in an ordinary legal filing case, in alphabetical order. This relates, of course to chapter arrangement. The arrangement of each article in each chapter in alphabetical order is also desirable.

About this time, by correspondence and consultation, suggestions ought to be solicited from lawyers, judges and public officials with reference to difficulties, uncertainties or conflicts in Statutes or incompleteness of Statutes coming under their observation. For example, what would you do about the military laws? Referring to lawyers, in general, you know nothing about it. Ask the military man.

When new laws are adopted relating to administrative officers they usually take effect immediately upon execution. Uncertainties, omissions, conflicts and overlaps of other Statutes must be disposed of in some way on the instant. Blanks are prepared and the purpose of the law, however indefinite or uncertain, is applied by the officers with entire satisfaction and approved by the public over a long period of time. Defects in such laws should be cured to the end that such construction be made unmistakably legal and correct. To the technical or scientific man this might be considered as permitting officers to in some measure make their own laws, but they are public officers and the public, which they serve, has by its acquiescence declared that the laws are correct. All that the science of legal construction and drafting has to do with this case is to make the laws correct as they are supposed to be, and thus apply the scientific justification of contemporaneous construction.

### NOTATION OF ALL CHANGES IN THE STRUCTURE OF THE STATUTES OR TRANSFER OF SECTIONS OR ARTICLES FROM ONE CLASSIFICATION TO ANOTHER

A complete memoranda should be kept by the revisor from which



Legislative committees may readily ascertain what, if any, change has been made in section, article or chapter so far as relocating or changing the language is concerned. As soon as the revision progresses far enough that temporary section numbers can be used these should be utilized in such notations, as it is not advisable to conclude that you have a permanent and final arrangement of section numbers until the Legislature has passed upon and adopted the revision. The revision is adopted by a single Act, as provided by our Constitution, and utilized in the adoption of the 1910 revision.

#### ANNOTATION

I am not aware that what I consider the correct system of annotation has been utilized in any public statutes, but it has been approved by hundreds of lawyers and judges to whom I have submitted the suggestions. In my opinion annotation should be an extract or catch note of the point in the decision which can usually be cited in very few words by an experienced lawyer although to quote from the decision may require considerable space and printing costs. The time of the lawyer or judge in searching for decisions under a section is important. A decision holding that an affidavit in attachment may be amended, to quote from the syllabi, might require fifteen or twenty lines, while a catch note to the section requiring affidavit in attachment "Affidavit may be amended" would cover in four words all that the lawyer wants to know before he examines the decision.

#### INDEXING

Any lawyer or judge who has worn his patience to a frazzle in the attempt to find something in an index such as that appended to the Revised Laws of 1910 might be justified in exclaiming: "Why in hell can't we have an index to our Statutes?" While there are very few statutes that are well indexed from a practical standpoint an almost perfect index can be made easily and inexpensively. In examining recently revised or compiled statutes during 1909, I noticed that indexes were usually cumbersome but unsatisfactory, few of them adhering to any basic principle or idea, but among these statutes I found one which had been compiled and indexed by Judge McClain of Boise, Idaho. It was a revelation. That Statute was kept on the table for months and literally hundreds of judges and lawyers were requested to examine the index and before opening the book to think of some subject, statutory title or standard digest designation or subject which would probably be in the Statutes of Idaho. In no instance were announcements made of the subjects that the judge or lawyer would look for did he fail to find it on the first investigation. I remember such common term as schoolhouse, dog, sheep, fence, etc. They were all there. Under that alphabetical arrangement, but there was a cross reference which informed the individual that the subject was indexed in full under such heading as agriculture, animals, education, etc. That old Statute could doubtless be found in the State Library and would be an inspiration to anyone who has torn his hair searching for something under a half dozen different names properly applicable without being able to find it in an index to the Oklahoma Statutes.



When the revision is completed to the satisfaction of the revisor and final proof read then the revisor should procure a strongly built hand-made book with strips for pasting in sheets which must be proof-read and made an absolute duplicate of the file. This book will be referred to in the Act adopting the revision and will be called the Revised Laws. It will be permanently filed in the office of the Secretary of State in the same manner as other Session Laws. The file will be suitable for the printer. After this is completed the final proof reading of the book with the file should begin and while this is being done the index should be made.

#### THE TECHNICAL WORK OF CONSTRUCTING THE PERMANENT INDEX

The revisor should provide himself with an ordinary card case with alphabetical separating cards. The revisor and his assistant reading proof, with a stenographer sitting by, directs the stenographer to execute on cards and place in this case the index. Cards should be in three colors, we would say, canary, blue and white. Canary would be for entry of chapter headings. Blue article headings and white the body of the index. For the time being, they are merely placed in their proper alphabetical order in the file to be sorted and arranged later. When it occurs to the revisor that a section deals with a subject capable of being indexed under standard digest classification he dictates the entry "SEE" (whatever the digest designation is) giving the first section of the article in which the subject is treated. The same process is used when the subject of the section permits of a common designation such as I have heretofore referred to. It might even assist in time saving and accuracy to use the fourth color of card for cross reference. The searcher is thus informed of just where his subject is indexed in full, but is also immediately lead to the subject which is indexed in full at the head of the article. Since all articles are given, in substance, by catch lines under chapter heading and the catch lines of all sections are set forth under the article heading so he finds his subject by this indirect method, his index is before him and he is not forced to search for the subject in the index under another head. If, for want of time or other reason, it were desirable to present the revision work to Legislative Committees before the full index is prepared this labor could be deferred, but since proof reading must be done, and done with great care, but little additional time would be required to dictate the index to the stenographer. It is manifest that if the permanent or final index were completed before the revision was submitted to the Legislature the work of the committee would be lightened and accuracy more securely provided for.

The indexing and annotation of the Revised Laws of Oklahoma 1910, were done pursuant to contract let by the Board of Affairs after the revision was adopted by the Legislature and I had no connection with this work, although I had expended about \$300.00 on account of meeting with Judge McClain at Denver where he set up a miniature indexing plant and taught me the entire details of indexing.

It should be borne in mind that the ability, industry and integ-

riety of the revisor is of great importance and politics should have but slight consideration in determining this very important selection.

You may feel assured that the Judges of the Supreme Court, the Court of Appeals, District Judges, City Attorneys and other public officers will gladly contribute to the work of a revisor in whom they have confidence and whose letters and inquiries make proper appeal for assistance in a work that is the duty of all and for the benefit of all.

As a concluding suggestion, I would say that very valuable assistance on all branches of the subject could doubtless be obtained from the State Bar Association. Their advice in relation to the selection of a revisor and his assistant would doubtless be helpful, and I consider it altogether probable that the Association would provide an advisory committee to run over the work from time to time and assist in collecting suggestions with reference to imperfect and conflicting laws. The Association is highly interested in the subject and in my opinion able and willing to be of great service to the State.

I request that some provision be made for filing this brief with some officer of the State so that it will be available when needed.

Very respectfully,

S. H. HARRIS.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 279—By SINGLETON and PHILLIPS of Okfuskee of the House, and BROADDUS and HILL of the Senate,

An Act amending Section 1678, Chapter 13 of the Oklahoma Statutes of 1931, providing against the marriage of white persons with Negroes, or persons of African descent, or fornication between such persons; defining fornication within the meaning of this Act; fixing a penalty, and declaring an emergency.

ENROLLED HOUSE BILL NO. 27—By CHAMBERS of the House, and TIMMONS of the Senate,

An Act amending Sections 6527 and 6528 of Oklahoma Statutes, 1931, (being 14 and 15, respectively, of Chapter 199, Session Laws of



1919), relating to commitment and imprisonment of persons convicted in municipal courts, and declaring an emergency.

ENROLLED HOUSE BILL NO. 600—By WORTHINGTON,

An Act fixing the fees allowed in Justice of Peace Courts in all counties of the State of Oklahoma having a population not less than 24,200 and not more than 24,400, and declaring an emergency.

ENROLLED HOUSE BILL NO. 487—By BARNETT, MORSE and PETERSON of the House, and LOGAN of the Senate,

An Act authorizing Oral Ford of Okmulgee, Oklahoma, to bring suit against the State of Oklahoma for damages sustained by reason of negligence of the State Highway Department in repairing Highway No. 75, between the cities of Okmulgee and Henryetta, Okmulgee County, Oklahoma, and declaring an emergency.

ENROLLED HOUSE BILL NO. 604—By WILLIAMS,

An Act authorizing the Board of Trustees of the town of Ryan, Jefferson County, Oklahoma, to remit and refund all penalties or interest on delinquent paying taxes or assessments in Paving District No. 1 of said town; providing conditions therefor; authorizing and directing the County Treasurer of Jefferson County to collect said paying taxes and assessments without collecting said interest and penalties, and declaring an emergency.

ENROLLED HOUSE BILL NO. 165—By MONTGOMERY, CAREY and MARTIN of the House, and WRIGHT, BRIGGS, RINEHART and CURNUTT of the Senate,

An Act amending Section 2724, Oklahoma Statutes, 1931, relating to limitation of time in the prosecution of crimes, providing no limitation in certain crimes of murder, embezzlement of public moneys, and falsifications of public records, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 27, 165, 279, 487, 600 and 604 were read at length for the fourth time, the enrolled copies signed in open session by the President, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and



through you the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 311—By WYLY, REED, MORTON and MORROW,

An Act to amend Section 1, of Article 1, of Chapter 96, Session Laws of Oklahoma, 1933, relating to District Court Judicial Districts in the State of Oklahoma,

and respectfully asks for a Conference thereon. The Speaker of the House has appointed as House Conferees on said Bill the following named Representatives: Branam, Abernathy of Pottawatomie, Wyly, Morrow, Carey, Reed and O'Neill.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Senator Broadus moved that the request of the Honorable House for a conference on Engrossed House Bill No. 311 be granted and Senate Conferees named, which motion prevailed, the President appointing as such Conferees, Senators Waldrep, Broadus, Carlile, Lowrance, Sowards and Wright.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 251—By STEWART, BRIGGS, FISCHL, NANCE, RAY, LOWRANCE, PAUL and RINEHART,

An Act to provide for the control and destruction of predatory animals and rodents; making an appropriation therefor, and prescribing the manner of its expenditure in co-operation with the Game and Fish Commission; repealing Sections 4865 to 4868, inclusive, Oklahoma Statutes, 1931,

together with the Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 251 was read as follows and, upon motion of Senator Fischl, concurred in by the Senate:

Amendment No. 1. Page 2, Section 3, lines 6, 7 and 8. That the words and figures "Fifteen Thousand (\$15,000.00) Dollars," where the

same occur, be stricken and the words and figures "Seven Thousand Five Hundred (\$7,500.00) Dollars" be substituted therefor.

By unanimous consent, further consideration of Senate Bill No. 251, as amended by the Honorable House, was deferred temporarily.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 93—By WALDREP.

An Act requiring any business college, correspondence school or commercial department of any other school domiciled outside the State of Oklahoma, and their agents or representatives, to post bond with the Secretary of State; prescribing contents and conditions thereof; authorizing any person defrauded by such colleges, schools or commercial departments to maintain suit on said bond for breach thereof; requiring representatives and agents of such colleges, schools and commercial departments to obtain license from the State Superintendent of Public Instruction before soliciting or canvassing prospective students thereof; setting forth the requirements for the issuance of such license; prescribing the penalties for violation of this Act, and declaring an emergency.

ENGROSSED SENATE BILL NO. 246—By COMMITTEE ON APPROPRIATIONS,

An Act making general appropriation for the budget of the legislative, executive and judicial departments of the State for the fiscal year ending June 30, 1936, and June 30, 1937, by functions of each department in accordance with the budget classifications adopted by the Governor,

together with the Engrossed House Amendments to same, and to advise you and through you, the Honorable Senate, that the same have been passed, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 93 were read as follows and, by unanimous consent, consideration thereof deferred temporarily:

Amendment No. 1. On page 1, lines 2, 3 and 4 of the Title, strike the words "correspondence school or commercial department of any other school," and insert in lieu thereof "or any other school giving resident instruction."

Amendment No. 2. On page 1, lines 11 and 12 of the Title, strike



the words "colleges, schools or commercial departments," and insert in lieu thereof "college or school."

Amendment No. 3. On page 1, lines 15 and 16 of the Title, strike the words "colleges, schools and commercial departments," and insert in lieu thereof "college or school."

Amendment No. 4. On page 1, Section 1, lines 2 and 3, strike the words "correspondence school or commercial department of any other school," and insert in lieu thereof "or any other school giving resident instruction, having its domicile outside the State of Oklahoma."

Amendment No. 5. On page 1, Section 1, line 4, strike the words "schools," and insert in lieu thereof "college or school."

Amendment No. 6. Page 1, Section 1, line 7, strike the words "schools," and insert in lieu thereof "college or school."

Amendment No. 7. On page 1, Section 1, line 9, strike the words "school or commercial department," and insert in lieu thereof "or school."

Amendment No. 8. Page 1, line 11 and page 2, line 1, Section 1, strike the words "school, college or commercial department," and insert in lieu thereof "college or school."

Amendment No. 9. On page 2, Section 1, line 3, add the words "college or" before the word "school."

Amendment No. 10. On page 2, Section 1, line 9, after the word "college," insert the words "or school."

Amendment No. 11. On page 2, Section 1, line 12, strike the words "schools, colleges or commercial departments," and insert in lieu thereof "college or school."

Amendment No. 12. On page 2, Section 1, line 16, strike the words "schools, colleges and departments," and insert in lieu thereof "college or school."

Amendment No. 13. On page 2, Section 2, lines 18 and 19, strike the words "correspondence schools, or commercial department of any other school," and insert in lieu thereof "or any other school giving resident instruction whose domicile is outside the State of Oklahoma."

Amendment No. 14. On page 2, Section 2, line 25, insert the words "college or" before the word "school."

Amendment No. 15. On page 3, Section 3, line 3, strike the words "school or department," and insert in lieu thereof "or school."

Amendment No. 16. On page 3, Section 3, line 5, insert the words "college or" before the word "school."



Amendment No. 17. On page 3, Section 4, line 16, strike the words "colleges, schools or commercial departments," and insert in lieu thereof "college or school."

Amendment No. 18. On page 3, Section 4, lines 19 and 20, strike the words "school, college or commercial department," and insert in lieu thereof "college or school."

Amendment No. 19. On page 3, Section 5, lines 22 and 23, strike the words "correspondence school or commercial department of any other school," and insert in lieu thereof "or any other school giving resident instruction having its domicile outside the State of Oklahoma."

Engrossed House Amendments to Engrossed Senate Bill No. 246 were read as follows:

Amendment No. 1. Page 2, Section 1, line 19. By striking the word "disprove" and inserting the word "disapprove."

Amendment No. 2. Page 3, Section 1, line 3. That the item of "Extra Help" be amended by striking the figures "\$15,000.00," for each year and substituting therefor the figures "\$10,000.00" for each year.

Amendment No. 3. Page 3, Section 1, line 5. That the item of "contingent Fund" be amended by striking the figures "\$25,000.00" for each year and substituting therefor the figures "\$10,000.00" for each year.

Amendment No. 4. That the item of "Compensation and Expenses" in the "Detection and Punishment of Crime" be amended by striking the figures "\$10,000.00" for each year and substituting therefor the figures "\$5,000.00" for each year.

Amendment No. 5. "Contractual Services." Page 3, Section 1, line 11. That the item of "Communication" be amended by striking the figures "\$5,000.00" for each year and substituting therefor the figures "\$3,000.00" for each year.

Amendment No. 6. "Supplies." Page 3, Section 1, line 16. That the item of "Office Supplies" be amended by striking the figures "\$2,400.00" for each year and substituting therefor the figures "\$1,600.00" for each year.

Amendment No. 7. "State Grants and Contributions." Page 3, Section 1, line 20. That the item of "Rewards" be amended by striking the figures "\$4,000.00" for each year and substituting therefor the figures "\$1,000.00" for each year.

Amendment No. 8. "Bureau of Preparation of the Budget." Page 3, Section 1, line 25. That the item of "Extra Help" be amended by striking the figures "\$1,500.00" for the first year.

Amendment No. 9. "Contractual Services." Page 3, Section 1,

line 31. That the item of "Office Equipment" be amended by adding "\$110.00" for the first year.

Amendment No. 10. "Bureau of Pardon and Paroles." Page 4, Section 1, line 6. That the item of "Extra Help" in the sum of "\$200.00" for each year be stricken.

Amendment No. 11. "Total." Page 4, Section 1, line 11. That the Total for the "Executive Department" be amended by striking the figures "\$103,800.00" and "\$104,260.00" and substituting therefor the figures "\$71,410.00" and "\$73,260.00," respectively.

Amendment No. 12. "Bureau of Criminal Identification and Investigation." "Contractual Services." Page 5, Section 1, line 5. That the item of "Office Equipment" be amended by striking the figures "\$4,000.00" for the first year and substituting therefor the figures "\$2,000.00."

Amendment No. 13. "Total." Page 5, Section 1, line 10. That the "Total" for the first year be amended by striking the figures "\$57,900.00" and substituting therefor the figures "\$55,900.00."

Amendment No. 14. "Contractual Services." Page 5, Section 1, line 23. That the item of "Communication" be amended by striking the figures "\$1,300.00" for each year and substituting therefor the figures "\$750.00" for each year

Amendment No. 15. "Total." Page 5, Section 1, Line 32. That the "Total" be amended by striking the figures "\$25,112.50" for each year and substituting therefor the figures "\$24,562.50" for each year.

Amendment No. 16. "State Treasurer." Page 7, Section 1, line 29. That the item "Extra Help (2 guards)" in the sum of "\$2,400.00" for each year be stricken.

Amendment No. 17. "Deficiency Fund." Page 8, Section 1, line 4. That the item "Deficiency Fund" be amended by striking the figures "\$100,000.00" for each year and substituting therefor the figures "\$50,000.00" for each year.

Amendment No. 18. "Total." Page 8, Section 1, line 10. That the "Total" be amendment by striking the figures "\$161,425.00" and "\$148,925.00" and substituting therefor the figures "\$109,025.00" and "\$96,525.00" respectively.

Amendment No. 18-A. "Oklahoma Securities Commission." "Auditor.....\$2,500.00 \$2,500.00" page 8, Section 1, line 13. Said line is to be stricken.

Amendment No. 18-B. "Total." Page 8, Section 1, line 24. By striking the figures "\$9,320.00" and "\$9,220.00" and inserting in lieu thereof the figures "\$6,820.00" and "\$6,720.00."

Amendment No. 19. Page 9, Section 1, line 2. "Attorney Gen-

eral." That the item "Special Payments" be amended by striking the figures "\$1,200.00" for each year and substituting therefor the figures "\$800.00" for each year.

Amendment No. 20. Page 9, Section 1, line 7. "Total." That the "Total" be amended by striking the figures "\$56,000.00" for each year and substituting therefor the figures "\$55,600.00" for each year.

Amendment No. 21. Page 9, Section 1, line 12. "Commissioner of Charities and Corrections." That the item of "Inspector" in the sum of "\$1,200.00" for each year be stricken.

Amendment No. 22. Page 9, Section 1, line 22. "Total." That the "Total" be amended by striking the figures "\$7,150.00" for each year and substituting therefor the figures "\$7,800.00."

Amendment No. 23. Page 10, Section 1, line 31. "State Board of Education." "Equipment." That the item "Office Equipment" be amended by striking the figures "\$250.00" for each year and substituting therefor the figures "\$500.00" for each year.

Amendment No. 24. Page 10, Section 1, Line 32. "Total." That the "Total" be amended by striking the figures "\$9,500.00" for each year and substituting therefor the figures "\$9,750.00" for each year.

Amendment No. 25. Page 11, Section 1, lines 2 and 7 inclusive. "State Board of Vocational Education." That the item under "State Board of Vocational Education" be stricken and the following substituted therefor:

"For co-operation with the Federal Board of Vocational Education in the promotion of Vocational Education, according to the terms of the Federal Acts and Acts of Acceptance.....	\$43,000.00	\$43,000.00
---	-------------	-------------

"For co-operation with the Federal Board of Vocational Education in the promotion of Civilian Rehabilitation, according to the terms of the Federal Act and Acts of Acceptance.....	\$29,000.00	\$29,000.00
---	-------------	-------------

"TOTAL.....	\$72,000.00	\$72,000.00"
-------------	-------------	--------------

Amendment No. 26. Page 11, Section 1, line 18. "Adjutant General." That the item "Assistant Quartermaster and Survey Officer" be amended by striking the figures "\$1,500.00" for each year and substituting therefor the figures "\$1,800.00" for each year.

Amendment No. 27. Page 12, Section 1, line 6. "Equipment." That the item "Contingent Fund for Emergency" in the sum of "\$5,000.00" for each year be stricken.

Amendment No. 28. Page 12, Section 1, line 7. That the item "Service Medals" (pursuant to S. B. No. 371, Session Laws, 1933) in the sum of "\$2,856.70" for the first year be stricken.



Amendment No. 29. Page 12, Section 1, line 8. "Total." That the "Total" be amended by striking the figures "\$138,362.74" and "\$135,506.04" and substituting therefor the figures "\$132,306.04" for each year.

Amendment No. 30. Page 12, Section 1, line 10. That the items under "State Capitol Custodian" be stricken and following substituted therefor:

"Policemen (7 @ \$1,200).....	8,400.00	8,400.00
	<hr/>	<hr/>
	\$8,400.00	\$8,400.00"

Amendment No. 31. Page 12, Section 1, line .... "State Board of Agriculture." That following the item "Bookkeeper" and before the item "Contractual Services" the item "Wages" in the sum of "\$1,200.00" for each year be added.

Amendment No. 32. Page 12, Section 1, line 20. "Contractual Services." That the item "Communication" be amended by striking the figures "\$3,000.00" for each year and substituting therefor the figures "\$1,500.00" for each year.

Amendment No. 33. Page 12, Section 1, line 22. That the item "Printing, other than Office Supplies" be amended by striking the figures "\$1,000.00" for each year and substituting therefor the figures "\$500.00" for each year.

Amendment No. 34. Page 12, Section 1, line .... "Feed Bureau." That following the item "Feed Inspectors (3 @ \$1,500.00)" and before the item "Contractual Services," the item "Shipping Clerk" in the sum of "\$1,080.00" for each year be added.

Amendment No. 35. Page 13, Section 1, line .... "Veterinary Bureau." That following the item "Stenographer-Bookkeeper" and before the item "Contractual Services" the item "Stenographer" in the sum of "\$1,500.00" be added for each year.

Amendment No. 36. Page 13, Section 1, line 27. "Livestock Department." That the item of "Livestock Inspectors (4 @ \$4.00 per day)" be amended by striking the figures "\$4,800.00" for each year and substituting therefor the figures "\$3,000.00" for each year.

Amendment No. 37. Page 13, Section 1, line .... "Dairy Bureau." That following the item "Dairy Inspectors (2 @ \$1,500.00)" and before the item "Contractual Services" the item "Clerk and Bookkeeper" in the sum of "\$1,200.00" for each year be added.

Amendment No. 38. Page 14, Section 1, line .... "Orchard and Nursery Bureau." That following the item "Inspector" and before the subdivision "Contractual Services" the item "Extra Help" in the sum of "\$1,500.00" for each year be added.

Amendment No. 39. Page 14, Section 1, line .... "Seed Inspection

Bureau." That following the item "Seed Inspectors" and before the subdivision "Contractual Services" the item:

"State Seed Analyst.....	\$2,400.00	\$2,400.00"
--------------------------	------------	-------------

Striking lines 13 and 14 and making read as follows:

Line 13. "Traveling .....	\$2,000.00	\$2,000.00"
Line 14. "Communication .....	200.00	200.00"

That following the item "Laboratory Supplies" and before the subdivision "Warehouse Commission" add the following:

"Office Supplies .....	\$ 100.00	\$ 100.00
"Equipment .....	350.00	.....
"Purchase and Printing of Tags and Labels.....	5,000.00	5,000.00"

Amendment No. 41. Page 14, Section 1, line 27. "Market Commission." Striking the figures "\$6,000.00" for each year in the item "Additional Field Agents" and making read as follows:

"Additional Field Agents.....	\$7,000.00	\$7,000.00"
-------------------------------	------------	-------------

Amendment No. 42. Page 14, Section 1, line 29. "Contractual Services" (following "Market Commission"). That the item of "Traveling" be amended by striking the figures "\$6,000.00" for each year and substituting therefor the figures "\$4,000.00" for each year.

Amendment No. 43. Page 15, Section 1, line 6. "Total" (for State Board of Agriculture). That the "Total" be amended by striking the figures "\$153,735.00" and "\$127,775.00" and substituting therefor the figures "\$151,615.00" and "\$125,655.00" respectively.

Amendment No. 44. Page 16, Section 1, lines 29 to 36 inclusive, by striking said lines and by striking lines 2 and 3 inclusive on page 17, and inserting in lieu of the following:

"Personal Services .....	\$12,000.00	\$12,000.00
--------------------------	-------------	-------------

**"CONTRACTUAL SERVICES:**

"Traveling .....	4,000.00	4,000.00
"Communication .....	2,000.00	2,000.00
"Printing, other than Office Supplies.....	3,000.00	3,000.00
"Office Rent .....	1,500.00	1,500.00

**"SUPPLIES:**

"Office Supplies .....	800.00	800.00
------------------------	--------	--------

**"EQUIPMENT:**

"Office Equipment .....	250.00	250.00
	<u>\$23,550.00</u>	<u>\$23,550.00"</u>

Amendment No. 45. Page 17, line 16. That the item of "Communication and Transportation" be amended by striking the figures "\$250.00" for each year, and substituting therefor the figures "\$350.00" for each year.

Amendment No. 46. Page 17, line 19. By striking the figures, "\$75.00" for each year and substituting therefor the figures "\$300.00" for each year.

Amendment No. 47. Page 17, line 20. By striking the figures "\$4,000.00" for each year and substituting therefor the figures "\$1,000.00" for each year.

Amendment No. 48. Page 17, line 22. By striking said line.

Amendment No. 49. Page 17, line 26. By striking the figures "\$9,635.00" for each year and substituting therefor the figures "\$6,910.00" for each year.

Amendment No. 50. Page 19, line 8. By striking said line and substituting therefor the following "Stenographers (3 @ \$1,500) in the sum of \$4,500.00" for each year.

Amendment No. 51. Page 19, line 13. By striking the figures "\$3,000.00" for each year and substituting the figures "\$1,500.00" for each year.

Amendment No. 52. Page 19, line 19. By striking the total and substituting therefor the figures "\$59,800.00" and "\$60,400.00."

Amendment No. 53. Page 22, line 20. By striking the figures and substituting therefor the figures "\$4,500.00" for each year.

Amendment No. 54. Page 22, line 21. By striking the figures and substituting therefor the figures "\$2,000.00" for each year.

Amendment No. 55. Page 22, line 28. By striking the figures and substituting therefor the figures "\$62,680.00" for each year.

Amendment No. 56. Page 23, line 13. By striking the figures and substituting therefor the figures "\$2,000.00" for each year.

Amendment No. 57. Page 23, line 16. By striking the figures and substituting therefor the figures "\$3,000.00" for each year.

Amendment No. 58. Page 23, line 17. By striking the figures and substituting therefor the figures "\$2,500.00" for each year.

Amendment No. 59. Page 23, line 18. By striking the figures and substituting therefor the figures "\$1,000.00" for each year.

Amendment No. 60. Page 23, line 23. By striking the figures and substituting therefor the figures "\$500.00" for each year.



Amendment No. 61. Page 23, line 26. By striking the figures and substituting therefor the figures "\$61,100.00" for each year.

Amendment No. 62. "Page 24, line 26. By striking said line.

Amendment No. 63. Page 24, line 27. By striking said line.

Amendment No. 64. Page 24, line 31. By striking said line and substituting therefor the following "One Additional Woman Inspector and three additional Boiler Inspectors in the sum of \$6,000.00" for each year.

Amendment No. 65. Page 25, line 7. By striking said figures and substituting therefor the figures "\$750.00" for each year.

Amendment No. 66. Page 25, line 16. By striking the figures and substituting therefor the figures "\$38,840.00" for each year.

Amendment No. 67. Page 25, line 19. By striking after the word "Marshal" the words "in compliance" and by striking all of lines 20 to 28 inclusive, and by substituting therefor the following: "out of the amounts collected and paid into the State funds under provisions of law relating to the State Fire Marshal's Department, the following."

Amendment No. 68. Page 26, line 13. By striking the figures and substituting therefor the figures "\$1,620.00" for each year.

Amendment No. 69. Page 26, line 15. By striking the figures and substituting therefor the figures "\$600.00" for each year.

Amendment No. 70. Page 26, line 20. By striking the figures and substituting therefor the figures "\$25.00" for each year.

Amendment No. 71. Page 26, line 25. By striking the total figures and substituting therefor the figures "\$21,475.00" for each year.

Amendment No. 72. Page 27, line 9. By striking the figures and substituting therefor the figures "\$1,200.00" for each year.

Amendment No. 73. Page 27, line 15. By striking the figures and substituting the figures "\$1,800.00" for each year.

Amendment No. 74. Page 27, line 25. By striking said line.

Amendment No. 75. Page 27, line 27. By striking the figures and substituting therefor the figures "\$4,000.00" for each year.

Amendment No. 76. Page 27, line 28. By striking the total figures and substituting therefor the figures "\$23,600.00" and "\$23,000.00" respectively.

Amendment No. 77. Page 27, line 38. That the item of "Purchase Election Supplies and Payment Election Expense of Regular and Run-Off Primaries and Special and General Elections pursuant to the

provisions of Chapter 199, Session Laws, 1933" be amended by striking the figures "\$140,000.00" for the second year and substituting therefor the figures "\$210,000.00."

Amendment No. 78. Page 28, line 1. By striking the figures for the second year and substituting therefor the figures "\$244,500.00."

Amendment No. 79. Page 28, line 18. Following the item "Commissioner" in said line and before the item "Extra Help" in line 19 there be added the item of "Secretary" in the sum of "\$1,500.00" for each year.

Amendment No. 80. Page 28, line 19. By striking the figures and substituting therefor the figures "\$1,200.00" for each year.

Amendment No. 81. Page 28, line 23. By striking the total figures and substituting therefor the figures "\$375,100.00" and "\$305,050.00" respectively.

Amendment No. 82. Page 28, line 25. Following the item "Secretary" in said line and before the item "Extra Help" in line 26 the item of "Stenographer in the sum of \$1,200.00" for each year be added.

Amendment No. 83. Page 28, line 41. By striking the total figures and substituting therefor the figures "\$7,565.00" for each year.

Amendment No. 84. Page 29, line 3. That the item of "Assistant Mine Inspectors (4 @ \$2,400.00) in the sum of \$9,600.00" for each year be amended to read "Assistant Mine Inspectors (4 @ \$1,800.00) in the sum of \$7,200.00 for each year.

Amendment No. 85. Page 29, line 3. By adding after the item of "Assistant Mine Inspectors" in said line and before the item of "Stenographer" in line 4 the item of "Chief Clerk in the sum of \$1,800.00" for each year.

Amendment No. 86. Page 29, line 15. By striking the total figures and substituting therefor the figures "\$16,575.00" for each year.

Amendment No. 87. Page 29, line 25. By striking the figures and substituting therefor the figures "\$3,600.00" for each year.

Amendment No. 88. Page 29, line 33. By striking the figures and substituting therefor the figures "\$1,000.00" for each year.

Amendment No. 89. Page 31, line 2. By adding after the item in said line and before the item in line 3 the following: "Traveling Expense \$2,000.00 in each column."

Amendment No. 90. Page 31, line 8. By striking the total figures and substituting therefor the figures "\$231,900.00" in each column.

Upon motion of Senator Nichols, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 246 and

requested the Honorable House to grant a conference thereon, the President appointing as Senate Conferees thereunder, Senators Nichols, Hill, Broaddus, Howsley, Burns, Stewart, Paul and Nance.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 162—By LOWRANCE of the Senate, and FREEMAN and GOODWIN of the House,

An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Second, Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma and the nomination, election and appointment of Judges therefor, that no other district boundaries nor tenure of Judges herein shall be effected by this Act and declaring an emergency,

together with Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 162, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 107—By RITZHAUPT,

An Act amending Section 4432, Oklahoma Statutes, 1931, relating to the State Board of Nurse Examiners, and declaring an emergency.

ENROLLED SENATE BILL NO. 280—By DUFFY,

An Act authorizing municipal corporations owning waterworks plants and distributing systems to extend their lines or service beyond the corporate limits of the city, and to construct, own, maintain and operate water lines beyond the corporate limits of said city, and to do other things necessary to provide or supply water to any person, firm or corporation beyond the corporate limits of said city to the same extent as may be done within the limits of such corporation; repeal-



ing Section 6058, Oklahoma Statutes, 1931, and declaring an emergency.

ENROLLED SENATE BILL NO. 288—By JOHNSTON of the Senate, and BYROM of the House,

An Act to provide for storage of grain on farms, providing for supervision by the State Board of Agriculture, providing the method of making application for such storage and for the payment of fees; providing for the inspection of grain to be stored and the taking of samples and determination of grades; providing for the issuance of warehouse certificates and specifying certain information to be given in the certificates; providing for filing copies of the certificates with the County Clerk and the effect thereof; providing for the assignment of certificates and their cancellation under certain conditions, charging the owner with care of stored grain and stating conditions of delivery to the holder of a certificate, waiving the sealing of stored grain if a suitable bond is filed, specifying the owners responsibility for the quality and quantity of stored grain, providing penalties for persons who illegally interfere with stored grain and persons who make false statements in securing certificates; providing that if any part of this Act is held unconstitutional the other parts shall not be affected thereby, and declaring an emergency.

ENROLLED SENATE BILL NO. 307—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT, MONTGOMERY and PHILLIPS of the House,

An Act repealing Section 3500, Oklahoma Statutes, 1931; relating to temporary positions in the office of the Commissioners of the Land Office.

ENROLLED SENATE BILL NO. 114—By GARVIN,

An Act authorizing Velma Coleman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and minor child for the alleged wrongful death of her said husband, Jack Coleman, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 107, 114, 280, 288 and 307 were ordered referred to the Governor for consideration.

## THIRD READING

HOUSE BILL NO. 581 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Fidler,	Johnston,	Ritzhaupt,	Thomas,
Briggs,	Fischl,	Jones,	Rorschach,	Timmons,
Broadus,	George,	Logan,	Sowards,	
Burns,	Hill,	MacDonald,	Spencer,	
Carmack,	Howsley,	Nance,	Stewart,	
Chamberlin,	Hutchinson,	Nichols,	Taylor,	Total, 26.

## NAY:

Duffy,	Whitaker.	Total, 2.
--------	-----------	-----------

## EXCUSED:

Willis,	Total, 1.
---------	-----------

## NOT VOTING:

Bushyhead,	Garvin,	Paul,	Waldrep,
Carlile,	Ivester,	Pugh,	Wilbanks,
Commons,	King,	Ray,	Wright.
Curnutt,	Lowrance,	Rinehart,	Total, 15.

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 Sowards, the Emergency Section to House Bill No. 581 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 581, as amended, was ordered referred for engrossment.

## RESOLUTIONS

By unanimous consent, the following Resolutions were introduced, taken up for consideration and read at length:

## SENATE RESOLUTION NO. 28—By STEWART.

A RESOLUTION PRESENTING THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE FIFTEENTH LEGISLATURE OF OKLAHOMA, TYPEWRITER, DESK AND CHAIRS IN HIS OFFICE.

WHEREAS, The President Pro Tempore of the State Senate of the Fifteenth Legislature of the State of Oklahoma has devoted his untiring efforts to the passage of progressive legislation to the benefit of the entire citizenship of the commonwealth of Oklahoma, and

WHEREAS, The duties of his office have called upon him to spend many long and tedious hours in meeting and receiving the public and attending to the duties of said office, and

WHEREAS, He has rendered invaluable service to the State and acted with courtesy and fairness to the entire membership of the Senate and to all the employees thereof, and

WHEREAS, it is customary since statehood to present the President Pro Tempore of the Senate with a token of friendship, respect and appreciation for such services.

NOW, THEREFORE BE IT RESOLVED by the Senate of the State of Oklahoma of the Fifteenth Legislature that the Honorable Claude Briggs, President Pro Tempore, be and is hereby presented by the Senate of the State of Oklahoma of the Fifteenth Legislature, with the typewriter, desk and chairs used by him during the regular session of the Fifteenth Legislature of the State of Oklahoma.

Upon motion of Senator Stewart, Senate Resolution No. 28 was adopted, and ordered referred for engrossment.

SENATE RESOLUTION NO. 29—By STEWART.

A RESOLUTION TO PRESENT THE MAJORITY FLOOR LEADER OF THE SENATE OF THE STATE OF OKLAHOMA OF THE FIFTEENTH LEGISLATURE, DESK AND CHAIR USED BY HIM IN HIS OFFICE DURING REGULAR SESSION OF THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, The Majority Floor Leader of the Senate of the Fifteenth Legislature has been burdened with extraordinary duties of piloting the legislative program of this administration through the State Senate, and

WHEREAS, The position of Majority Floor Leader has required of him his maximum amount of time and effort, and

WHEREAS, The Majority Floor Leader has devoted himself without fear or favor to a program progressive and in harmony with the new deal, and has spent his best efforts to cooperate with the Honorable Governor and the Honorable House of Representatives and has shown himself to be a leader worthy of such honor, and

WHEREAS, It has been the custom throughout the history of the State of Oklahoma to present said Majority Floor Leader with an emblem or token of respect and appreciation for their services;

NOW, THEREFORE BE IT RESOLVED by the Senate of the Fifteenth Legislature of the State of Oklahoma that the Honorable Jim Nance be presented the desk and chair used by him in his office during the regular session of the Fifteenth Legislature of the State of Oklahoma.



Upon motion of Senator Stewart, Senate Resolution No. 29 was adopted and ordered referred for engrossment.

SENATE RESOLUTION NO. 30—By NICHOLS.

A RESOLUTION PRESENTING TO SENATOR PAUL STEWART, PRESIDENT PRO TEMPORE OF THE SENATE OF THE FOURTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA THE ROLL TOP DESK AND SWIVEL CHAIR USED BY HIM AS PRESIDENT PRO TEMPORE OF THE STATE SENATE OF THE FOURTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, Senator Paul Stewart, of the 24th Senatorial District having served as President Pro Tempore of the State Senate of the Fourteenth Legislature of the State of Oklahoma, used the roll top desk and swivel chair, used by Honorable W. C. McAlester, while serving as Secretary of the Senate and Honorable W. J. Holloway while serving as President Pro Tempore of the Senate and representing the Twenty-fourth District of the State of Oklahoma;

NOW, THEREFORE, BE IT RESOLVED by the Senate of the Fifteenth Legislature of the State of Oklahoma, as assembled in regular session, that the roll top desk and swivel chair used by the Honorable Paul Stewart as President Pro Tempore of the Senate of the Fourteenth Legislature of the State of Oklahoma, be committed to his care and keeping, as a token of our high esteem and appreciation of his services and friendship, both to ourselves and to the State of Oklahoma.

Upon motion of Senator Nichols, Senate Resolution No. 30 was adopted and ordered referred for engrossment.

Senator Fidler asked unanimous consent, which was granted, that Suzanne Hurst, of Oklahoma City, and Gloria Albright, daughter of Senator Albright, be made honorary pages for the remainder of this legislative day.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report: House Bill No. 560 correctly engrossed, Senate Resolution No. 27 and Senate Bills Nos. 194, 234, 321 and 351 correctly enrolled.

SOWARDS, Acting Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 560, as amended, and ordered the Bill returned to the Honorable House.

The President, in open session, signed Enrolled Senate Resolution No. 27 and ordered it transmitted to the Secretary of State.

Senate Bills Nos. 194, 234, 321 and 351 were read at length 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

HOUSE BILL NO. 213 was read at length for the third time.

Upon motion of Senator Sowards, further consideration of House Bill No. 213 was indefinitely postponed.

Upon motion of Senator Burns, HOUSE BILL NO. 571 was ordered stricken from the Calendar.

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:

#### AYE:

Albright,	Fidler,	King,	Rorschach,	Wilbanks,
Briggs,	Fischl,	Logan,	Sowards,	Wright.
Burns,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nichols,	Stewart,	
Chamberlin,	Johnston,	Rinehart,	Thomas,	
Curnutt,	Jones,	Ritzhaupt,	Timmons,	Total, 26.

#### NAY:

Commons,	Hutchinson,	Paul,	
Duffy,	Ivester,	Whitaker.	Total, 6.

#### EXCUSED:

Willis.	Total, 1.
---------	-----------

#### NOT VOTING:

Broadus,	Garvin,	Nance,	Taylor,
Bushyhead,	Howsley,	Pugh,	Waldrep.
Carlile,	Lowrance,	Ray,	Total, 11.

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 call was called with the following results:

#### AYE:

Albright,	Fidler,	Jones,	Rinehart,	Timmons,
Briggs,	Fischl,	King,	Ritzhaupt,	Wilbanks,
Burns,	Garvin,	Logan,	Rorschach,	Wright.
Carmack,	George,	MacDonald,	Sowards,	
Chamberlin,	Hill,	Nichols,	Spencer,	
Curnutt,	Hutchinson,	Paul,	Stewart,	
Duffy,	Johnston,	Ray,	Thomas,	Total, 31

## NAY:

Commons, Ivester, Whitaker. Total, 3.

## EXCUSED:

Willis. Total, 1.

## NOT VOTING:

Broadbuss, Carlile, Lowrance, Pugh, Waldrep.  
Busbyhead, Howsley, Nance, Taylor, Total, 9.

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.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 4—By CHAMBERLIN, COMMONS, GARVIN, WILLIS, CURNUTT, WHITAKER, STEWART, WRIGHT, PUGH, IVESTER, BURNS, HOWSLEY, BRIGGS, FISCHL, NANCE, CARLILE, JOHNSTON, RORSCHACH, LOGAN, NICHOLS, PAUL and TIMMONS,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 32, Article 6, of the Constitution of the State of Oklahoma,

and to advise you, and through you the Honorable Senate, that the same has been passed, as amended, by the House, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Joint Resolution No. 4 were read as follows, and, upon motion of Senator Chamberlin, concurred in by the Senate:

Amendment No. 1. Page 1, Section 1, line 13. By adding the letter "s" to the word, "Commissioner."



Amendment No. 2. Page 1, Section 1, line 14. By adding between the words, "created," and "who," the following words, "to be composed of three members."

Amendment No. 3. Page 1, Section 1, lines 15 and 16. By adding the letter "s," to the word, "Commissioner," placing the comma after the word, "selected;" striking out the word, "office," and substituting in lieu thereof the word, "Commissioners;" striking the words, "filled by appointment," and substituting in lieu thereof the word, "appointed."

Amendment No. 4. Page 1, Section 1, line 17. By adding the letter "s," to the word, "Commissioner."

Amendment No. 5. Page 2, Section 2, lines 5 and 9. By adding the letter "s," to the word, "Commissioner."

Amendment No. 6. Page 2, Section 2, line 10. By adding the letter "s," to the word, "Commissioner."

Amendment No. 7. By adding a new section which is to be known as Section 3. "Section 3. A special election is hereby ordered to be held throughout the State on the 24th day of September, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution, shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law."

Senate Joint Resolution No. 4, as amended by the Honorable House, was read at length, as follows:

SENATE JOINT RESOLUTION NO. 4—By CHAMBERLIN, COMMONS, GARVIN, WILLIS, CURNUTT, WHITAKER, STEWART, WRIGHT, PUGH, IVESTER, BURNS, HOWSLEY, BRIGGS, FISCHL, NANCE, CARLILE, JOHNSTON, RORSCHACH, LOGAN, NICHOLS, PAUL and TIMMONS.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 32, ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

Be It Resolved by the Senate and the House of Representatives of the Fifteenth Legislature of the State of Oklahoma:

Section 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 32, Article 6 of the Constitution of the State of Oklahoma, to-wit:

"Section 32. *The office of the Commissioners of the Land Office is hereby created to be composed of three members who shall be selected in the manner to be prescribed by law. Until*

said law is enacted and Commissioners selected, said Commissioners shall be appointed by the Governor. The Commissioners of the Land Office shall have charge of the sale, rental, disposal and managing of the school lands and other public lands of the State, and of the funds and proceeds derived therefrom, under rules and regulations prescribed by the Legislature."

Section 2. The ballot title for said proposed amendment shall be in the following form:

"BALLOT TITLE

"Legislative Referendum No..... State Question No.....

"The gist of the proposition is as follows:

"TO AMEND SECTION 32, ARTICLE 6 OF THE CONSTITUTION OF OKLAHOMA SO AS TO ABOLISH THE BOARD KNOWN AS "COMMISSIONERS OF THE LAND OFFICE" AND TO CREATE IN LIEU THEREOF THE OFFICE OF "THE COMMISSIONERS OF THE LAND OFFICE," SAME TO BE SELECTED IN THE MANNER PROVIDED BY LAW, THE GOVERNOR TO FILL SAID OFFICE BY APPOINTMENT UNTIL SAID LAW IS ENACTED AND COMMISSIONERS SELECTED, SAID COMMISSIONERS TO HAVE CHARGE OF THE SALE, RENTAL, DISPOSAL AND MANAGING OF THE SCHOOL AND OTHER PUBLIC LANDS OF THE STATE AND OF THE FUNDS AND PROCEEDS DERIVED THEREFROM, UNDER RULES AND REGULATIONS PRESCRIBED BY SAID LEGISLATURE.

"SHALL THE PROPOSED AMENDMENT BE ADOPTED?

"( ) YES

"( ) NO."

The President of the Senate shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said Ballot Title, with the Secretary of State and one copy with the Attorney General.

Section 3. A special election is hereby ordered to be held throughout the State on the 24th day of September, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution, shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Howsley,	Nance,	Stewart,
Briggs,	Curnutt,	Hutchinson,	Nichols,	Thomas,
Broadbuss,	Duffy,	Johnston,	Paul,	Timmons,
Burns,	Fidler,	King,	Ritzhaupt,	Waldrep,
Carlile,	Fischl,	Logan,	Rorschach,	Whitaker,
Carmack,	George,	Lowrance,	Sowards,	Wright.
Chamberlin,	Hill,	MacDonald,	Spencer,	Total, 34.

**NAY:**

Wilbanks. Total, 1.

**EXCUSED:**

Willis. Total, 1.

**NOT VOTING:**

Bushyhead,	Ivester,	Pugh,	Rinehart,	
Garvin,	Jones,	Ray,	Taylor,	Total, 8.

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 amendment to the Constitution of the State of Oklahoma, proposed in Senate Joint Resolution No. 4, be submitted by the Secretary of State and referred to the people for their approval or rejection at a Special Election, to be held throughout the State on September 24th, 1935, and shall such election be called for that purpose?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Howsley,	Nance,	Stewart,
Briggs,	Curnutt,	Hutchinson,	Nichols,	Thomas,
Broadbuss,	Duffy,	Johnston,	Paul,	Timmons,
Burns,	Fidler,	King,	Ritzhaupt,	Waldrep,
Carlile,	Fischl,	Logan,	Rorschach,	Whitaker,
Carmack,	George,	Lowrance,	Sowards,	Wright.
Chamberlin,	Hill,	MacDonald,	Spencer,	Total, 34.

**NAY:**

Wilbanks. Total, 1.

**EXCUSED:**

Willis. Total, 1.

**NOT VOTING:**

Bushyhead,	Ivester,	Pugh,	Rinehart,	
Garvin,	Jones,	Ray,	Taylor,	Total, 8.

The President announced that, two-thirds of all the members elected to and constituting the Senate having voted "Aye," thereon, the Senate had, by such vote, ordered a special election to be held



throughout the State on September 24th, 1934, for the purpose of submitting and referring said proposed amendment to the people for their approval or rejection.

The President, in open session, signed Engrossed House Amendments to Engrossed Senate Joint Resolution No. 4 and ordered the Resolution, as amended, referred for enrollment.

#### MESSAGE

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 152—By BRIGGS of the Senate,  
and ELLIS of the House,

An Act to enable and authorize counties, cities, towns, townships, board of education, school districts, and all other municipalities in Oklahoma to refund their outstanding bonded and/or coupon indebtedness, making provision for the levy and collection of an annual tax to retire same, providing penalties for failure of officers in levying and collecting said tax, and declaring an emergency.

ENROLLED SENATE BILL NO. 221—By MILITARY AFFAIRS  
COMMITTEE,

An Act appropriating Twenty-one Thousand Dollars (\$21,000.00) for the remainder of the fiscal year ending June 30, 1935, and Twenty-one Thousand Dollars (\$21,000.00) for each of the fiscal years ending June 30, 1936 and June 30, 1937, to be expended by the Adjutant General for articles of uniform clothing and equipment for federally recognized officers and warrant officers of the Oklahoma National Guard; prescribing the method of making such expenditures; fixing a penalty for the filing of improper claims, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 152 and 221 were ordered referred to the Governor for consideration.

### THIRD READING

HOUSE BILL NO. 544 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Duffy,	Jones,	Nichols,	Spencer,
Briggs,	Fischl,	King,	Paul,	Stewart,
Burns,	George,	Logan,	Rinehart,	Timmons,
Carlile,	Hill,	Lowrance,	Ritzhaupt,	Waldrep,
Carmack,	Howsley,	MacDonald,	Rorschach,	Whitaker.
Curnutt,	Johnston,	Nance,	Swards,	Total, 29.

#### NAY:

Broaddus,	Hutchinson,	Wilbanks.
Commons,	Thomas,	Total, 5.

#### EXCUSED:

Willis.	Total, 1.
---------	-----------

#### NOT VOTING:

Bushyhead,	Fidler,	Ivester,	Ray,	Wright.
Chamberlin,	Garvin,	Pugh,	Taylor,	Total, 9.

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 call was called with the following results:

#### AYE:

Albright,	Duffy,	King,	Rinehart,	Waldrep,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker.
Burns,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	MacDonald,	Sowards,	
Carmack,	Howsley,	Nance,	Spencer,	
Commons,	Johnston,	Nichols,	Stewart,	
Curnutt,	Jones,	Paul,	Timmons,	Total, 30.

#### NAY:

Broaddus,	Hutchinson,	Thomas,	Wilbanks.	Total, 4.
-----------	-------------	---------	-----------	-----------

#### EXCUSED:

Willis.	Total, 1.
---------	-----------

#### NOT VOTING:

Bushyhead,	Fidler,	Ivester,	Ray,	Wright.
Chamberlin,	Garvin,	Pugh,	Taylor,	Total, 9.

The emergency having received the constitutional two-thirds ma-

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. 544, and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 602 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Duffy,	Jones,	Rinehart,	Timmons,
Broadus,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Thomas,	Total, 32.

NAY:

Briggs,	Chamberlin,	Hutchinson,	Stewart.	Total, 4.
---------	-------------	-------------	----------	-----------

EXCUSED:

Willis,	Total, 1.
---------	-----------

NOT VOTING:

Bushyhead,	Ivester,	Pugh,	Waldrep.
Garvin,	Lowrance,	Ray,	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 call was called with the following results:

AYE:

Albright,	Duffy,	Jones,	Rinehart,	Timmons,
Broadus,	Fidler,	King,	Ritzhaupt,	Whitaker,
Burns,	Fischl,	Logan,	Rorschach,	Wilbanks,
Carlile,	George,	MacDonald,	Sowards,	Wright.
Carmack,	Hill,	Nance,	Spencer,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Johnston,	Paul,	Thomas,	Total, 32.

NAY:

Briggs,	Chamberlin,	Hutchinson,	Stewart.	Total, 4.
---------	-------------	-------------	----------	-----------

EXCUSED:

Willis.	Total, 1.
---------	-----------



## NOT VOTING:

Bushyhead,	Ivester,	Pugh,	Waldrep.
Garvin,	Lowrance,	Ray,	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 House Bill No. 602, and ordered the same transmitted to the Honorable House.

Senator Fischl moved that the vote be reconsidered by which House Bill No. 535 was ordered stricken from the Calendar.

Senator Paul raised a point of order against the Fischl motion, which was overruled, stating the order of the Senate was to proceed to consider bills under third reading.

Senator Paul appealed from the decision of the Chair.

Senator Fischl asked unanimous consent, which was granted, to withdraw his motion.

HOUSE BILL NO. 605 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Stewart,
Briggs,	Duffy,	Johnston,	Paul,	Taylor,
Broadus,	Fidler,	Jones,	Pugh,	Thomas,
Burns,	Fischl,	King,	Rinehart,	Timmons,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Waldrep,
Carmack,	George,	Lowrance,	Rorschach,	Whitaker,
Chamberlin,	Hill,	MacDonald,	Sowards,	Wright.
Commons,	Howsley	Nance,	Spencer,	Total, 39.

## NAY:

Wilbanks.	Total, 1.
-----------	-----------

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Bushyhead,	Ivester,	Ray.	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 call was called with the following results:

## AYE:

Albright,	Curnutt,	Hutchinson,	Nichols,	Stewart,
Briggs,	Duffy,	Johnston,	Paul,	Taylor,
Broadus,	Fidler,	Jones,	Pugh,	Thomas,
Burns,	Fischl,	King,	Rinehart,	Timmons,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Waldrep,
Carmack,	George,	Lowrance,	Rorschach,	Whitaker,
Chamberlin,	Hill,	MacDonald,	Sowards,	Wright.
Commons,	Howsley,	Nance,	Spencer,	Total, 39.

## NAY:

Wilbanks. Total, 1.

## EXCUSED:

Willis. Total, 1.

## NOT VOTING:

Bushyhead, Ivester, Ray. 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. 605 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Nance, HOUSE BILL NO. 512 was ordered stricken from the Calendar.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 560—By ABERNETHY of Harmon and MONTGOMERY,

An Act appropriating any money in the Tax Commission Fund, for the purpose of paying the former members of the Tax Commission, the Secretary and Attorney thereof, the remainder of salaries to which they are entitled under the law, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE JOINT RESOLUTION NO. 34—By WILLIAMS, FRAZIER, BYROM, ABERNETHY of Harmon, BAILEY, TWIDWELL and ELLIS,

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 for the purpose of amending Section 31 of Article 6 thereof, to provide for relieving the State Board of Agriculture of the duties as a Board of Regents for the State Agricultural and Mechanical College, and providing for a separate Board of Regents for the State Agricultural and Mechanical College and for all other State Agricultural and Mechanical Schools and Colleges,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 357—By DAVIS,

An Act to amend Section 780, Oklahoma Statutes, 1931, relating to appeals in receivership cases, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Senator Nance presiding.

House Bill No. 357 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 22—By WRIGHT, BRIGGS and HUTCHINSON,

A Joint Resolution authorizing, empowering and directing the State Highway Commission to conduct an investigation and hearing to determine the amount of damages, if any, sustained by Paul V. Pearce and Claud Baldwin in the Wister flood in April, 1927, and to pay the amount of such damages out of the State Highway Construction and Maintenance Fund; authorizing the said Paul V. Pearce and Claud Baldwin to bring an action against the State of Oklahoma to determine the State's liability for and to recover the amount of such damages in case Sections 1 and 2 of this Resolution are held unconstitutional or invalid by a court of competent jurisdiction, or in event the said Paul V. Pearce and Claud Baldwin shall consider themselves aggrieved by the insufficiency of the amount of damages fixed by the State Highway Commission, and declaring an emergency.

ENGROSSED SENATE JOINT RESOLUTION NO. 23—By IVES-TER and TAYLOR,

A Resolution authorizing Edna E. Dawkins of Cheyenne, Oklahoma, to bring suit against the State of Oklahoma for damages sustained, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Joint Resolutions Nos. 22 and 23 were ordered referred for enrollment.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART,

An Act making an appropriation to pay the mileage and per diem of members of the House of Representatives and the Senate and the per diem of employees, and for the printing of the Permanent Journals and Session Laws, together with other expenses of the Regular Session of the Fifteenth Legislature; providing for the closing of the business of the two Houses of said session by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency,

together with the Conference Committee Substitute therefor, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the House has adopted the Conference Committee Report, and the Bill has been passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 370, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 322—By COMMITTEE ON  
BANKS AND BANKING (by request),

An Act relating to Domestic Building and Loan Association, conferring the right to repurchase shares of stock therein from the holders thereof and conferring on shareholders the right to file written applications to repurchase their shares in part or in full and providing the procedure in connection therewith and limitations thereon, defining the term "Net Receipts," repealing Acts in conflict therewith, and declaring an emergency.

ENROLLED SENATE BILL NO. 323—By COMMITTEE ON  
BANKS AND BANKING (by request),

An Act amending Section 1, of Chapter 17, of the 1933 Session Laws; and authorizing building and loan associations of the State to borrow money; to become members and/or shareholders of any corporation or agency established by the United States Government or by the State of Oklahoma; to buy and own shares of stock and/or the bonds of and deposit money in and borrow money from such agencies; repealing Acts in conflict therewith, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 322 and 323 were ordered referred to the Governor, for consideration.

Senator Fischl moved that the vote be reconsidered by which HOUSE BILL NO. 535 was stricken from the Calendar, which motion was tabled, upon motion of Senator Rinehart.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 581 and Senate Resolution No. 29 correctly engrossed.

SOWARDS, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 581, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 29 and ordered the same referred for enrollment.

Upon motion of Senator Fidler, James McDaniel was made an Honorary Page for the remainder of this legislative day.

#### MESSAGES

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 1—By CHAMBERLIN, NICHOLS, MacDONALD, RITZHAUPT, TIMMONS and FISCHL,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma,

together with Engrossed House Amendments to same 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Joint Resolution No. 1 were read, as follows, and, upon motion of Senator Chamberlin, concurred in by the Senate:

Amendment No. 1. By adding as authors of said Resolution the following: "Billings, Shoemaker and Chambers of the House."

Amendment No. 2. By adding an additional Section to be known as Section 3, as follows, to-wit:

"Section 3. A special election is hereby ordered to be held throughout the State on the 24th day of September, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law."

Senate Joint Resolution No. 1, as amended by the Honorable House, was read at length as follows:

SENATE JOINT RESOLUTION NO. 1—By CHAMBERLIN, NICHOLS, MacDONALD, RITZHAUPT, TIMMONS and FISCHL of the Senate, and BILLINGS, SHOEMAKE and CHAMBERS of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 3, ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

Be It Resolved by the Senate and the House of Representatives of the Fifteenth Legislature of the State of Oklahoma:

Section 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 3, Article 6 of the Constitution of the State of Oklahoma, to-wit:

"Section 3. No person shall be eligible to the office of Governor, Lieutenant Governor, Secretary of State, State Auditor, Attorney General, State Treasurer, Superintendent of Public Instruction or State Examiner and Inspector, except a citizen of the United States of the age of not less than thirty years and who shall have been three years next preceding his election, a qualified elector of this State."

Section 2. The Ballot Title for said proposed amendment shall be in the following form:

## BALLOT TITLE

Legislative Referendum No. ....

State Question No. ....

The gist of the proposition is as follows:

TO AMEND SECTION 3, ARTICLE 6 OF THE CONSTITUTION OF OKLAHOMA SO THAT WOMEN, AS WELL AS MEN, SHALL BE ELIGIBLE TO THE OFFICE OF GOVERNOR, LIEUTENANT GOVERNOR, SECRETARY OF STATE, STATE AUDITOR, ATTORNEY GENERAL, STATE TREASURER, SUPERINTENDENT OF PUBLIC INSTRUCTION, AND STATE EXAMINER AND INSPECTOR.

SHALL THE PROPOSED AMENDMENT BE ADOPTED

☐ YES☐ NO

The President of the Senate shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot, with the Secretary of State and one copy with the Attorney General.

Section 3. A special election is hereby ordered to be held throughout the State on the 24th day of September, 1935, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution, shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

## AYE:

Albright,	Commons,	Howsley,	Nichols,	Spencer,
Briggs,	Curnutt,	Hutchinson,	Paul,	Taylor,
Broadus,	Duffy,	Johnston,	Pugh,	Thomas,
Burns,	Fidler,	Jones,	Ray,	Timmons,
Bushyhead,	Fischl,	King,	Rinehart,	Waldrep,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carmack,	George,	MacDonald,	Rorschach,	Wilbanks,
Chamberlin,	Hill,	Nance,	Sowards,	Total, 39.

## NAY:

Lowrance,	Stewart,	Wright,	Total, 3.
-----------	----------	---------	-----------

## EXCUSED:

Willis,	Total, 1.
---------	-----------

## NOT VOTING:

Ivester,	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 amendment to the Constitution of the State of Oklahoma, proposed in Senate Joint Resolution No. 1, be submitted by the Secretary of State and referred to the people for their approval or rejection at a Special Election, to be held throughout the State on September 24, 1935, and shall such election be called for that purpose?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Howsley,	Nichols,	Spencer,
Briggs,	Curnutt,	Hutchinson,	Paul,	Taylor,
Broadbudd,	Duffy,	Johnston,	Pugh,	Thomas,
Burns,	Fidler,	Jones,	Ray,	Timmons,
Bushyhead,	Fischl,	King,	Rinehart,	Waldrep,
Carlile,	Garvin,	Logan,	Ritzhaupt,	Whitaker,
Carmack,	George,	MacDonald,	Rorschach,	Wilbanks,
Chamberlin,	Hill,	Nance,	Sowards,	Total, 39.

**NAY:**

Lowrance,	Stewart,	Wright.	Total, 3.
-----------	----------	---------	-----------

**EXCUSED:**

Willis.	Total, 1.
---------	-----------

**NOT VOTING:**

Ivester.	Total, 1.
----------	-----------

The Presiding Officer announced that two-thirds of all the members elected to and constituting the Senate having voted "Aye," thereon, the Senate had, by such vote, ordered a special election to be held throughout the State on September 24, 1935, for the purpose of submitting and referring said proposed amendment to the people for their approval or rejection.

The Presiding Officer, in open session, signed Engrossed House Amendment to Engrossed Senate Joint Resolution No. 1, and ordered the Resolution, as amended, referred for enrollment.

**THIRD READING**

HOUSE BILL NO. 578 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	King,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	Lowrance,	Sowards,	
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Taylor,	
Commons,	Hutchinson,	Nichols,	Thomas,	Total, 35.

## NAY:

Pugh,	Ray,	Wilbanks.	Total, 3.
-------	------	-----------	-----------

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Broadbuss,	Ivester,	Waldrep.
Fischl,	Stewart,	Total, 5.

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 call was called with the following results:

## AYE:

Albright,	Curnutt,	Johnston,	Paul,	Timmons,
Briggs,	Duffy,	Jones,	Rinehart,	Whitaker,
Burns,	Fidler,	King,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	Lowrance,	Sowards,	
Carmack,	Hill,	MacDonald,	Spencer,	
Chamberlin,	Howsley,	Nance,	Taylor,	
Commons,	Hutchinson,	Nichols,	Thomas,	Total, 35.

## NAY:

Pugh,	Ray,	Wilbanks.	Total, 3.
-------	------	-----------	-----------

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Broadbuss,	Ivester,	Waldrep.
Fischl,	Stewart,	Total, 5.

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 engrossed copy of

House Bill No. 578 and ordered the same returned to the Honorable House.

Senator Pugh sent up the following explanation of his vote:

Mr. President: I vote "No" on House Bill No. 578, for the reason that, before the appropriation was made by the 1933 Legislature, both the Budget Officer and the unofficial Budget Committee OK'ed the appropriation for the amount appropriated and I know of no emergency which has arisen that would justify this deficiency.

PUGH.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolutions Nos. 28 and 30 correctly engrossed and Senate Resolution No. 29, Senate Joint Resolution No. 4, and Senate Bill No. 162 correctly enrolled.

SOWARDS, Acting Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Resolutions Nos. 28 and 30 and ordered each referred for enrollment.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 29 and ordered it transmitted to the Secretary of State.

Senate Joint Resolution No. 4 and Senate Bill No. 162 were read at length 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.

Senator Paul moved that the vote be reconsidered by which the Senate adopted Engrossed House Amendments to SENATE BILL NO. 406, which motion prevailed.

Senator Paul moved that the Senate refuse to concur in Engrossed House Amendments to Senate Bill No. 406, and request the Honorable House to grant a conference thereon, which motion prevailed, the Presiding Officer appointing as Senate Conferees thereunder, Senators Paul, Ray, Sowards, Commons, Rinehart and MacDonald.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has reconsidered the vote whereby it rejected the Senate Amendments to:

ENGROSSED HOUSE BILL NO. 125—By WILLIAMS and MOONEY of the House, and GARVIN and NANCE of the Senate,

An Act authorizing the State Highway Commission to use funds in the State Highway Construction and Maintenance Fund to purchase certain bridges, including the bridge property, known as the Meridian Bridge located two miles west of Ryan, Oklahoma, on the Red River between Jefferson County, Oklahoma, and Clay County, Texas; and the bridge property, known as Byers Bridge, located three miles north of Byers, Texas, on the Red River, between Cotton County, Oklahoma, and Clay County, Texas, and declaring an emergency,

has concurred in the Senate Amendments thereto, and the Bill has been passed, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has reconsidered the vote whereby it refused to concur in the Senate Amendments to:

ENGROSSED HOUSE BILL NO. 377—By HOWELL, HUNT of Osage and WILLIAMS,

An Act appropriating Thirty-seven Thousand, One Hundred and Twenty-five (\$37,125.00) Dollars, to be used by the Superintendent of Public Instruction in compliance with Compiled Oklahoma Statutes, 1931, Section 6943, and declaring an emergency,

has discharged the Conferees thereon; has concurred in the Senate Amendments and the Bill has been passed, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith.

ENGROSSED SENATE BILL NO. 305—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,



An Act repealing Sections 4366, 4367, 4368, 4369 and 4370, Oklahoma Statutes, 1931; relating to the Board of Commissioners on Uniform Legislation.

ENGROSSED SENATE BILL NO. 314—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Sections 8557 to 8569, inclusive, Oklahoma Statutes, 1931; relating to State Cotton Grader and Cotton Grading.

ENGROSSED SENATE BILL NO. 316—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Sections 8676, 8678, 8680, 8683, 8701, 8733, 8735, 8739 and 8741, Oklahoma Statutes, 1931; relating to agricultural fairs.

ENGROSSED SENATE BILL NO. 310—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Section 7827, Oklahoma Statutes, 1931; relating to salaries of county officers.

ENGROSSED SENATE BILL NO. 295—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Sections 2098 and 2099, O. S. 1931; relating to false pretenses, cheats and frauds.

ENGROSSED SENATE BILL NO. 298—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Section 3680, Oklahoma Statutes, 1931; relating to appropriations for the Corporation Commission.

ENGROSSED SENATE BILL NO. 299—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Sections 3684, 3685, 3686, 3687, 3688, 3689, 3690, 3691, Oklahoma Statutes, 1931; relating to the manufacture and distribution of ice.

ENGROSSED SENATE BILL NO. 297—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Sections 3595 and 3596, O. S. 1931; relating to appropriations for orphans not in State institutions.

ENGROSSED SENATE BILL NO. 308—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House,

An Act repealing Section 6328, Oklahoma Statutes, 1931; relating to transporting nitroglycerine in cities or towns.

ENGROSSED SENATE BILL NO. 368—By FIDLER and RINEHART of the Senate, and COE and GIBBONS of the House,

An Act excluding from the highways of the State the pulling or towing of any motor vehicle except for repairing, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 295, 297, 298, 299, 305, 308, 310, 314, 316 and 368, were ordered referred for enrollment.

### THIRD READING

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:

## AYE:

Albright,	Commons,	Hutchinson,	Paul,	Timmons,
Briggs,	Curnutt,	Johnston,	Pugh,	Whitaker,
Broadus,	Duffy,	Jones,	Rinehart,	Wilbanks,
Burns,	Fidler,	King,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas,	Total, 36.

## NAY:

Ray,	Sowards,	Stewart.	Total, 3.
------	----------	----------	-----------

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Fischl,	Ivester,	Lowrance,	Waldrep.	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 call was called with the following results:

## AYE:

Albright,	Commons,	Hutchinson,	Paul,	Timmons,
Briggs,	Curnutt,	Johnston,	Pugh,	Whitaker,
Broadus,	Duffy,	Jones,	Rinehart,	Wilbanks,
Burns,	Fidler,	King,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas,	Total, 36.

## NAY:

Ray,	Sowards,	Stewart.	Total, 3.
------	----------	----------	-----------

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Fischl,	Ivester,	Lowrance,	Waldrep.	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 House Bill No. 309, and ordered the same returned to the Honorable House.



Senator Timmons moved that the vote be reconsidered by which reconsideration of HOUSE BILL NO. 390 was indefinitely postponed.

Senator Whitaker raised a point of order against the Timmons motion, which was sustained, stating it an improper motion.

Senator Timmons moved that the rules of the Senate be suspended for the purpose of reconsidering the vote whereby House Bill No. 390 was indefinitely postponed, which motion failed of adoption.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolutions 22 and 23 and Senate Bill No. 364 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Joint Resolution Nos. 22 and 23 and Senate Bill No. 364 were read at length for the fourth time, the enrolled copies signed, in open session, by the Persiding Officer, and ordered transmitted to the Honorable House, for the signature of the Speaker.

#### GENERAL ORDER

HOUSE BILL NO. 46, by Huey, et al., was taken up for consideration and read at length.

Senator Ritzhaupt moved that further consideration of House Bill No. 46 be indefinitely postponed.

Senator Timmons, as a substitute, moved that all House Bills under General Order be stricken from the Calendar.

Senator Hill raised a point of order against the Timmons motion, stating it not germane.

Upon motion of Senator Nance, the Senate recessed for fifteen minutes.

The Senate reassembled with the President Pro Tempore presiding.

#### MESSAGES

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 581—By ABERNATHY of Pottawatomie,

An Act authorizing Jesse W. Collier of Shawnee, Oklahoma, Pottawatomie County, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the construction of State Highway No. 18 by the State of Oklahoma adjacent to the property of Jesse W. Collier, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'DELL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburg, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTEET and WILLIAMS of the House, and SPENCER, NICHOLS and BRIGGS of the Senate,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 5, of the Constitution of Oklahoma, to be known as Section 41-A, of said Article.

ENROLLED HOUSE BILL NO. 321—By COE of the House, and NICHOLS of the Senate,

An Act making an appropriation of \$4,604.00 to pay each of the ten District Court Reporters, a payment of whose salaries was not covered by the case of Telle vs. Carter, State Auditor, the sum of Twenty-five (\$25.00) Dollars per month for each month served as a District Court Reporter during the period beginning July 1, 1933, and ending January 14, 1935; providing procedure therefor, and declaring an emergency.

ENROLLED HOUSE BILL NO. 447—By HOLLIMAN,

An Act amending Section 11017, Oklahoma Statutes, 1931, with reference to the limitation of an action upon a lien.

ENROLLED HOUSE BILL NO. 556—By ELLIS, ALLEN, ARMSTRONG, BAILEY, BARNETT, BEAMAN, BECK, BILLINGS, BOGGS, BRANAN, BREWER, BRUCE, BYROM, CAMPBELL, CANTRELL, CAREY, CARLETON, CARMICHAEL, CHAMBERS, COE, COLEMAN, CORSON, COUCH, COX, DAVIS, DEATON, DOGGETT, DOTY, DUNN, EASON, EBY, BREWSTER, FRAYER, FRAZIER, FREEMAN, GIBBONS, GREGORY, HANKLA, HOGG, HOLLIMAN, HOWELL, HOYT, HUEY, HUNT of Osage, HUNT of Pittsburg, HUSER, JOHNSON of Osage, JOHNSTON, JONES, KERR, KEYES, KIKER, KING, LARASON, LONG, McALESTER, MOFFETT, MOONEY, MORROW, MORTON, MUNGER, MUNSON, MYERS, O'BRIEN, O'DELL, PAULS, PETERSON, PHILLIPS of Okfuskee, PHILLIPS of Pawnee, POTEET, PUGH, RAASCH, REED, RONE, SCHWOERKE, SHOEMAKE, SINGLETON, SKINNER, SPEAR, SPENCER, STANDRIDGE, STOKES, TAYLOR, THORNTON, TWIDWELL, ULMARK, WELCH, WHITAKER, WILDER, WILLIAMS, WINGO, WOOTEN, WORTHINGTON, WRIGHT of Beaver, WRIGHT of Washita and WYLY,

An Act amending Section 2388, Oklahoma Statutes, 1931, relating to indecent exposures, obscene writings or pictures, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Joint Resolution No. 6 and House Bills Nos. 321, 447 and 556 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return to the Senate:

ENGROSSED SENATE BILL NO. 109—By RINEHART and FIDLER of the Senate, and COE of the House,

An Act creating thirty-nine positions of "Official Court Reporter," one for each Judge of the District Court Judicial Districts of the State of Oklahoma; authorizing their appointment; fixing the salary therefor, and declaring an emergency,

and to advise you, and through you the Honorable Senate, that the same has been passed, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Engrossed House Amendments to Engrossed Senate Bill No. 109 were read, as follows, and upon motion of Senator Fidler, concurred in by the Senate:

Amendment No. 1. Page 1, line 1. Title. By striking the words "Thirty-nine" and inserting in lieu thereof "Forty-one."

Line 8. By striking the words and figures "Thirty-nine (39)" and inserting in lieu thereof the following: "Forty-one (41)."

Senate Bill No. 109, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Hutchinson,	Paul,	Timmons,
Briggs,	Curnutt,	Johnston,	Pugh,	Whitaker,
Broaddus,	Duffy,	Jones,	Rinehart,	Wilbanks,
Burns,	Fidler,	King,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas,	Total, 36.

NAY:

Ray,	Sowards,	Stewart.	Total, 3.
------	----------	----------	-----------

EXCUSED:

Willis.	Total, 1.
---------	-----------

NOT VOTING:

Fischl,	Ivester,	Lowrance,	Waldrep.	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:

AYE:

Albright,	Commons,	Hutchinson,	Paul,	Timmons,
Briggs,	Curnutt,	Johnston,	Pugh,	Whitaker,
Broaddus,	Duffy,	Jones,	Rinehart,	Wilbanks,
Burns,	Fidler,	King,	Ritzhaupt,	Wright.
Bushyhead,	Garvin,	Logan,	Rorschach,	
Carlile,	George,	MacDonald,	Spencer,	
Carmack,	Hill,	Nance,	Taylor,	
Chamberlin,	Howsley,	Nichols,	Thomas.	Total, 36.

NAY:

Ray,	Sowards,	Stewart.	Total, 3.
------	----------	----------	-----------

## EXCUSED:

Willis, Total, 1.

## NOT VOTING:

Fischl, Ivester, Lowrance, Waldrep, 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 President Pro Tempore, in open session, signed Engrossed House Amendments to Engrossed Senate Bill No. 109 and ordered the Bill, as amended, referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

## ENGROSSED SENATE BILL NO. 246—By COMMITTEE ON APPROPRIATIONS,

An Act making general appropriations for the budget of the legislative, Executive and Judicial Departments of the State for the fiscal year ending June 30, 1936, and June 30, 1937, by functions of each department in accordance with the budget classification adopted by the Governor,

and to further advise you, and through you the Honorable Senate, that the Speaker has appointed as House Conferees on said Bill the following named Representatives: Singleton, Munger, Long, Gibbons, Skinner, Sullivan, Thornton, Johnston of Comanche and Reed.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

## ENGROSSED SENATE BILL NO. 406—By RAY,

An Act relating to fish and game, amending Sections 4824 and 4789, Oklahoma Statutes, 1931, as amended by Sections 1 and 2 respectively in House Bill No. 419 of the Fifteenth Legislature, making it unlawful to possess any part of the carcass of deer or wild turkey, describing penalties for violation hereof, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Speaker has appointed as House Conferees on said Bill the following named Representatives: Williams, Munson, Rone, Doty and O'Dell.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 248—By COMMONS,

An Act authorizing A. G. Croninger to institute and prosecute an action against the State of Oklahoma for the alleged damage to real property by the construction of a highway, and declaring an emergency.

ENGROSSED SENATE BILL NO. 343—By BRIGGS,

An Act making an appropriation of \$500.00 out of the revolving fund of the Eastern Oklahoma Tubercular Sanitarium, Talihina, for the purchase of land adjacent to the hospital, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 248 and 343 were ordered referred for enrollment.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 349—By RITZHAUPT, CARLILE and WALDREP of the Senate, and ABERNATHY, CAREY, MORROW and SPENCER of the House,

An Act amending Sections 4631 and 4656, Oklahoma Statutes, 1931, relating to the practice of medicine and surgery in the State of Oklahoma, and declaring an emergency.

ENGROSSED SENATE BILL NO. 403—By RITZHAUPT and PAUL,



An Act authorizing and directing the State Examiner and Inspector to audit the books and accounts of the Oklahoma Tax Commission to and including June 30, 1935, and each fiscal year thereafter, providing funds to be set aside for the expense of such examination and audit and limiting the amount thereof, providing that any unexpended balances of such funds revert to the same accounts from which they were set aside, providing for reports of such examinations and audits, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 349 and 403 were ordered referred for enrollment.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 194—By HILL,

An Act amending Sections 5280, 5281 and 5282, Oklahoma Statutes, 1931, relating to the care of tubercular patients in State Tubercular Sanatoriums and in the counties of the State and to the expenditures of the "Tuberculosis and Public Health Fund," and declaring an emergency.

ENROLLED SENATE BILL NO. 234—By PAUL, ALBRIGHT, BRIGGS, BROADDUS, BUSHYHEAD, CARLILE, CARMACK, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, JOHNSTON, JONES, KING, MacDONALD, RORSCHACH, SOWARDS, WHITAKER, WILLIS of the Senate, and BAILEY, GOODWIN and COX of the House,

An Act prescribing rules and regulations for the Commissioners of the Land Office, repealing all laws in conflict therewith, creating certain positions, fixing the salaries payable therefor, and repealing all laws in conflict therewith, and declaring an emergency.

ENROLLED SENATE BILL NO. 321—By COMMITTEE ON BANKS AND BANKING (by request),

An Act authorizing Federal Savings and Loan Associations to convert themselves into Domestic Building and Loan Associations; providing the procedure therefor; conferring power upon the Building and Loan Board to make rules and regulations relating thereto; providing that such converted associations shall thereafter be subject to

the provisions of Article 8, Chapter 46, of the 1931 Oklahoma Statutes, and declaring an emergency.

ENROLLED SENATE BILL NO. 351—By CHAMBERLIN, WRIGHT and HOWSLEY of the Senate, and WORTHINGTON, COE and GIBBONS of the House,

An Act relating to the regular terms of County Courts; fixing the time and manner for convening County Courts in the various counties of this State; providing for two regular terms of said court in each county in said State; defining and fixing the manner and procedure for convening and adjourning same; providing for jury, motion and non-jury sessions of said court; making provision for court terms in counties in which there is more than one County Court town; repealing Sections 3961, 3962, 3963, 3964 and 3965, Oklahoma Statutes, 1931, in so far as same are in conflict with this Act and all other Acts and parts of Acts in so far as the same are in conflict herewith; fixing the effective date of this Act, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 194, 234, 321 and 351 were ordered referred to the Governor, for consideration.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolutions Nos. 28 and 30, Senate Joint Resolution No. 1, Senate Bills Nos. 297, 298, 299, 305, 308, 310 and 314 correctly enrolled.

SOWARDS, Acting Chairman.

The President Pro Tempore, in open session, signed Enrolled Senate Resolutions Nos. 28 and 30 and ordered each transmitted to the Secretary of State.

Senate Joint Resolution No. 1 and Senate Bills Nos. 297, 298, 299, 305, 308, 310 and 314 were read at length 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.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 340—By KEYES, WINGO and PHILLIPS of Okfuskee,

An Act amending Section 57, Oklahoma Statutes, 1931, same being Chapter 81, Section 1, Session Laws, 1919, relating to publication of legal notices in daily and semi-weekly newspapers and declaring an emergency.

ENROLLED HOUSE BILL NO. 431—By HOLLIMAN of the House, and CURNUTT of the Senate,

An Act giving to cities and towns in the State of Oklahoma power to declare what is and what shall constitute a nuisance, to condemn any such nuisance and where practical to abate the same summarily; to bring action in the district court to have any such nuisance abated and the cost thereof charged as a lien upon the property upon which any such nuisance exists or is maintained and the property sold to pay the cost of abating such nuisance; providing that the district court shall have jurisdiction and power to hear and determine any such action; and declaring an emergency.

ENROLLED HOUSE BILL NO. 448—By HOLLIMAN and MONTGOMERY,

An Act amending Section 5914 of Oklahoma Statutes, 1931, so as to permit treasurers of various subdivisions of the state to purchase for cancellation the bonds of their respective municipalities at a price above par upon conditions herein prescribed; and declaring an emergency.

ENROLLED HOUSE BILL NO. 498—By BOGGS, COLEMAN, DUNN and TRAW,

An Act making appropriations for the purpose of constructing and equipping buildings at the Eastern Oklahoma Tubercular Sanatorium at Talhina and at the Western Oklahoma Tubercular Sanitarium at Clinton, and declaring an emergency.

ENROLLED HOUSE BILL NO. 500—By MUNGER,

An Act creating School District No. 76, Noble County, Oklahoma; declaring the boundaries thereof; making all provisions of existing laws relating to schools and school districts applicable thereto, and declaring an emergency.

ENROLLED HOUSE BILL NO. 555—By MUNSON,



An Act amending Section 6347, Oklahoma Statutes, 1931; relating to public libraries of cities and towns and to estimated needs, appropriations and levies therefor, and declaring an emergency.

ENROLLED HOUSE BILL NO. 583—By EASON,

An Act to change the name of the Oklahoma Institution for the Feeble-Minded to the Northern Oklahoma Hospital; and declaring an emergency.

ENROLLED HOUSE BILL NO. 591—By GIBBONS, CARMICHAEL, SINGLETON and MUNSON,

An Act authorizing the seizure and confiscation of trucks, automobiles and other conveyances used in the transportation of crude petroleum, motor vehicle fuels and other liquid fuels over the highways of this state with intent to evade or assist in the evasion of the payment of the gross production tax or excise tax imposed upon motor vehicle fuels by the laws of this state; authorizing the seizure, sale and confiscation of crude petroleum, motor vehicle fuels, and other liquid fuels so conveyed, and containers used in conveying the same; conferring jurisdiction upon the Oklahoma Tax Commission and County Attorney, or either, to institute, conduct and prosecute all proceedings necessary to carry into effect the provisions of this Act; providing procedure for confiscation and sale; amending Section 10269, Oklahoma Statutes, 1931, as amended by Chapter 113, Oklahoma Session Laws, 1933; providing for the registration of motor vehicles, and the issuance of tags therefor; prescribing the number of tags; requiring said tags to be securely fastened to the motor vehicle for which sold; providing a penalty for the violation hereof; amending Section 10271, Oklahoma Statutes, 1931, as amended by Chapter 113, Oklahoma Session Laws, 1933; authorizing and requiring the issuance of a special permit under certain specified conditions; providing a penalty for the violation thereof; 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 340, 431, 448, 498, 500, 555, 583 and 591 were read at length for the fourth time, the enrolled copies signed in open session, by the Presiding Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

## ENGROSSED SENATE BILL NO. 262—By COMMITTEE ON APPROPRIATIONS,

An Act making an appropriation for the purpose of paying the former State Fire Marshal, the Chief Assistant, the Secretary and other assistant fire marshals, the remainder of salaries to which they are entitled; and declaring an emergency.

## ENGROSSED SENATE BILL NO. 347—By RITZHAUPT,

An Act relating to narcotic drugs; enacting the provisions of the uniform narcotic drug act; making definitions; regulating the sale, transportation, disposition, manufacture, compounding, possession, prescription, and administering of narcotic drugs and compounds thereof and making same unlawful except as specifically authorized herein; authorizing same under certain conditions; requiring licenses therefor; prescribing qualifications for such licenses; authorizing suspension or revocation of such licenses; requiring certain forms to be used and certain records to be kept relating to use, handling, and possession of such drugs; requiring the labeling of containers of such drugs; declaring certain places and premises resorted to by drug addicts or used for illegal keeping or selling of such drugs to be a common nuisance; making unlawful the keeping of such nuisance; providing for the seizure, forfeiture and disposition of narcotic drugs unlawfully possessed; providing that certain information shall not be deemed privileged; making certain acts unlawful; prescribing certain procedure in prosecutions for violation hereof; prescribing penalties for violation of this Act; repealing conflicting laws; and declaring an emergency.

## ENGROSSED SENATE BILL NO. 404—By BROADDUS,

An Act creating a revolving fund for the Hospital for Negro Insane at Taft, Oklahoma; 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 Presiding Officer in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 262, 347 and 404 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 374—By THOMAS, WILLIS, BURNS, SOWARDS, KING and HILL,



An Act authorizing the State Board of Public Affairs to execute oil and gas leases, to contract for drilling wells, repealing Chapter 190 of the Session Laws of Oklahoma, 1933, and all other Acts of parts of Acts in conflict hereto; making other provisions with reference thereto; 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 374 were read, as follows; and, upon motion of Senator Garvin, concurred in by the Senate:

Amendment No. 1. Page 1, Section 1, line 6. Inserting after the words and figures "one-eighth (1-8)" and before the word, "of" the following "plus cash bonus."

Amendment No. 2. Page 1, Section 1, line 7. By inserting between the word, "leases" and the word, "for" the words "or drilling contracts."

Amendment No. 3. Page 1, Section 1, lines 8 and 9. By striking the following "twenty (20) days and shall award the same to the highest and best bidder", and inserting in lieu thereof the following: "twenty-one (21) days in a legal newspaper published and of general circulation in the county where said lands are located and shall award the same to the highest and best bidder; providing that all bidding shall be under sealed bids."

By unanimous consent, further consideration of Senate Bill No. 374, as amended by the Honorable House, was deferred temporarily.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE JOINT RESOLUTION NO. 4—By CHAMBERLIN, COMMONS, GARVIN, WILLIS, CURNUTT, WHITAKER, STEWART, WRIGHT, PUGH, IVESTER, BURNS, HOWSLEY, BRIGGS, FISCHL, NANCE, CARLILE, JOHNSTON, RORSCHACH, LOGAN, NICHOLS, PAUL and TIMMONS,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 32, Article 6, of the Constitution of the State of Oklahoma.

ENROLLED SENATE BILL NO. 162—By LOWRANCE of the Senate, and FREEMAN and GOODWIN of the House,



An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the second, nineteenth and twentieth district court judicial districts of the State of Oklahoma and the nomination, election and appointment of judges therefor, that no other district boundaries nor tenure of judges herein shall be effected by this Act; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Joint Resolution No. 4 and Enrolled Senate Bill No. 162 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 16—By ALLEN,

An Act amending Section 6005, Oklahoma Statutes, 1931, relating to the disposition of fees collected for fishing and hunting privileges on property owned by incorporated cities or towns, and declaring an emergency,

and that the same has been passed by the House of Representatives as amended and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 311—By WYLY, REED, MORTON, and MORROW,

An Act amending Section 1, of Article 1, of Chapter 96, Session Laws of Oklahoma, 1933, relating to district court judicial districts in the State of Oklahoma,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 311 was read, as follows, and, upon motion of Senator Carlile, adopted by the Senate:

To the Speaker of the House of Representatives  
and the President of the Senate:

We, your Joint Conference Committee on House Bill No. 311, after careful consideration of the same, make the following recommendations:

That the House concur in Senate Amendment No. 1.

That the House concur in Senate Amendment No. 2.

That the Senate recede from Senate Amendments No. 3, and the Conferees recommend that the following be inserted in lieu thereof:

"That on Page 2 the word, 'said' in line 13, and all of lines 14, 15, 16, 17, 18, and 19, be stricken."

That the House concur in Senate Amendment No. 4.

That the House concur in Senate Amendment No. 5.

BRANAN,

WYLY,

O'NEILL,

MORROW,

ABERNATHY,

CAREY,

REED.

House Conferees:

BROADDUS,

WALDREP,

WRIGHT,

SOWARDS,

LOWRANCE,

CARLILE.

Senate Conferees:

House Bill No. 311, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Fidler,	King,	Rinehart,	Waldrep,
Briggs,	Fischl,	Logan,	Ritzhaupt,	Whitaker,
Broadus,	Garvin,	Lowrance,	Rorschach,	Wilbanks,
Bushyhead,	George,	MacDonald,	Sowards,	Wright.
Carlile,	Hill,	Nance,	Spencer,	
Chamberlin,	Howsley,	Nichols,	Stewart,	
Commons,	Hutchinson,	Paul,	Taylor,	
Curnutt,	Johnston,	Pugh,	Thomas,	
Duffy,	Jones,	Ray,	Timmons,	Total, 40.

## EXCUSED:

Willis. Total, 1.

## NOT VOTING:

Burns, Carmack, Ivester, Total, 3.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed House Bill No. 311, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL No. 560—By ABERNETHY of Harmon and MONTGOMERY,

An Act appropriating any money in the Tax Commission Fund, for the purpose of paying the former members of the Tax Commission, the Secretary and Attorney thereof, the remainder of salaries to which they are entitled under the law,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 560 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:



ENGROSSED SENATE BILL NO. 409—By STEWART,

An Act appropriating funds collected and placed to the credit of the State Highway Construction and Maintenance Fund in the State Treasury, to be used and expended by the State Highway Commission of the State of Oklahoma in the payment of salaries, wages and expenses of the State Highway Commission, its agents, servants and employees, and other obligations and such other purposes as may be provided by law, and for the construction and maintenance of State highways and highways constructed under the provisions of Chapter 50, Article 2, Oklahoma Statutes, 1931, and Acts amendatory thereof, and declaring an emergency.

ENGROSSED SENATE BILL NO. 206—By COMMONS,

An Act amending Section 12677, Oklahoma Statutes, 1931, relating to Excise Boards, their meetings, powers and duties.

ENGROSSED SENATE BILL NO. 37—By BRIGGS,

An Act fixing due date of warrants issued in payment of obligations by counties, townships, school districts, cities, towns, and other municipal corporations or subdivisions of the State of Oklahoma, fixing and prescribing the time within which actions thereon may be commenced in the Courts of this State, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 37, 206 and 409 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 366—By ALBRIGHT,

An Act amending Section 1, Chapter 50, Oklahoma Session Laws, 1933, and declaring an emergency.

ENGROSSED SENATE BILL NO. 380—By WRIGHT,

An Act making supplemental appropriation for the West Oklahoma Home at Helena, Oklahoma, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 366 and 380 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE JOINT RESOLUTION NO. 34—By WILLIAMS, FRAZIER, BYROM, ABERNETHY of Harmon, BAILEY, TWIDWELL and ELLIS of the House, and LOGAN of the Senate,

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 for the purpose of amending Section 31 of Article 6 thereof, to provide for relieving the State Board of Agriculture of the duties as a Board of Regents for the State Agricultural and Mechanical College, and providing for a separate Board of Regents for the State Agricultural and Mechanical College and for all other State Agricultural and Mechanical Schools and Colleges,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Joint Resolution No. 34 was read at length for the fourth time, the enrolled copy signed, in open session, by the Presiding Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 55—By RITZHAUPT, TAYLOR, RORSCHACH, IVESTER, WHITAKER and BUSHYHEAD,

An Act amending Section 3211 of the Oklahoma Statutes, 1931, relating to the criminal insane, to provide that persons proceeded against in criminal actions and acquitted on the ground of insanity shall be committed to a State Hospital for Insane, there to be held

and kept as a patient until legally discharged, and declaring an emergency.

ENGROSSED SENATE BILL NO. 95—By RORSCHACH,

An Act amending Section 12557, Oklahoma Statutes, 1931, and Section 5, Chapter 111, Act of the Fourteenth Legislature, relating to, and providing for, the enforcement of the gasoline excise tax laws and the collection of tax thereunder by the Oklahoma Tax Commission; authorizing issuance, extension, reinstatement, suspension and cancellation of licenses by the Commission; prescribing penalties for the violation of gasoline excise tax laws and authorizing additional rules and regulations pertaining thereto, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 55 and 95 were ordered referred for enrollment.

Referring further to ENGROSSED SENATE BILL NO. 93, as amended by the Honorable House:

Upon motion of Senator Waldrep, the Senate concurred in Engrossed House Amendments to Engrossed Senate Bill No. 93.

By unanimous consent, the roll call on Senate Bill No. 93, as amended by the Honorable House, was deferred.

GENERAL ORDER

HOUSE BILL NO. 134, by Munger, et al., was taken up for consideration and read at length.

Senator Johnston submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 134, line 28, page 21, by striking after the word, "conducted," the last four words of line 18, and on page 22 strike all of lines 1, 2, 3, 4 and 5, and in line 6 all words to and including the word, "that."

JOHNSTON.

Upon motion of Senator Johnston, House Bill No. 134, as amended, was advanced to engrossment and third reading.

HOUSE BILL NO. 150, by Cox, was taken up for consideration and read at length.



Upon motion of Senator Chamberlin, House Bill No. 150 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 150 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 150 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

#### AYE:

Albright,	Duffy,	Jones,	Ritzhaupt,	Whitaker,
Briggs,	Fidler,	King,	Rorschach,	Wright.
Bushyhead,	Garvin,	Lowrance,	Sowards,	
Carlile,	George,	MacDonald,	Spencer,	
Chamberlin,	Hutchinson,	Pugh,	Thomas,	
Curnutt,	Johnston,	Rinehart,	Timmons,	Total, 26.

#### NAY:

Ray,	Wilbanks.	Total, 2.
------	-----------	-----------

#### EXCUSED:

Willis,	Total, 1.
---------	-----------

#### NOT VOTING:

Broadus,	Fischl,	Logan,	Stewart,
Burns,	Hill,	Nance,	Taylor,
Carmack,	Howsley,	Nichols,	Waldrep.
Commons,	Ivester,	Paul,	Total, 15.

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. 150, and ordered the same returned to the Honorable House.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 109, 248, 295, 316, 343, 349, 368, 370 and 403 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 109, 248, 295, 316, 343, 349, 368, 370 and 403 were read at length 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.

GENERAL ORDER

HOUSE BILL NO. 264, by Munson, et al., was taken up for consideration and read at length.

Senator MacDonald submitted the following amendments, which were adopted:

Mr. President: I move to amend Engrossed House Bill No. 264, line 3, page 1, as follows: By striking after the word "shall" and before the word "be," the word "hereinafter" and by inserting in lieu thereof the word "hereafter."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 10, page 2, as follows: By inserting after the word "defined" and before the word "the," a period; and by inserting after the word "professional" in line 12 and before the word "service" the word "engineering;" and by striking the comma after the word "operation" in line 14 and before the word "in;" and by striking the word "structure" in line 15 and inserting in lieu thereof the word "structures;" and by striking the word "building" in line 15 and inserting in lieu thereof the word "buildings;" and by inserting after the word "professional" in line 18 and before the word "service" the word "engineering;" and by striking the period at the end of line 1, page 3 and inserting in lieu thereof a comma and by adding immediately thereafter the following language: "Provided that the term 'professional engineering service' as defined in this Section shall not be construed to include the occupation of an 'architect' as defined in Section 4422, Oklahoma Statutes, 1931."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 9, page 6, as follows: By striking after the word "may" and before the word "the" the word "required" and by inserting in lieu thereof the word "require."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 12, page 7, as follows: By striking after the word "the" and before the word "before" the word "proceedings" and by inserting in lieu thereof the word "proceedings."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 17, page 7, as follows: By striking after the word "Professional" and before the word "Fund" the word "Engineer's" and by inserting in lieu thereof the word "Engineers'" and by making similar correction in lines 8 and 13, page 8; and by inserting after the word "All" in line 7, page 8, and before the word "money" the word "other," and by striking the word "are" in line 8 and by substituting in lieu thereof the word "is."

MacDONALD.



Mr. President: I move to amend Engrossed House Bill No. 264, line 7, page 12, as follows: By striking after the word "Board" the period and by inserting in lieu thereof a comma and by adding immediately thereafter the word "or."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 2, page 13, as follows: By striking after the word "determine" the balance of line 2 and all of lines 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13; and by inserting a capital A before the word "majority" at the beginning of line 14; and by inserting a new section immediately after Section 14 as amended above to be numbered Section 15 and to consist of the following language:

"Section 15. At any time within six (6) months after this Act goes into effect, upon due application therefor and the payment of a fee of Twenty-five (\$25.00) Dollars, the Board shall issue a certificate of registration as a professional engineer to any person who shall submit, under oath, evidence satisfactory to the Board that he has been a resident of the State of Oklahoma for at least one (1) year immediately preceding the date of his application and that he was practicing professional engineering in Oklahoma at the time this Act became effective. At any time within six (6) months after this Act goes into effect, upon due application therefor and the payment of a fee of Five (\$5.00) Dollars, the Board shall issue a certificate of registration as a professional engineer to any person to whom has been issued a certificate of competency in accordance with the provisions of Section 7815, Oklahoma Statutes, 1931,"

and by renumbering the subsequent Sections.

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, lines 2-3, page 14, as follows: By striking after the word "corporation," and before the word "or," the words "the State" and the comma immediately thereafter; and by striking the word "thereof" in line 3 and by inserting in lieu thereof the words "of the State of Oklahoma."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 18, page 14, as follows: By striking after the word "services" the period and by inserting in lieu thereof a semi-colon; and by making a similar correction at the end of line 6, page 15; and by inserting after the word "officer" in line 8, page 15 and before the word "of" the words "or employee;" and by striking the period at the end of line 9, page 15, and by adding at that point the following words and punctuation: "or of the State of Oklahoma."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 10, page 17, as follows: By striking after the word "registration"



the period and by inserting in lieu thereof and by adding immediately thereafter the word "or."

MacDONALD.

Mr. President: I move to amend Engrossed House Bill No. 264, line 14, page 19, as follows: By striking after the word "the" the word "registrants" and by inserting in lieu thereof the word "registrant's"; and by striking the word "plates" in line 16 and by inserting in lieu thereof the word "plats."

MacDONALD.

Upon motion of Senator MacDonald, House Bill No. 264 was advanced to engrossment and third reading.

#### SPECIAL COMMITTEE REPORT

The following Special Committee Report was submitted by Senator Whitaker:

#### REPORT OF SPECIAL COMMITTEE INVESTIGATING UNIVERSITY HOSPITAL UNDER SENATE RESOLUTION 7

To the President of the Senate:

We, your Special Committee, appointed under Senate Resolution No. 7 to investigate the University Hospital, Crippled Children's Hospital, and the University Medical School, respectfully submit the following report:

Your committee accorded a full hearing to all interested parties, and while conditions during the session of this Senate have been such that it has been difficult to devote the proper amount of time to the conduct of the investigation, a voluminous amount of testimony and other evidence has been presented to, and considered by, the committee; a transcript of which evidence is herewith submitted, and from the evidence the committee makes the following findings:

1. The Committee finds that there has been considerable unrest among the students at the Medical School, and a large amount of discussion among the doctors throughout the State, on the subject of the possibility of the Medical School losing its "A" class rating established by the Council on Medical Education of the American Medical Association. The students and public were led to believe that the proposed dual control of the University and Crippled Children's Hospital would be the original cause for such demotion. There was no testimony given that would substantiate such rumor, in fact the present dean said he had received no communication along such lines from the Council on Medical Education. We specifically find that the student unrest was fostered by some members of the faculty.

2. Your committee received a copy of a written complaint made by the Dean of the Medical School (also Superintendent of the Hos-

pital) to the Board of Regents, and very carefully went into all matters mentioned in such complaint; admitted in the record all evidence submitted by said dean, and heard the testimony of witnesses suggested by him along all lines of investigation covered by said complaint and his said testimony; your committee is of the opinion that the matters set out in such complaint and complained of in said testimony, were petty and trivial, and should not have disturbed the morale or the operation of either the Medical School or the Hospitals.

3. Your committee further heard the testimony of the Business Manager, the President of the University (called at the request of the Dean), the verbal testimony of four members of the Board of Regents and the written statement of the fifth, (omitting only the chairman who at the time was out of the State, and the Hon. Loyd Noble, who was appointed to the Board of Regents within recent months); and the committee finds that the business manager at all times endeavored to carry out the orders of the Board of Regents, and that any criticisms of his actions in the final analysis must be considered criticisms of the orders of the Board of Regents. The committee further finds that the business manager, and through him the Board of Regents, have accomplished material and magnificent saving to the State of Oklahoma in the operation of the two hospitals without loss to the patients there admitted or curtailment of the work of the medical staff; this saving is best illustrated by the figures for the fiscal years 1931-32, when they handled patients totaling 149,468 patient days at a total cost of \$604,514.45, or \$3,799 per day per patient, and 1932-33, when they handled an average of 412 patients a day totaling 150,017 patient days at a total cost of \$613,563.24 or \$3.62 per patient per day; these two years being those immediately preceding the tenure of the present business manager; and for the fiscal year 1933-34, when an average of 432 patients a day were handled, or a total of 158,156 patient days at a total cost of \$513,627.38 or \$3.08 per patient per day.

4. The Report of the State Examiner and Inspector, for the period ending December 31, 1933, the first six months of the tenure of the present business manager, contained the following comment:

"Attention is called to the fact that a large part of the Medical School maintenance is paid for from the Main Hospital Funds. We believe this is contrary to the intent of the Legislature, since separate appropriations were made for each."

Improvement in this condition is shown at the next report of the State Examiner and Inspector, as follows:

"We found a better segregation of expenditures from appropriations for the Medical School and University Hospital."

The committee finds that the business manager has segregated these matters at this time as well as could be done; and that this is not now a matter for criticism, but that the effort to divide the expenditures into the several funds for the Medical School and Hospital was a contributing cause for some of the friction that developed.



5. Your committee further finds that the original faculty members of the Medical School for many years have maintained close control over the entire affairs of the Medical School and except in so far as the same has been changed by the Board of Regents on business matters, over the affairs of the hospitals; that to a more or less extent this has resulted in limiting new admissions to the staff to doctors who were either related to, or proteges of, present faculty and staff members; and that to a more or less extent the policies of the dean have been fixed by the same group.

6. It further appears to the committee that much of the unrest is attributable to the excitement occasioned at the time of the resignation of Dr. LeRoy Long, Sr., as Dean of the Medical School. The cause of which was due to the Governor, by executive order, sanctioning and demanding that a patient in the hospital be treated by a Chiropractor. At which time, and at which time only, did the Council on Medical Education write to the dean and advise him that a repetition of such political interference would jeopardize the "A" class rating of the Medical School.

7. Apparently the Hospital Board and original faculty members of the Medical School have been jealous of their prerogatives, and feared any effort or apparent move to encroach thereon.

8. Your committee further finds that the final responsibility of management, control and policy rests with the Board of Regents; that there has been a division of work under the Board; that the same does not constitute dual control but a separation of the business affairs from the clinical side of the hospitals.

9. Your committee is of the opinion that the University Hospital was established primarily for its clinical use by the Medical School, but that the Legislature in establishing the Crippled Children's Hospital did so primarily to effect the treatment of children and placed the same in the vicinity of the Medical School to obtain the services there afforded; that the use of the latter hospital by the Medical School for clinical purposes was a secondary matter.

10. Your committee finds that a better condition has existed since the appointment of a full time Medical Director at the hospital's.

11. Your committee makes the following recommendations:

(A) That the Medical School faculty and hospital staff members be selected and promoted on the basis of merit, ability, training and research endeavor, rather than on the basis of seniority.

(B) That members of the Medical School faculty and hospital staff be retired at the age of sixty-five years with the honorary position and title of Professor Emeritus.

(C) That members of the Medical School faculty and hospital staff will be at the age of sixty years, start to relieve themselves of



their more arduous duties and given the advantage of their knowledge in an advisory capacity to the younger staff members.

(D) That all things pertaining to the medical and surgical care of those who are unfortunate enough to require admittance into the University or Crippled Children's Hospital be under the direct control of one man, and that man have the degree of M. D.

(E) That if the Dean of the Medical School is to assume the detail work of the Superintendency of the Hospital, that he be required to devote his entire time to the work of the Medical School and hospitals.

(F) That if the Board of Regents of the University of Oklahoma, do not favor the employment of a "full time dean." That they do employ a Medical Superintendent who shall work in conjunction with the Dean of the Medical School.

(G) That separate books and accounts be maintained at all times for the Medical School and the hospitals, and that the book-keeping unit for the Medical School be maintained at the Medical School.

(H) That a permanent fund be set aside for medical and surgical research.

(I) That a new building be erected on the campus of the medical school to be used for the out-patient and clinical departments.

(J) That a new and modern nurses dormitory be built away from the hospital grounds and that the building now used for the nurses be remodeled for an isolation and contagious ward.

(K) That the entire University and Crippled Children's Hospitals be used for the indigent in need of medical and surgical care.

(L) That the Board of Regents of the Oklahoma University take the necessary steps to ascertain the appropriation needed for the recommended changes and advise the next Legislature.

(M) That the orders and instructions of the Board of Regents be followed by all persons connected with the Medical School and University Hospital, and any person refusing to comply therewith be summarily discharged.

Your committee recognizes the splendid work and untiring efforts of the physicians who have in the past and are now giving of their energy and time to carry on the duties of the Medical School and hospitals. We further appreciate the constructive testimony and recommendations given the committee by the physicians, surgeons and entire medical personnel of the hospital who have been so kind to come before us.

We denounce those who tried to protect themselves or their friends

and regret that they have lost sight of the sacredness of their responsibilities in administrating to suffering humanity.

The committee commends the Board of Regents on the recent selection of a full time Medical Director for the hospitals. May God in his wisdom direct their thoughts and actions in administrating the affairs of the entire University.

Respectfully submitted:

JOE M. WHITAKER,  
BOWER BROADDUS,  
H. W. WRIGHT,  
LOUIS H. RITZHAUPT,

Members of Committee.

The above Special Committee Report, and testimony taken by the Committee, was ordered received and filed with the Secretary of the Senate.

Virginia Sowards, daughter of Senator Sowards, was invited to and gave a reading before the Senate.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE JOINT RESOLUTION NO. 4—By MORSE, PHILLIPS of Okfuskee, TWIDWELL, SADLER, MUNSON, ABERNATHY of Pottawatomie, ARMSTRONG, BARNETT, BEAMAN, BECK, BILLINGS, BRANAN, BROWN, BRUCE, BYRON, CAMPBELL, CAREY, CORSON, COUCH, COX, DAVIS of Carter, FREEMAN, GOODWIN, GREGORY, HOWELL, HOYT, HUEY, HUNT of Osage, HUSER, JONES, KERR, KEYES, MARTIN, MAUK, McCOLLOM, MOFFETT, MONTGOMERY, MOONEY, MORROW, O'BRIEN, PAULS, POTEET, PUGH, RAWLS, REED, ROBERTS, SCHWOERKE, STANDRIDGE, TAYLOR, THORNTON, TRAW, WILLIAMS, WINGO, WORTHINGTON and WYLY,

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 for the purpose of amending Section 6, Article 10, there, by adding an additional Section to be known as Section 6-a, to provide for the exemption from certain ad valorem taxation of

homesteads not to exceed the sum of fifteen hundred (\$1,500.00) dollars which amount may be set by the Legislature,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Joint Resolution No. 4 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 471—By ELLIS,

An Act amending Section 4794, Oklahoma Statutes, 1931, relating to the hunting for, capturing or killing of certain wild fowl and game,

and to advise you, and through you the Honorable Senate, that the same has been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 471 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for signature:

ENROLLED HOUSE BILL NO. 580—By ROBERTS,

An Act authorizing the Board of Commissioners of each county in the State wherein the offices of township trustee, township clerk and township treasurer have been abolished and the duties thereof transferred to the Board of County Commissioners, the county clerk and the county treasurer, to take over in the name of and for the county all road machinery, equipment and supplies of each township therein; providing for the use of such machinery, equipment and supplies; and declaring an emergency.



ENROLLED HOUSE BILL NO. 377—By HOWELL, HUNT of Osage, and WILLIAMS,

An Act appropriating thirty-seven thousand, one hundred and twenty-five (\$37,125.00) dollars, to be used by the superintendent of public instruction, in compliance with compiled Oklahoma Statutes, 1931, Section 6943, and declaring an emergency.

ENROLLED HOUSE BILL NO. 544—By McALESTER,

An Act repealing Chapter 77, Oklahoma Session Laws, 1919, relating to the use of county sinking fund for erecting or repairing county court house or jail, being Sections 7479 and 7480, of the Oklahoma Statutes, 1931, also repealing Chapter 10, Oklahoma Session Laws, 1910, relating to purchase of trubal buildings for court houses out of sinking fund, being Sections 7503 and 7504, Oklahoma Statutes, 1931, and declaring an emergency.

ENROLLED HOUSE BILL NO. 223—By HUNT of Pittsburg,

An Act authorizing counties to hire additional help for the county clerk's office, providing salary therefor and payment of same out of additional appropriations made from additional receipts of county clerk's office received from extraordinary increased recording of instruments caused by unusual oil and gas leasing, deeds, and other instruments, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 223, 377, 544 and 580 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 160—By CURNUTT,

An Act amending Section 543, Oklahoma Statutes, 1931, relating to civil procedure, providing for the furnishing of written instruments to stay executions upon appeal, 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 the

same has been passed by the House, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 160 was read, as follows, and, upon motion of Senator Curnutt, concurred in by the Senate:

Amendment No. 1. Page 2, Section 1, line 4. By striking the words "just damages for delay and."

By unanimous consent, further consideration of Senate Bill No. 160, as amended by the Honorable House, was deferred temporarily.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 173—By WILBANKS,

An Act authorizing Evelina Freeman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and her children for the alleged wrongful death of her said husband, Conaway Freeman, providing for service of summons upon the Secretary of State and naming the jurisdiction of said action.

ENGROSSED SENATE BILL NO. 387—By JOHNSTON and WRIGHT,

An Act authorizing John Horn, his heirs, executors, and administrators, to institute and prosecute an action against the State of Oklahoma in the matter of damages suffered by him to his property by reason of the wrongful act of the Highway Department, 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 Acting Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bills Nos. 173 and 387 were ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 186—By COMMITTEE ON PRIVILEGES and ELECTIONS,

An Act relating to primary and general elections; amending Sections 5713 and 5809, Oklahoma Statutes, 1931; providing for the form of ballot on which the names of candidates for presidential electors appear; repealing Sections 5815 and 5816, Oklahoma Statutes, 1931, and other conflicting laws; 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 186 was read, as follows, and, upon motion of Senator Carlile, concurred in by the Senate.

Amendment No. 1. By striking Sections 1, 3 and 4 and renumbering Section 2 to read Section 1 and Section 5 to read Section 2.

and correcting TITLE to read as follows:

An Act relating to Primary and General Elections, amending Section 5809, O. S., 1931, providing for destruction of certificates of vote by State Election Board after being retained twelve months, and declaring an emergency.

By unanimous consent, further consideration of Engrossed Senate Bill No. 186, as amended by the Honorable House, was deferred.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 300—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT, MONTGOMERY of the House.

An Act amending Section 3798, Oklahoma Statutes, 1931; relating to criminal court of appeals judicial districts; 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 300 was ordered referred for enrollment.

Upon motion of Senator Chamberlin, a vote of thanks and appreciation was extended the Senate employees for their services and loyalty.

Upon motion of Senator Duffy, the Secretary was instructed to send a letter of thanks to the local picture shows for the courtesies extended members of the Senate and their families.

Upon motion of Senator George, the vote was reconsidered by which a further conference was ordered granted on SENATE BILL NO. 179.

Senator George moved that the vote be reconsidered by which SENATE BILL NO. 179, as amended in conference, was passed, which motion prevailed, the roll call thereon being as follows:

AYE:

Albright,	Duffy,	King,	Paul,	Wright.
Briggs,	Fidler,	Logan,	Pugh,	
Broaddus,	George,	Lowrance,	Rorschach,	
Carlile,	Hill,	MacDonald,	Thomas.	
Chamberlin,	Howsley,	Nance,	Waldrep,	
Curnutt,	Johnston,	Nichols,	Whitaker,	Total, 25.

NAY:

Commons,	Jones,	Sowards,	
Garvin,	Ray,	Stewart.	Total, 6.

EXCUSED:

Willis.	Total, 1.
---------	-----------

NOT VOTING:

Burns,	Fischl,	Rinehart,	Taylor,	
Bushyhead,	Hutchinson,	Ritzhaupt,	Timmons,	
Carmack,	Ivester,	Spencer,	Wilbanks.	Total, 12.

Upon motion of Senator George, the vote was reconsidered by which the Senate adopted the Conference Committee Report on Senate Bill No. 179.

Senator George moved that the Senate concur in Engrossed House Amendments to Engrossed Senate Bill No. 179.

Upon motion of Senator Hill, the previous question was ordered.

The vote occurring on the George motion, it was declared adopted.

Senate Bill No. 179, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Chamberlin,	Logan,	Rinehart,	Wright.
Briggs,	Curnutt,	MacDonald,	Ritzhaupt,	
Broaddus,	Fidler,	Nance,	Rorschach,	
Burns,	George,	Nichols,	Thomas,	
Bushyhead,	Hill,	Paul,	Timmons,	
Carlile,	Jones,	Pugh,	Waldrep,	Total, 25.

**NAY:**

Commons,	Howsley,	Sowards,	Whitaker,
Duffy,	Johnston,	Stewart,	Wilbanks.
Garvin,	King,	Taylor,	Total, 11.

**EXCUSED:**

Willis,	Total, 1.
---------	-----------

**NOT VOTING:**

Carmack,	Hutchinson,	Lowrance,	Spencer,
Fischl,	Ivester,	Ray,	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:

**AYE:**

Albright,	Curnutt,	Jones,	Pugh,	Timmons,
Briggs,	Duffy,	King,	Rinehart,	Waldrep,
Broaddus,	Fidler,	Logan,	Ritzhaupt,	Wright.
Burns,	Garvin,	MacDonald,	Rorschach,	
Bushyhead,	George,	Nance,	Sowards,	
Carlile,	Hill,	Nichols,	Taylor,	
Chamberlin,	Howsley,	Paul,	Thomas,	Total, 31.

**NAY:**

Commons,	Stewart,	Wilbanks.
Johnston,	Whitaker,	Total, 5.

**EXCUSED:**

Willis,	Total, 1.
---------	-----------

**NOT VOTING:**

Carmack,	Hutchinson,	Lowrance,	Spencer,
Fischl,	Ivester,	Ray,	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 Presiding Officer, in open session, signed Engrossed House Amendments to Senate Bill No. 179, and ordered the bill, as amended, referred for enrollment.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE JOINT RESOLUTION NO. 1—By CHAMBERLIN, NICHOLS, MacDONALD, RITZHAUPT, TIMMONS and FISCHL of the Senate, BILLINGS, SHOEMAKE, and CHAMBERS of the House,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.

ENROLLED SENATE BILL NO. 297—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT, and MONTGOMERY of the House,

An Act repealing Sections 3595 and 3596, O. S., 1931; relating to appropriations for orphans not in state institutions.

ENROLLED SENATE BILL NO. 298—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT, MONTGOMERY of the House,

An Act repealing Section 3680, Oklahoma Statutes, 1931, relating to appropriations for the Corporation Commission.

ENROLLED SENATE BILL NO. 299—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP, of the Senate, and PHILLIPS, SHOEMAKE, CARLETON,



GIBBONS, WRIGHT, SINGLETON, DOGGETT, MONTGOMERY, of the House,

An Act repealing Sections 3684, 3685, 3686, 3687, 3688, 3689, 3690, 3691, Oklahoma Statutes, 1931; relating to the manufacture and distribution of ice,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Joint Resolution No. 1, and Enrolled Senate Bills Nos. 297, 298 and 299 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED SENATE JOINT RESOLUTION NO. 22—By WRIGHT, BRIGGS and HUTCHINSON,

A Joint Resolution authorizing, empowering and directing the State Highway Commission to conduct an investigation and hearing to determine the amount of damages, if any, sustained by Paul V. Pearce and Claud Baldwin in the Wister Flood in April, 1927, and to pay the amount of such damages out of the State Highway Construction and Maintenance Fund; authorizing the said Paul V. Pearce and Claud Baldwin to bring an action against the State of Oklahoma to determine the State's liability for and to recover the amount of such damages in case sections 1 and 2 of this resolution are held unconstitutional or invalid by a court of competent jurisdiction, and in event the said Paul V. Pearce and Claud Baldwin shall consider themselves aggrieved by the insufficiency of the amount of damages fixed by the State Highway Commission; and declaring an emergency.

ENROLLED SENATE JOINT RESOLUTION NO. 23—By IVESTER and JONES,

A Resolution authorizing Edna E. Dawkins of Cheyenne, Oklahoma, to bring suit against the State of Oklahoma for damages sustained and declaring an emergency.

ENROLLED SENATE BILL NO. 364—By HILL and NICHOLS,

An Act making appropriation for the purchase of a car and for traveling expenses of the State Health Commissioner, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Joint Resolutions Nos. 22 and 23 and Enrolled Senate Bill No. 364 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 305—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT, MONTGOMERY of the House,

An Act repealing Sections 4366, 4367, 4368, 4369 and 5370 Oklahoma Statutes, 1931; relating to the Board of Commissioners on Uniform Legislation.

ENROLLED SENATE BILL NO. 308—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT, MONTGOMERY of the House,

An Act repealing Section 6328, Oklahoma Statutes, 1931; relating to transporting nitro-glycerine in cities or towns.

ENROLLED SENATE BILL NO. 310—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT, MONTGOMERY of the House,

An Act repealing Section 7827, Oklahoma Statutes, 1931; relating to salaries of county officers.

ENROLLED SENATE BILL NO. 314—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT, MONTGOMERY of the House,

An Act repealing Sections 8557 to 8569, inclusive, Oklahoma Statutes, 1931; relating to State Cotton Grader and Cotton Grading,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 305, 308, 310 and 314 were ordered referred to the Governor, for consideration.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 37, 55, 95, 206, 262, 300, 347, 366, 380, 404 and 409 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 37, 55, 95, 206, 262, 300, 347, 366, 380, 404 and 409 were read at length 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.

#### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 16—By ALLEN,

An Act amending Section 8005, Oklahoma Statutes, 1931, relating to the disposition of fees collected for fishing and hunting privileges on property owned by incorporated cities or towns; and declaring an emergency.

ENROLLED HOUSE BILL NO. 125—By WILLIAMS and MOONEY of the House, and GARVIN and NANCE of the Senate,

An Act authorizing the State Highway Commission to use funds in the State Highway Construction and Maintenance fund to purchase certain bridges, including the bridge property, known as the Meridian Bridge located two miles west of Ryan, Oklahoma, on the Red River, between Jefferson County, Oklahoma, and Clay County, Texas; and the bridge property, known as Byers Bridge, located three miles north of Byers, Texas, on the Red River, between Cotton County, Oklahoma, and Clay County, Texas; and the Electra Bridge Property, located north



of Electra, Texas, over and across Red River, between Tillman County, Oklahoma, and Wichita County, Texas; and the Airline Bridge, between Texas and Oklahoma, in Love County, Oklahoma, and Cook County, Texas; also a bridge across Red River in Harmon County, Oklahoma.

ENROLLED HOUSE BILL NO. 309—By BOGGS, FRAZIER, HUNT of Osage, THORNTON, and WRIGHT of Washita,

An Act amending Section 8903, 8904, 8914, 8915, 8917, 8918, 8919, 8920, 8922 and 8923, Oklahoma Statutes, 1931, relating to plant inspection and quarantine; providing for registration of nurserymen and nursery dealers; fixing salaries; repealing Acts in conflict herewith; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 16, 125 and 309 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 461—By EASON,

An Act amending Sections 3700, 3701 and 3704, Oklahoma Statutes, 1931, as amended by House Bill No. 656, approved April 12, 1933, relating to motor transportation; defining certain terms therein used; authorizing the Corporation Commission to regulate motor transportation, to fix and approve maximum and minimum rates, fares and charges; and a system of accounting; creating a Motor Carrier Department of the Corporation Commission; providing for a systematic enforcement of the Motor Carrier Statute, and rules of Commission; providing for a director and assistant director of motor transportation; prescribing the duties of department and officials; authorizing the employment of enforcement officers, and clerical help and limiting the salaries; fixing the fees of applicants for certificates, creating a Motor Vehicle Act Enforcement Fund; providing for the use of said fund, and declaring an emergency.

ENROLLED HOUSE BILL NO. 581—By ABERNATHY of Pottawatomie,

An Act authorizing Jesse W. Collier, of Shawnee, Oklahoma, Potta-

watomie County, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the construction of State Highway No. 18 by the State of Oklahoma adjacent to the property of Jesse W. Collier.

ENROLLED HOUSE BILL NO. 605—By COX, HUNT of Osage, CANTRELL, RAWLS, PAULS, DEATON, LARASON, SADLER, HOWELL, MYERS, FRAZIER, POTEET, MUNGER, WILDER, MARTIN, WRIGHT of Beaver, MOFFETT, TRAW, WILLIAMS, WYLY, ARMSTRONG, HUSER, COOK, BRUCE, BRANAN, SPECK, GREGORY, GOODWIN, O'DELL, BOGGS, HUNT of Pittsburg, BYROM, BROWN, ABERNETHY of Harmon, KEYES, McALESTER, BEAMAN, JOHNSTON of Rogers, KIKER, JONES, MORROW, PUGH, BAILEY, DUNN, KING, ALLEN, THORNTON, HOLLIMAN, STOKES, MAUK, MOONEY, SINGLETON, SKINNER, COUCH, MUNSON, SCHWOERKE, PETERSON, HANKLA, RONE, BILLINGS, TWIDWELL, WHITT and CAMPBELL,

An Act relating to employment of teachers in public schools of this state; making certain Acts unlawful; prescribing penalties for violation of this Act, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 461, 581 and 605 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 578—By MARTIN of the House, and RORSCHACH of the Senate,

An Act making supplemental appropriation for the Whitaker State Home for White Children at Pryor, Oklahoma, for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

ENROLLED HOUSE BILL NO. 602—By ALLEN,

An Act amending Section 10571, Oklahoma Statutes, 1931, relating to fraternal beneficiary associations, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bills Nos. 578 and 602 were read at length for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 150—By COX,

An Act amending Section 5491, Oklahoma Statutes, 1931, relating to deferred payments of purchasers of school lands,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 150 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 21—By TIMMONS,

A Joint Resolution authorizing and directing the Oklahoma State Tax Commission or the State Highway Department to refund an overcharge made in 1931; and declaring an emergency.

ENGROSSED SENATE BILL NO. 119—By CURNUTT,

An Act amending Section 11282, Oklahoma Statutes, 1931, relating to the filing of chattel mortgages, repealing all Acts or parts of Acts in conflict herewith.

ENGROSSED SENATE BILL NO. 398—By GEORGE,



An Act to prevent the fraudulent labelling and selling of archaeological specimens, to prohibit vandals and irresponsible persons from fraudulent exploiting, destroying, or defacing pre-historic archaeological and paleontological features and remains, to provide for licensing persons engaged in exploring and excavating for ancient ruins and fossilized remains, providing a penalty for violations; 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Joint Resolution No. 21 and Engrossed Senate Bills Nos. 119 and 398 were ordered referred for enrollment.

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 389—By WHITAKER and BROADDUS of the Senate, and SHOEMAKE, THORNTON and BRANAN of the House,

An Act making an appropriation to construct, equip and furnish an Industrial Building at the Oklahoma School for the Blind, Muskogee, Oklahoma, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 389 was ordered referred for enrollment

To the President of the Senate,

Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 109—By RINEHART and FIDLER of the Senate, and COE of the House,

An Act creating forty-one positions of "Official Court Reporter" one for each Judge of the District Court Judicial Districts of the State of Oklahoma; authorizing their appointment; fixing the salary therefor, and declaring an emergency.

## ENROLLED SENATE BILL NO. 248—By COMMONS,

An Act authorizing A. G. Croninger to institute and prosecute an action against the State of Oklahoma for the alleged damage to real property by the construction of a highway, and declaring an emergency.

ENROLLED SENATE BILL NO. 295—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House,

An Act repealing Sections 2098 and 2099, O. S. 1931; relating to false pretenses, cheats and frauds.

ENROLLED SENATE BILL NO. 316—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House,

An Act repealing Sections 8676, 8678, 8683, 8685, 8701, 8733, 8735, 8739 and 8741, Oklahoma Statutes, 1931, relating to agricultural fairs.

## ENROLLED SENATE BILL NO. 343—By BRIGGS,

An Act making an appropriation of \$500.00 out of the revolving fund of the Eastern Oklahoma Tubercular Sanitarium of Tahihina, for the purchase of land adjacent to the hospital, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 109, 248, 295, 316 and 343 were ordered referred to the Governor, for consideration.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 173 and 387 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 173 and 387 were read at length 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.

### MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you and through you the Honorable Senate, that the House has granted the request of your Honorable Body for a Conference on:

ENGROSSED SENATE BILL NO. 77—By COMMITTEE ON AP-  
PROPRIATIONS,

An Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State Departments and State Institutions herein named and for the purposes specified, and transferring funds from one item to another, and declaring an emergency,

and to further advise you, and through you the Honorable Senate, that the Speaker has appointed as House Conferees on said Bill the following named Representatives: Singleton, Munger, Long, Gibbons, Skinner, Sullivan, Thornton, Johnson of Comanche and Reed.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 349—By RITZHAUPT, CARLILE and WALDREP of the Senate, and ABERNATHY, CAREY, MORROW and SPENCER of the House,

An Act amending Sections 4631 and 4656, Oklahoma Statutes, 1931, relating to the practice of medicine and surgery in the State of Oklahoma, and declaring an emergency.

ENROLLED SENATE BILL NO. 368—By FIDLER and RINEHART of the Senate, and COE and GIBBONS of the House,

An Act excluding from the highways of the State the pulling or



towing of any motor vehicle except for repairing, and declaring an emergency.

ENROLLED SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART,

An Act amending Section 3571, Oklahoma Statutes, 1931, the same being Section 10867, Compiled Oklahoma Statutes, 1921, relating to the powers and duties of the Board of Affairs; amending Section 3588, Oklahoma Statutes, 1931, the same being Section 10883, Compiled Oklahoma Statutes, 1921, relating to the allotment of quarters in the State Capitol; amending Section 4949, Oklahoma Statutes, 1931, the same being Section 9287, Compiled Oklahoma Statutes, 1921, relating to the duties of the State Board of Public Affairs; providing that the provisions of House Bill No. 76, enacted by the Fifteenth Legislature, 1935, shall not apply to the chambers, committee rooms, fixtures and property of the two branches of the State Legislature; providing for the printing of the Permanent Journals and Session Laws of all sessions of the Oklahoma Legislature; providing for the closing of the business of the two Houses of said Legislature by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency.

ENROLLED SENATE BILL NO. 403—By RITZHAUPT and PAUL,

An Act authorizing and directing the State Examiner and Inspector to audit the books and accounts of the Oklahoma Tax Commission to and including June 30, 1935, and each fiscal year thereafter, providing funds to be set aside for the expense of such examination and audit and limiting the amount thereof, providing that any unexpended balances of such funds revert to the same accounts from which they were set aside, providing for reports of such examinations and audits, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 349, 368, 370 and 403 were ordered referred to the Governor, for consideration.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolution No. 21 and Senate Bills Nos. 119 and 389 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Joint Resolution No. 21 and Senate Bills Nos. 119 and 389 were read at length 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.

#### CONFERENCE COMMITTEE REPORT

The following Conference Committee Report was submitted and read and, upon motion of Senator Nichols, adopted by the Senate:

To the President of the Senate and  
The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 77, entitled:

An Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State Departments and State Institutions herein named and for the purposes specified, and transferring funds from one item to another, and declaring an emergency,

beg leave to report that we have had the same under consideration and hereby recommend:

1. That the House recede from Amendment No. 1.
2. That the Senate concur in House Amendment No. 2.
3. That the Senate concur in House Amendment No. 3.
4. That the Senate concur in House Amendment No. 4.
5. That the House recede from Amendment No. 5.
6. That the Senate concur in House Amendment No. 6.
7. That the following amendment be adopted:

That Section 1, page 4, be amended by striking all of the items under State Insurance Board.

8. That the following amendment be adopted: That Section 1, page 5, be amended by striking all of the items under State Reformatory, Granite.

9. That the following amendment be adopted: That Section 1, page 5, be amended by adding an additional item for the State Bar Commission of the State of Oklahoma, as follows:

"There is hereby appropriated out of any money in the State Treasury to the credit of the Oklahoma State Bar Commission the sum of \$400.00 to pay claim of Alva Review Currier Publishing Company pursuant to contract executed by the Honorable Wm. H. Murray, Governor of the State of Oklahoma, to take care of a deficiency item of the State Bar Commission of the State of Oklahoma."

10. That the following amendment be adopted: That Section 1, page 5, be amended by adding the following:

**"STATE EXAMINER AND INSPECTOR**

"Extra Help, to provide additional Examiners and Inspectors for the purpose of inspecting County Treasurer's audits.....\$5,000.00

**"SOUTHEASTERN STATE TEACHERS' COLLEGE, DURANT**

"To pay the city of Durant for water for the months of July, August, September, October, November and December of 1934 and January of 1935.....\$ 567.87

**"STATE REPORTER**

"Extra Help .....\$ 200.00"

SULLIVAN,  
JOHNSON,  
GIBBONS,  
SINGLETON,  
SKINNER,  
THORNTON,  
MUNGER,  
REED,

NICHOLS,  
NANCE,  
COMMONS,  
PAUL,  
BROADDUS,  
HOWSLEY,  
BURNS,

Senate Conferees.

House Conferees.

Senate Bill No. 77, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Duffy,	King,	Rorschach,	Wilbanks,
Briggs,	Fidler,	Logan,	Sowards,	Wright.
Broaddus,	George,	MacDonald,	Taylor,	
Burns,	Hill,	Nance,	Thomas,	
Carlile,	Howsley,	Nichols,	Timmons,	
Chamberlin,	Johnston,	Rinehart,	Waidrep,	
Commons,	Jones,	Ritzhaupt,	Whitaker,	Total, 30.

**NAY:**

Curnutt,	Paul,	Stewart.
Hutchinson,	Pugh,	Total, 5.

**EXCUSED:**

Willis.	Total, 1.
---------	-----------



## NOT VOTING:

Bushyhead,	Fischl,	Ivester,	Ray,	Total, 8.
Carmack,	Garvin,	Lowrance,	Spencer.	

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:

## AYE:

Albright,	Duffy,	King,	Rorschach,	Wilbanks,
Briggs,	Fidler,	Logan,	Sowards,	Wright.
Broadus,	George,	MacDonald,	Taylor,	
Burns,	Hill,	Nance,	Thomas,	
Carlile,	Howsley,	Nichols,	Timmons,	
Chamberlin,	Johnston,	Rinehart,	Waldrep,	
Commons,	Jones,	Ritzhaupt,	Whitaker,	Total, 30.

## NAY:

Curnutt,	Paul,	Stewart.
Hutchinson,	Pugh,	Total, 5.

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Bushyhead,	Fischl,	Ivester,	Ray,	Total, 8.
Carmack,	Garvin,	Lowrance,	Spencer.	

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. 77, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

## MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

## ENGROSSED HOUSE JOINT RESOLUTION NO. 11—By BILLINGS,

A Joint Resolution providing for the submission of a proposed amendment to the Constitution of the State of Oklahoma, providing that the Legislature may enact laws authorizing cities to pension meritorious and disabled police officers and amending Article 5 of said Constitution by adding an additional Section to be known as Section 61, Article 5, of the Constitution of the State of Oklahoma,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 244—By STANDRIDGE and HUNT of Pittsburg,

An Act directing the Commissioner of Pensions to pay all conference pensions authorized by law monthly, and declaring an emergency,

and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 37—By BRIGGS,

An Act fixing due date of warrants issued in payment of obligations by counties, townships, school districts, cities, towns, and other municipal corporations or subdivisions of the State of Oklahoma, fixing and prescribing the time within which actions thereon may be commenced in the courts of this State, and declaring an emergency.

ENROLLED SENATE BILL NO. 55—By RITZHAUPT, TAYLOR, RORSCHACH, IVESTER, WHITAKER and BUSHYHEAD,

An Act amending Section 3211, of the Oklahoma Statutes, 1931, relating to the criminal insane, to provide that persons proceeded against in criminal actions and acquitted on the ground of insanity shall be committed to a State Hospital for Insane, there to be held and kept as a patient until legally discharged, and declaring an emergency.

ENROLLED SENATE BILL NO. 95—By RORSCHACH,

An Act amending Section 12557, Oklahoma Statutes, 1931, and Section 5, Chapter 111, Act of the Fourteenth Legislature, relating to, and providing for, the enforcement of the gasoline excise tax laws and the collection of tax thereunder by the Oklahoma Tax Commission; authorizing issuance, extension, reinstatement, suspension and cancellation of licenses by the Commission; prescribing penalties for the violation of gasoline excise tax laws and authorizing additional rules and regulations pertaining thereto, and declaring an emergency.

ENROLLED SENATE BILL NO. 206—By COMMONS,

An Act amending Section 12677, Oklahoma Statutes, 1931, relating to Excise Boards, their meetings, powers and duties,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 37, 55, 95 and 206 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 59—By NICHOLS,

A Bill to be entitled an Act amending Chapter 20, Article 9, of the Session Laws, 1931, making an appropriation, and declaring an emergency,

together with Engrossed House Amendments to same 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.



Engrossed House Amendments to Engrossed Senate Bill No. 59 were read, as follows and, upon motion of Senator Nichols, concurred in by the Senate:

Amendment No. 1. That the words and figures "Two Thousand One Hundred (\$2,100.00) Dollars" in Section 1, lines 11 and 12, be stricken and the words and figures "One Thousand Eight Hundred (\$1,800.00) Dollars" be substituted therefor.

Amendment No. 2. That Section 1, line 14, be amended by striking the words and figures "Eighteen Hundred (\$1,800.00) Dollars" and substituting therefor the words and figures "Sixteen Hundred Twenty (\$1,620.00) Dollars."

Amendment No. 3. That Section 1, line 16, be amended by striking the words and figures "Fifteen Hundred (\$1,500.00) Dollars" and substituting therefor the words and figures "Thirteen Hundred Twenty (\$1,320.00) Dollars."

Senate Bill No. 59, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

AYE:

Albright,	Commons,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Curnutt,	King,	Rorschach,	Wright.
Broaddus,	Fidler,	Logan,	Sowards,	
Burns,	Garvin,	Nance,	Taylor,	
Bushyhead,	George,	Nichols,	Thomas,	
Carlile,	Hill,	Pugh,	Timmons,	
Chamberlin,	Howsley,	Rinehart,	Waldrep,	Total, 30.

NAY:

Hutchinson,	Ray,	Wilbanks.
Paul,	Stewart,	Total, 5.

EXCUSED:

Willis.	Total, 1.
---------	-----------

NOT VOTING:

Carmack,	Fischl,	Jones,	MacDonald,	
Duffy,	Ivester,	Lowrance,	Spencer.	Total, 8.

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:

**AYE:**

Albright,	Commons,	Johnston,	Ritzhaupt,	Whitaker,
Briggs,	Curnutt,	King,	Rorschach,	Wright.
Broadus,	Fidler,	Logan,	Sowards,	
Burns,	Garvin,	Nance,	Taylor,	
Bushyhead,	George,	Nichols,	Thomas,	
Carlile,	Hill,	Pugh,	Timmons,	
Chamberlin,	Howsley,	Rinehart,	Waldrep,	Total, 30.

**NAY:**

Hutchinson,	Ray,	Wilbanks.
Paul,	Stewart,	Total, 5.

**EXCUSED:**

Willis.	Total, 1.
---------	-----------

**NOT VOTING:**

Carmack,	Fischl,	Jones,	MacDonald,	
Duffy,	Ivester,	Lowrance,	Spencer,	Total, 8.

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 Engrossed House Amendment to Engrossed Senate Bill No. 59 and ordered the Bill, as amended, referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 14—By RITZHAUPT, CARMACK, NICHOLS, HUTCHINSON and TAYLOR,

An Act to be known and cited as the "Oklahoma Habitual Criminal Sterilization Act;" providing for and authorizing operations of vasectomy and salpingectomy to be performed upon habitual criminals; defining habitual criminals; conferring jurisdiction upon the District Courts of this State to hear and determine actions instituted and carried on under and pursuant to the provisions thereof; providing and prescribing the pleading and practice and rules of procedure in actions instituted and carried on under and pursuant to the provisions thereof; providing for a person adjudged to be an habitual criminal and upon whom it is adjudged that an operation of vasectomy or salpingectomy be performed to be taken into and held in custody until such operation has been performed; defining and prescribing duties in relation thereto to be performed by the Attorney General, the County Attorneys, the Court Clerks, the Sheriffs, and the Wardens or other officers in charge of the State's penal institutions; providing for appeals to the Supreme Court of Oklahoma from

judgments rendered in actions instituted under and pursuant to the provisions thereof, and conferring jurisdiction upon said Court to hear and determine said appeals; providing for the allowance and payment by the State of fees to surgeons performing operations of sterilization authorized under and pursuant to the provisions thereof, and for other purposes,

together with Engrossed House Amendments to same, 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 14 was read, as follows, and, upon motion of Senator Ritzhaupt, concurred in by the Senate:

Amendment No. 1. By adding after Section 22 a new Section to be known as Section 23 to read as follows:

"Section 23. It shall be the duty of the Court Clerk at the conclusion of said sterilization trials to prepare and render a complete statement of all costs of said trial, duly sworn to by said Court Clerk and approved by the Trial Judge and County Attorney, which shall be filed with the State Auditor; and the State Auditor upon being sufficiently satisfied as to correctness of such claim shall draw his warrants on the State Treasury for payment of such claims out of any funds available in the Binder Twine Plant Revolving Fund of the State Penitentiary.

"Said warrant shall be drawn in the name of the Court Clerk who shall deposit the proceeds of same in the Court Fund, out of which he shall then pay costs of said trials."

And by renumbering the remaining Sections of said Bill.

Senate Bill No. 14, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Fidler,	Jones,	Paul,	Thomas,
Broadus,	George,	King,	Rinehart,	Timmons,
Burns,	Hill,	Logan,	Ritzhaupt,	Waldrep,
Bushyhead,	Howsley,	Lowrance,	Rorschach,	Whitaker.
Carlile,	Hutchinson,	MacDonald,	Sowards,	
Duffy,	Johnston,	Nance,	Taylor,	Total, 28.

**NAY:**

Briggs,	Commons,	Garvin,	Ray,	
Chamberlin,	Curnutt,	Pugh,	Stewart.	Total, 8.



EXCUSED:

Willis. Total, 1.

NOT VOTING:

Carmack,	Ivester,	Spencer,	Wright.
Fischl,	Nichols,	Wilbanks,	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 President Pro Tempore, in open session, signed Engrossed House Amendment to Engrossed Senate Bill No. 14 and ordered the bill, as amended, referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 406—By RAY,

An Act relating to Fish and Game, amending Sections 4824 and 4789, Oklahoma Statutes, 1931, as amended by Sections 1 and 2 respectively in House Bill No. 419 of the Fifteenth Legislature, making it unlawful to possess any part of the carcass of deer or wild turkey, describing penalties for violation hereof; and declaring an emergency,

together with the Conference Committee Substitute therefor, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the House has adopted the Conference Committee Report, and the Bill has been passed as amended by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Conference Committee Report on Engrossed Senate Bill No. 406, was read, as follows, and, upon motion of Senator MacDonald, concurred in by the Senate:

Mr. President: We, your Conference Committee on Engrossed House Substitute for Engrossed Senate Bill No. 406 to whom was referred Engrossed House Substitute for Engrossed Senate Bill No. 406—By Ray, entitled:

An Act relating to Fish and Game, amending Sections 4524 and 4789, Oklahoma Statutes, 1931, as amended by Sections 1 and 2 respectively in House Bill No. 419 of the Fifteenth Legislature, making it

unlawful to possess any part of the carcass of deer or wild turkey, describing penalties for violation hereof; 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 be amended as follows:

Amendment 1: In line nine after the word "streams" adding the words "and ponds"; adding a period following the word "bait"; and striking the words "and taking" and in line 10, striking the words "only non-game fish."

WILLIAMS,  
MUNSON,  
O'DELL,  
WYLY,  
RONE.

SOWARDS,  
PAUL,  
COMMONS,  
RAY,  
RINEHART,  
MacDONALD.

House Conferees:

Senate Conferees:

Senate Bill No. 406, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Briggs,	Fidler,	King,	Pugh,	Taylor,
Burns,	George,	Logan,	Ray,	Thomas,
Bushyhead,	Hill,	Lowrance,	Rinehart,	Timmons,
Carlile,	Howsley,	MacDonald,	Ritzhaupt,	Waldrep,
Commons,	Hutchinson,	Nance,	Rorschach,	Whitaker,
Curnutt,	Johnston,	Nichols,	Sowards,	Wright.
Duffy,	Jones,	Paul,	Stewart,	Total, 34.

**NAY:**

Garvin. Total, 1.

**EXCUSED:**

Willis. Total, 1.

**NOT VOTING:**

Albright,	Carmack,	Fischl,	Spencer,	
Broadbuss,	Chamberlin,	Ivester,	Willbanks.	Total, 8.

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:

**AYE:**

Briggs,	Fidler,	King,	Pugh,	Taylor,
Burns,	George,	Logan,	Ray,	Thomas,
Bushyhead,	Hill,	Lowrance,	Rinehart,	Timmons,
Carlile,	Howsley,	MacDonald,	Ritzhaupt,	Waldrep,
Commons,	Hutchinson,	Nance,	Rorschach,	Whitaker,
Curnutt,	Johnston,	Nichols,	Sowards,	Wright.
Duffy,	Jones,	Paul,	Stewart,	Total, 34.

**NAY:**

Garvin. Total, 1.

**EXCUSED:**

Willis. Total, 1.

**NOT VOTING:**

Albright,	Carmack,	Fischl,	Spencer,	
Broaddus,	Chamberlin,	Ivester,	Wilbanks.	Total, 8.

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. 406, together with Conference Committee Report thereon, was ordered referred for enrollment.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

**ENROLLED HOUSE BILL NO. 244—By STANDRIDGE and HUNT of Pittsburg,**

An Act requiring the Commissioner of Pensions to make monthly payments of all pensions authorized by law; and declaring an emergency,

and to advise you that the same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

**RICHARD H. CLOYD, Chief Clerk.**

House Bill No. 244 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:



ENROLLED HOUSE BILL NO. 311—By WYLY, REED, MORTON, and MORROW,

An Act to amend Section 1, of Article 1, of Chapter 96, Session Laws of Oklahoma, 1933, relating to District Court Judicial Districts in the State of Oklahoma,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 311 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 262—By COMMITTEE ON APPROPRIATIONS,

An Act making appropriation for the purpose of paying the former State Fire Marshal, the Chief Assistant, the Secretary and other assistant fire marshals, the remainder of salaries to which they are entitled, and declaring an emergency.

ENROLLED SENATE BILL NO. 300—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT, and MONTGOMERY of the House,

An Act amending Section 3798, Oklahoma Statutes, 1931; relating to Criminal Court of Appeals Judicial Districts; and declaring an emergency.

ENROLLED SENATE BILL NO. 347—By RITZHAUPT,

An Act relating to narcotic drugs, enacting the provisions of the Uniform Narcotic Drug Act; making definitions; regulating the sale, transportation, disposition, manufacture, compounding, possession, prescription, and administering of narcotic drugs and compounds thereof and making same unlawful except as specifically authorized herein; authorizing same under certain conditions; requiring licenses therefor, prescribing qualifications for such licenses; authorizing suspension or revocation of such licenses; requiring certain forms to be used and certain records to be kept relating to use, handling, and possession of

such drugs; requiring the labeling of containers of such drugs; declaring certain places and premises resorted to by drug addicts or used for illegal keeping or selling of such drugs to be a common nuisance; making unlawful the keeping of such nuisance; providing for the seizure, forfeiture and disposition of narcotic drugs unlawfully possessed, providing that certain information shall not be deemed privileged; making certain Acts unlawful; prescribing certain procedure in prosecution for violation hereof, prescribing penalties for violation of this Act; repealing conflicting laws, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 262, 300 and 347 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 366—By ALBRIGHT,

An Act amending Section 1, Chapter 50, Oklahoma Session Laws, 1933; and declaring an emergency.

ENROLLED SENATE BILL NO. 380—By WRIGHT,

An Act making supplemental appropriation for the West Oklahoma Home at Helena, Oklahoma; and declaring an emergency.

ENROLLED SENATE BILL NO. 404—By BROADDUS,

An Act creating a revolving fund for the Hospital for Negro Insane at Taft, Oklahoma; and declaring an emergency.

ENROLLED SENATE BILL NO. 409—By STEWART,

An Act appropriating funds collected and placed to the credit of the State Highway Construction and Maintenance Fund in the State Treasury, to be used and expended by the State Highway Commission of the State of Oklahoma in the payment of salaries, wages, and expenses of the State Highway Commission, its agents, servants and employees, and other obligations and such other purposes as may be provided by law, and for the construction and maintenance of state highways, and highways constructed under the provisions of Chapter 50, Article 2, Oklahoma Statutes, 1931, and Acts amendatory thereof; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 366, 380, 404 and 409 were ordered referred to the Governor, for consideration.

Referring further to SENATE BILL NO. 374, as amended by the Honorable House:

Senate Bill No. 374, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Duffy,	Johnston,	Paul,	Taylor,
Briggs,	Fidler,	Jones,	Pugh,	Thomas,
Burns,	Garvin,	King,	Rinehart,	Timmons,
Carlile,	George,	Lowrance,	Ritzhaupt,	Waldrep,
Chamberlin,	Hill,	MacDonald,	Rorschach,	Whitaker.
Commons,	Howsley,	Nance,	Sowards,	
Curnutt,	Hutchinson,	Nichols,	Stewart,	Total, 33.

**NAY:**

Ray,	Total, 1.
------	-----------

**EXCUSED:**

Willis,	Total, 1.
---------	-----------

**NOT VOTING:**

Broaddus,	Carmack,	Ivester,	Spencer,	Wright.
Bushyhead,	Fischl,	Logan,	Wilbanks,	Total, 9.

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:

**AYE:**

Albright,	Duffy,	Johnston,	Paul,	Taylor,
Briggs,	Fidler,	Jones,	Pugh,	Thomas,
Burns,	Garvin,	King,	Rinehart,	Timmons,
Carlile,	George,	Lowrance,	Ritzhaupt,	Waldrep,
Chamberlin,	Hill,	MacDonald,	Rorschach,	Whitaker.
Commons,	Howsley,	Nance,	Sowards,	
Curnutt,	Hutchinson,	Nichols,	Stewart,	Total, 33.



**NAY:**

Ray. Total, 1.

**EXCUSED:**

Willis. Total, 1.

**NOT VOTING:**

Broadus,	Carmack,	Ivester,	Spencer,	Wright.
Bushyhead,	Fischl,	Logan,	Wilbanks,	Total, 9.

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 Engrossed House Amendments to Engrossed Senate Bill No. 374 and ordered the bill referred for enrollment.

Referring further to SENATE BILL NO. 93, as amended by the Honorable House:

Senate Bill No. 93, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Duffy,	Johnston,	Rinehart,	Timmons,
Briggs,	Fidler,	Jones,	Ritzhaupt,	Waldrep,
Burns,	Garvin,	King,	Rorschach,	Whitaker,
Carlile,	George,	MacDonald,	Sowards,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Hutchinson,	Pugh,	Thomas,	Total, 31.

**NAY:**

Lowrance, Paul, Ray, Total, 3.

**EXCUSED:**

Willis. Total, 1.

**NOT VOTING:**

Broadus,	Carmack,	Ivester,	Spencer,	Wright.
Bushyhead,	Fischl,	Logan,	Wilbanks,	Total, 9.

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:

## AYE:

Albright,	Duffy,	Johnston,	Rinehart,	Timmons,
Briggs,	Fidler,	Jones,	Ritzhaupt,	Waldrep,
Burns,	Garvin,	King,	Rorschach,	Whitaker,
Carlile,	George,	MacDonald,	Sowards,	
Chamberlin,	Hill,	Nance,	Stewart,	
Commons,	Howsley,	Nichols,	Taylor,	
Curnutt,	Hutchinson,	Pugh,	Thomas,	Total, 31.

## NAY:

Lowrance,	Paul,	Ray.	Total, 3.
-----------	-------	------	-----------

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Broaddus,	Carmack,	Ivester,	Spencer,	Wright.
Bushyhead,	Fischl,	Logan,	Wilbanks,	Total, 9.

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 Engrossed House Amendments to Engrossed Senate Bill No. 93 and ordered the Bill, as amended, referred for enrollment.

Referring further to SENATE BILL NO. 251, as amended by the Honorable House:

Senate Bill No. 251, as amended by the Honorable House was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Jones,	Pugh,	Stewart,
Briggs,	Fidler,	King,	Ray,	Thomas,
Broaddus,	Garvin,	Lowrance,	Rinehart,	Waldrep,
Burns,	George,	MacDonald,	Ritzhaupt,	Whitaker.
Carlile,	Hill,	Nichols,	Rorschach,	
Commons,	Johnston,	Paul,	Sowards,	Total, 28.

## NAY:

Duffy,	Hutchinson.	Total, 2.
--------	-------------	-----------

## EXCUSED:

Willis.	Total, 1.
---------	-----------

## NOT VOTING:

Bushyhead,	Fischl,	Logan,	Taylor,	Wright.
Chamberlin,	Howsley,	Nance,	Timmons,	
Carmack,	Ivester,	Spencer,	Wilbanks,	Total, 13.

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 Amendments to Engrossed Senate Bill No. 251 and ordered the Bill, as amended, referred for enrollment.

Referring further to SENATE BILL NO. 160, as amended by the Honorable House:

Senate Bill No. 160, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Curnutt,	Johnston,	Pugh,	Waldrep,
Briggs,	Duffy,	King,	Ray,	Whitaker.
Broaddus,	Fidler,	Lowrance,	Ritzhaupt,	
Burns,	Garvin,	MacDonald,	Rorschach,	
Carlile,	George,	Nance,	Sowards,	
Chamberlin,	Hill,	Nichols,	Stewart,	
Commons,	Howsley,	Paul,	Thomas,	Total, 30.

**EXCUSED:**

Willis,	Total, 1.
---------	-----------

**NOT VOTING:**

Bushyhead,	Hutchinson,	Logan,	Taylor,	Wright.
Carmack,	Ivester,	Rinehart,	Timmons,	
Fischl,	Jones,	Spencer,	Wilbanks,	Total, 13.

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:

**AYE:**

Albright,	Curnutt,	Johnston,	Pugh,	Waldrep,
Briggs,	Duffy,	King,	Ray,	Whitaker.
Broaddus,	Fidler,	Lowrance,	Ritzhaupt,	
Burns,	Garvin,	MacDonald,	Rorschach,	
Carlile,	George,	Nance,	Sowards,	
Chamberlin,	Hill,	Nichols,	Stewart,	
Commons,	Howsley,	Paul,	Thomas,	Total, 30.

**EXCUSED:**

Willis.	Total, 1.
---------	-----------



## NOT VOTING:

Bushyhead,	Hutchinson,	Logan,	Taylor,	Wright.
Carmack,	Ivester,	Rinehart,	Timmons,	
Fischl,	Jones,	Spencer,	Wilbanks,	Total, 13.

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 Engrossed House Amendments to Engrossed Senate Bill No. 160 and ordered the Bill, as amended, referred for enrollment.

Referring further to SENATE BILL NO. 186, as amended by the Honorable House:

Senate Bill No. 186, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

## AYE:

Albright,	Curnutt,	Johnston,	Nichols,	Stewart,
Briggs,	Duffy,	Jones,	Paul,	Taylor,
Broaddus,	Fidler,	King,	Pugh,	Thomas,
Burns,	Garvin,	Logan,	Ray,	Waldrep,
Carlile,	George,	Lowrance,	Ritzhaupt,	Whitaker.
Chamberlin,	Hill,	MacDonald,	Rorschach,	
Commons,	Howsley,	Nance,	Sowards,	Total, 33.

## EXCUSED:

Willis,	Total, 1.
---------	-----------

## NOT VOTING:

Bushyhead,	Hutchinson,	Spencer,	Wright.
Carmack,	Ivester,	Timmons,	
Fischl,	Rinehart,	Wilbanks,	Total, 10.

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:

## AYE:

Albright,	Curnutt,	Johnston,	Nichols,	Stewart,
Briggs,	Duffy,	Jones,	Paul,	Taylor,
Broaddus,	Fidler,	King,	Pugh,	Thomas,
Burns,	Garvin,	Logan,	Ray,	Waldrep,
Carlile,	George,	Lowrance,	Ritzhaupt,	Whitaker.
Chamberlin,	Hill,	MacDonald,	Rorschach,	
Commons,	Howsley,	Nance,	Sowards,	Total, 33.

EXCUSED:

Willis. Total, 1.

NOT VOTING:

Bushyhead,	Hutchinson,	Spencer,	Wright.
Carmack,	Ivester,	Timmons,	
Fischl,	Rinehart,	Wilbanks,	Total, 10.

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 Engrossed House Amendments to Engrossed Senate Bill No. 186 and ordered the Bill, as amended, referred for enrollment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 134 and 264 correctly engrossed, and Senate Bills Nos. 59, 179 and 398 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 59, 179 and 398 were read at length 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.

MESSAGES

The following Messages from the Honorable House were received and read:

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE JOINT RESOLUTION NO. 11—By BILLINGS,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 5, of the Constitution of the State of Oklahoma,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Joint Resolution No. 11 was read at length for the fourth time, the enrolled copy signed, in open session, by the President Pro Tempore, and ordered returned to the Honorable House.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 173—By WILBANKS,

An Act authorizing Evelina Freeman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and her children for the alleged wrongful death of her said husband, Conaway Freeman, providing for service of summons upon the Secretary of State and naming the jurisdiction of said action.

ENROLLED SENATE BILL NO. 387—By JOHNSTON and WRIGHT,

An Act authorizing John Horn, his heirs, executors and administrators, to institute and prosecute an action against the State of Oklahoma in the matter of damages suffered by him to his property by reason of the wrongful act of the Highway Department, and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 173 and 387 were ordered referred to the Governor, for consideration.

Senator Garvin moved that the vote be reconsidered by which House Bill No. 390 failed of passage, which motion failed of adoption.

### THIRD READING

HOUSE BILL NO. 134 was read at length for the third time.

Upon motion of Senator Paul, House Bill No. 134 was ordered stricken from the Calendar.

Senator Bushyhead moved that the vote be reconsidered by which HOUSE BILL NO. 512 was stricken from the Calendar, which motion failed of adoption.



# GENERAL ORDER

Upon motion of Senator Albright, HOUSE BILL NO. 543, by Reed, was stricken from the Calendar.

Senator Nance moved that HOUSE BILL NO. 348, by Carleton, et al., be stricken from the Calendar, which motion, by unanimous consent, he withdrew.

Upon motion of Senator Rinehart, House Bill No. 348 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, House Bill No. 348 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 348 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

### AYE:

Briggs,	Curnutt,	Logan,	Rorschach,
Burns,	Fidler,	MacDonald,	Taylor,
Commons,	Garvin,	Rinehart,	Total, 11.

### NAY:

Albright,	Duffy,	Jones,	Paul,	Thomas,
Broaddus,	George,	King,	Pugh,	Whitaker,
Bushyhead,	Hill,	Lowrance,	Ray,	Wilbanks,
Carlile,	Howsley,	Nance,	Ritzhaupt,	Wright,
Chamberlin,	Johnston,	Nichols,	Sowards,	Total, 24.

### EXCUSED:

Willis.	Total, 1.
---------	-----------

### NOT VOTING:

Carmack,	Hutchinson,	Spencer,	Timmons.
Fischl,	Ivester,	Stewart,	Waldrep.
			Total, 8.

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.

## CONFERENCE COMMITTEE REPORT

Senator Nichols submitted the following Conference Committee Report which, upon his motion, was adopted:

To the President of the Senate and  
the Speaker of the House of Representatives:

Sirs:

We, your Conference Committee, to whom was referred Senate Bill No. 246, entitled:

An Act making general appropriation for the budget of the Legislature, Executive and Judicial Departments of the State for the fiscal year ending June 30, 1936, and June 30, 1937, by functions of each department in accordance with the budget classifications adopted by the Governor,

beg leave to report that we have had the same under consideration, and hereby recommend:

1. That the Senate concur in House Amendment No. 1.
2. That the House recede from House Amendment No. 2.
3. That the House recede from House Amendment No. 3.
4. That the House recede from House Amendment No. 4.
5. That the House recede from House Amendment No. 5.
6. That the House recede from House Amendment No. 6.
7. That the House recede from House Amendment No. 7.
8. That the Senate concur in House Amendment No. 8.
9. That the House recede from House Amendment No. 9.
10. That the following Conference Committee Amendment be adopted:

Page 3, line 27, by amending the item "Traveling" to read \$750.00 each year.

11. That the Senate concur in House Amendment No. 10.
12. That the House recede from House Amendment No. 11 and that the totals be made to conform to the Conference Committee Amendments.
13. That the following Conference Committee Amendment be adopted:

Page 5, line 2, by amending the item "Traveling" to read \$14,500.00 each year.

14. That the House recede from House Amendment No. 12.
15. That the House recede from House Amendment No. 13 and that

the totals be made to conform to the Conference Committee Amendments.

16. That the Senate concur in House Amendment No. 14.

17. That the following Conference Committee Amendment be adopted:

Page 5, between lines 24 and 25, by adding the following item: Furnishing Statutes and Session Laws to County and State Officers entitled thereto, \$15,000.00 for first year.

18. That the House recede from House Amendment No. 15 and that the totals be made to conform to the Conference Committee Amendments.

19. That the Senate concur in House Amendment No. 16.

20. That the Senate concur in House Amendment No. 17.

21. That the Senate concur in House Amendment No. 18.

22. That the House recede from House Amendment No. 18-A.

23. That the House recede from House Amendment No. 18-B and that the totals be made to conform to the Conference Committee Amendments.

24. That the Senate concur in House Amendment No. 19.

25. That the Senate concur in House Amendment No. 20.

26. That the Senate concur in House Amendment No. 21.

27. That the Senate concur in House Amendment No. 22.

28. That the following Conference Committee Amendment be adopted:

Page 10, between lines 7 and 8, by adding the following item: SCHOOL HOUSE PLANNING AND TRANSPORTATION: Extra Help \$12,000.00.

29. That the following Conference Committee Amendment be adopted:

Page 10, line 9, by amending the item of Traveling to read \$2,000.00 each year.

30. That the House recede from House Amendment No. 23.

31. That the House recede from House Amendment No. 24 and that the totals be made to conform to the Conference Committee Amendments.

32. That the House recede from House Amendment No. 25.



33. That the Senate concur in House Amendment No. 26.

34. That the House recede from House Amendment No. 27.

35. That the House recede from House Amendment No. 28.

36. That the House recede from House Amendment No. 29 and that the totals be made to conform to the Conference Committee Amendments.

37. That the Senate concur in House Amendment No. 30.

38. That the Senate concur in House Amendment No. 31.

39. That the Senate concur in House Amendment No. 32.

40. That the Senate concur in House Amendment No. 33.

41. That the Senate concur in House Amendment No. 34.

42. That the Senate concur in House Amendment No. 35.

43. That the Senate concur in House Amendment No. 36.

44. That the Senate concur in House Amendment No. 37.

45. That the Senate concur in House Amendment No. 38.

46. That the Senate concur in House Amendment No. 39.

47. That the Senate concur in House Amendment No. 41.

48. That the House recede from House Amendment No. 42.

49. That the House recede from House Amendment No. 43 and that the totals be made to conform to the Conference Committee Amendments.

50. That the Senate concur in House Amendment No. 44.

51. That the following Conference Committee Amendment be adopted:

Page 17, lines 5 and 6 be amended to read as follows:

Salaries of Judge (40).....	\$160,000.00	\$160,000.00
-----------------------------	--------------	--------------

Salaries of Reporters (40).....	72,000.00	72,000.00
---------------------------------	-----------	-----------

and that the totals be amended to conform thereto.

52. That the Senate concur in House Amendment No. 45.

53. That the Senate concur in House Amendment No. 46.

54. That the House recede from House Amendment No. 47.

55. That the House recede from House Amendment No. 48.

56. That the House recede from House Amendment No. 49 and that the totals be made to conform to the Conference Committee Amendments.

57. That the Senate concur in House Amendment No. 50.

58. That the Senate concur in House Amendment No. 51.

59. That the Senate concur in House Amendment No. 52.

60. That the House recede from House Amendment No. 53.

61. That the House recede from House Amendment No. 54.

62. That the House recede from House Amendment No. 55 and that the totals be made to conform to the Conference Committee Amendments.

63. That the Senate concur in House Amendment No. 56.

64. That the House recede from House Amendment No. 57.

65. That the Senate concur in House Amendment No. 58.

66. That the Senate concur in House Amendment No. 59.

67. That the Senate concur in House Amendment No. 60.

68. That the House recede from House Amendment No. 61 and that the totals be made to conform to the Conference Committee Amendments.

69. That the Senate concur in House Amendment No. 62.

70. That the Senate concur in House Amendment No. 63.

71. That the Senate concur in House Amendment No. 64.

72. That the Senate concur in House Amendment No. 65.

73. That the Senate concur in House Amendment No. 66.

74. That the Senate concur in House Amendment No. 67.

75. That the House recede from House Amendment No. 68.

76. That the House recede from House Amendment No. 69.

77. That the Senate concur in House Amendment No. 70.

78. That the House recede from House Amendment No. 71 and that the totals be made to conform to the Conference Committee Amendments.

79. That the House recede from House Amendment No. 72.

80. That the House recede from House Amendment No. 73.

81. That the House recede from House Amendment No. 74.

82. That the Senate concur in House Amendment No. 75.

83. That the House recede from House Amendment No. 76 and that the totals be made to conform to the Conference Committee Amendments.

84. That the following Conference Committee Amendment be adopted:

Page 27, line 42, be amended by striking the figures \$8,500.00 and substituting therefor the figures \$58,500.00.

85. That the Senate concur in House Amendment No. 77.

86. That the House recede from House Amendment No. 78 and that the totals be made to conform to the Conference Committee Amendments.

87. That the Senate concur in House Amendment No. 79.

88. That the Senate concur in House Amendment No. 80.

89. That the Senate concur in House Amendment No. 81.

90. That the Senate concur in House Amendment No. 82.

91. That the Senate concur in House Amendment No. 83.

92. That the Senate concur in House Amendment No. 84.

93. That the Senate concur in House Amendment No. 85.

94. That the Senate concur in House Amendment No. 86.

95. That the following Conference Committee Amendment be adopted:

Page 29, line 17, that the item Per Diem and Expenses be amended to read \$4,400.00 the first year and \$3,200.00 the second year, and that the total be amended to conform thereto.

96. That the Senate concur in House Amendment No. 87.

97. That the Senate concur in House Amendment No. 88.

98. That the Senate concur in House Amendment No. 89.

99. That the following Conference Committee Amendment be adopted:



Page 31, by striking lines 3 to 10, inclusive.

100. That the House recede from House Amendment No. 90 and that the totals be made to conform to the Conference Committee Amendments.

Respectfully submitted.

LONG,  
GIBBONS,  
SULLIVAN,  
MUNGER,  
THORNTON,  
SINGLETON.

House Conferees.

NICHOLS,  
NANCE,  
PAUL,  
STEWART,  
HOWSLEY,  
HILL,  
BURNS,  
COMMONS,

Senate Conferees.

Senate Bill No. 246, as amended in conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Commons,	Howsley,	Nichols,	Wilbanks,
Briggs,	Curnutt,	Johnston,	Rinehart,	Wright.
Broadus,	Duffy,	Jones,	Ritzhaupt,	
Burns,	Fidler,	King,	Rorschach,	
Bushyhead,	Garvin,	Logan,	Sowards,	
Carlile,	George,	MacDonald,	Taylor,	
Chamberlin,	Hill,	Nance,	Whitaker,	Total, 30.

**NAY:**

Hutchinson,	Paul,	Ray,	
Lowrance,	Pugh,	Thomas.	Total, 6.

**EXCUSED:**

Willis.	Total, 1.
---------	-----------

**NOT VOTING:**

Carmack,	Ivester,	Stewart,	Waldrep,
Fischl,	Spencer,	Timmons,	Total, 7.

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. 246, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House, for consideration.

## MESSAGES

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 389—By WHITAKER and BROADDUS of the Senate, and SHOEMAKE, THORNTON, and BRANAN of the House,

An Act making an appropriation to construct, equip, and furnish an industrial building at the Oklahoma School for Blind, Muskogee, Oklahoma; and declaring an emergency.

ENROLLED SENATE BILL NO. 119—By CURNUTT,

An Act amending Section 11282, Oklahoma Statutes, 1931, relating to the filing of chattel mortgages, repealing all Acts or parts of Acts in conflict herewith.

ENROLLED SENATE JOINT RESOLUTION NO. 21—By TIMMONS,

A Joint Resolution authorizing and directing the Oklahoma State Tax Commission or the State Highway Department to refund an overcharge made in 1931; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Joint Resolution No. 21 and Enrolled Senate Bills Nos. 119 and 389 were ordered referred to the Governor, for consideration.

## THIRD READING

HOUSE BILL NO. 264 was read at length for the third time.

Senator Ray moved that House Bill No. 264 be stricken from the calendar, which motion was tabled, upon motion of Senator Fidler.

The question being, "Shall the Bill pass?" the roll was called with the following results:

**AYE:**

Albright,	Curnutt,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	King,	Rorschach,	Wright.
Broaddus,	Fidler,	Logan,	Taylor,	
Burns,	George,	MacDonald,	Thomas,	
Bushyhead,	Hill,	Nance,	Timmons,	
Carlile,	Hutchinson,	Pugh,	Waldrep,	
Chamberlin,	Johnston,	Rinehart,	Whitaker,	Total, 30.

**NAY:**

Commons,	Lowrance,	Ray,	
Garvin,	Paul,	Sowards.	Total, 6.

**EXCUSED:**

Willis,	Total, 1.
---------	-----------

**NOT VOTING:**

Carmack,	Howsley,	Nichols,	Stewart.
Fischl,	Ivester,	Spencer,	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:

**AYE:**

Albright,	Curnutt,	Jones,	Ritzhaupt,	Wilbanks,
Briggs,	Duffy,	King,	Rorschach,	Wright.
Broaddus,	Fidler,	Logan,	Taylor,	
Burns,	George,	MacDonald,	Thomas,	
Bushyhead,	Hill,	Nance,	Timmons,	
Carlile,	Hutchinson,	Pugh,	Waldrep,	
Chamberlin,	Johnston,	Rinehart,	Whitaker,	Total, 30.

**NAY:**

Commons,	Lowrance,	Ray,	
Garvin,	Paul,	Sowards.	Total, 6.

**EXCUSED:**

Willis,	Total, 1.
---------	-----------

**NOT VOTING:**

Carmack,	Howsley,	Nichols,	Stewart.
Fischl,	Ivester,	Spencer,	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 Pro Tempore, in open session, signed Engrossed



Senate Amendments to and Engrossed House Bill No. 264, as amended, and ordered the bill returned to the Honorable House.

President Berry presiding.

Upon motion of Senator Ritzhaupt, House Bill No. 46, by Huey, was ordered stricken from the calendar.

Upon motion of Senator Nichols, all House Bills on the calendar were ordered stricken.

### MESSAGES

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED SENATE BILL NO. 77—By COMMITTEE ON APPROPRIATIONS,

An Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State Departments and State Institutions herein named and for the purposes specified, and transferring funds from one item to another, and declaring an emergency,

together with the Engrossed Senate Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted, and the Bill passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 77, together with Conference Committee Report thereon, was ordered referred for enrollment.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 14, 186, 251, 374 and 406 correctly enrolled.

SOWARDS, Acting Chairman.

Senator Ritzhaupt presiding.

Senate Bill No. 14 was read at length 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.

President Berry presiding.

Senate Bills Nos. 186, 251 and 374 were read at length 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.

Senator Ray presiding.

Senate Bill No. 406 was read at length 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.

President Berry presiding.

The Governor, being present in the Senate Chamber, was invited and did address the Senate briefly.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 77, 93 and 160 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bills Nos. 77, 93 and 160 were read at length 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.

#### MESSAGES

The following Message from the Honorable House was received and read:

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED SENATE BILL NO. 246—By COMMITTEE ON APPROPRIATIONS,

An Act making general appropriation for the budget of the Legislative, Executive and Judicial Departments of the State for the fiscal year ending June 30, 1936, and June 30, 1937, by functions of each

department in accordance with the budget classifications adopted by the Governor,

together with the Engrossed House Amendments to same, and the Conference Committee Report thereon, and to advise you and through you the Honorable Senate, that the Conference Committee Report has been adopted and the Bill passed, as amended, by such report.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Engrossed Senate Bill No. 246, together with Conference Committee Report thereon, was ordered referred for enrollment.

A Committee, headed by Representative Roberts, was received and the Senate was advised that the House had completed its work and was ready to adjourn sine die.

Senator Nance moved that a Committee of three be appointed to notify the Honorable House that the Senate has about completed its work, and will be ready to adjourn sine die within a short time, which motion prevailed, the President appointing as such Committee, Senators Timmons, Commons and Albright.

Senator Sowards submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 246 correctly enrolled.

SOWARDS, Acting Chairman.

Senate Bill No. 246 was read at length 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.

#### MESSAGES

To the President of the Senate,  
Building.  
SIR:

I am directed by the House of Representatives to advise you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 264—By MUNSON, HUEY, ROBERTS and SULLIVAN,

An Act regulating the practice of professional engineering; providing for the registration of professional engineers; fixing fees and penalties; repealing conflicting laws, and declaring an emergency,



and that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 264—By MUNSON, HUEY, ROBERTS and SULLIVAN,

An Act regulating the practice of professional engineering; providing for the registration of professional engineers; fixing fees and penalties; repealing conflicting laws, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

House Bill No. 264 was read at length 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,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 14—By RITZHAUPT, CARMACK, NICHOLS, HUTCHINSON and TAYLOR,

An Act to be known and cited as the Oklahoma Habitual Criminal Sterilization Act; providing for and authorizing operations of vasectomy and salpingectomy to be performed upon habitual criminals; defining habitual criminals; conferring jurisdiction upon the District Courts of this State to hear and determine actions instituted and carried on under and pursuant to the provisions thereof, providing and prescribing the pleading and practice and rules of procedure in actions instituted and carried on under and pursuant to the provisions thereof; providing for a person adjudged to be an habitual criminal and upon whom it is adjudged that an operation of vasectomy or salpingectomy be performed to be taken into and held in custody until such operation has been performed; defining and prescribing duties in relation thereto to be performed by the Attorney

General, the County Attorneys, the Court Clerks, the Sheriffs, and the Wardens or other officers in charge of the State's penal institutions; providing for appeals to the Supreme Court of Oklahoma from judgments rendered in actions instituted under and pursuant to the provisions thereof, and conferring jurisdiction upon said court to hear and determine said appeals; providing for the allowance and payment by the State of fees to surgeons and payment by the State of fees to surgeons performing operations of sterilization authorized under and pursuant to the provisions thereof, and for other purposes,

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 in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 14 was ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 59—By NICHOLS,

A Bill to be entitled an Act amending Chapter 20, Article 9, of the Session Laws, 1931, making an appropriation, 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 signed by the Speaker in open session.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bill No. 59 was ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 77—By COMMITTEE ON APPROPRIATIONS,

An Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State Departments and State

Institutions herein named and for the purposes specified, and transferring funds from one item to another and declaring an emergency.

ENROLLED SENATE BILL NO. 93—By WALDREP,

An Act requiring any business college, or other school giving resident instruction domiciled outside the State of Oklahoma, and their agents, or representatives, to post bond with the Secretary of State; prescribing contents and conditions thereof authorizing any person defrauded by such college or school to maintain suit on said bond for breach thereof; requiring representatives and agents of such colleges or school to obtain license from the State Superintendent of Public Instruction before soliciting or canvassing prospective students therefor; setting forth the requirements for the issuance of such license; prescribing the penalties for violation of this Act; and declaring an emergency.

ENROLLED SENATE BILL NO. 160—By CURNUTT,

An Act amending Section 543, Oklahoma Statutes, 1931, relating to civil procedure, providing for the furnishing of written instruments to stay executions upon appeal, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

ENROLLED SENATE BILL NO. 246—By COMMITTEE ON APPROPRIATIONS,

An Act making General Appropriation for the Budget of the Legislative, Executive and Judicial Departments of the State for the fiscal year ending June 30, 1936 and June 30, 1937, by functions of each department in accordance with the budget classifications adopted by the Governor.

ENROLLED SENATE BILL NO. 406—By RAY,

An Act relating to Fish and Game, amending Sections 4824 and 4789, Oklahoma Statutes, 1931, as amended by Sections 1 and 2 respectively in House Bill No. 419 of the Fifteenth Legislature, making it unlawful to possess any part of the carcass of deer or wild turkey; describing penalties for violation hereof; and declaring an emergency, and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 77, 93, 160, 246 and 406 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:



ENROLLED SENATE BILL NO. 179—By GEORGE and JONES of the Senate, and HUEY, LARASON, SCHWOERKE, SADLER, FRAYER, BECK, WRIGHT of Beaver, and BEAMAN of the House,

An Act making appropriation from the Public Building Fund for the purpose of erecting a building at the University of Oklahoma at Norman, Oklahoma, for the college of business administration, and declaring an emergency.

ENROLLED SENATE BILL NO. 398—By GEORGE,

An Act to prevent the fraudulent labelling and selling of archaeological specimens to prohibit vandals and irresponsible persons from fraudulently exploiting, destroying, or defacing prehistoric archaeological and paleontological features and remains, to provide for licensing persons engaged in exploring and excavating for ancient ruins and fossilized remains, providing a penalty for violations; and declaring an emergency,

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 179 and 398 were ordered referred to the Governor, for consideration.

To the President of the Senate,  
Building.

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 186—By COMMITTEE ON PRIVILEGES AND ELECTIONS,

An Act relating to primary and general elections, amending Section 5809, O. S., 1931, providing for destruction of certificates of vote by State Election Board after being retained twelve months; and declaring an emergency.

ENROLLED SENATE BILL NO. 251—By STEWART, BRIGGS, FISCHL, NANCE, RAY, LOWRANCE, PAUL and RINEHART,

An Act to provide for the control and destruction of predatory animals and rodents; making an appropriation therefor, and prescribing the manner of its expenditures in co-operation with the Game and Fish Commission; repealing Sections 4865 to 4868, inclusive, Oklahoma Statutes, 1931.

ENROLLED SENATE BILL NO. 374—By THOMAS, WILLIS, BURNS, SOWARDS, KING and HILL.

An Act authorizing the State Board of Public Affairs to execute oil and gas leases, to contract for drilling wells, repealing Chapter 190 of the Session Laws of Oklahoma, 1933, and all other Acts or parts of Acts in conflict hereto; making other provisions with reference thereto; and declaring an emergency.

and to advise 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.

Respectfully,

RICHARD H. CLOYD, Chief Clerk.

Enrolled Senate Bills Nos. 186, 251 and 374 were ordered referred to the Governor, for consideration.

Upon motion of Senator Nance, the Senate of the Fifteenth Legislature adjourned sine die.





# ERRATA

Page 103, following the Willis Committee Report, insert the following: "The President Pro Tempore, in open session, signed Engrossed Senate Concurrent Resolution No. 2, and ordered the same transmitted to the Honorable House, for consideration."

Page 335, after the Nance motion, strike the words and figures, "House Bill No. 15," and insert the words and figures "Senate Bill No. 11," and strike the words and figures, "Senate Bill No. 11," and insert the words and figures, "House Bill No. 15."

Pages 800 and 801, at the bottom of page 800, strike the figures "19" and at the top of page 801, strike the figures "20."

Page 801, at the end of the Nichols motion, strike the words, "which motion prevailed."

Page 1034, under General Order, strike the words and figures, "Senate Bill No. 283," and insert the words and figures, "House Bill No. 283."

Pages 1235 and 1251, first paragraph, strike the figures, "468" and insert the figures, "486."

Page 1290, in the report of Public Health Committee, strike the figures, "572" and insert the figures, "372."

Page 1321, in the last line of the Willis Committee Report, strike the words and figures, "Bill No. 293, correctly engrossed," and insert the words and figures, "Bills Nos. 206 and 293, correctly engrossed," and in the second line of the following paragraph strike the words and figures, "Senate Bill No. 293," and insert the words and figures, "Senate Bills Nos. 206 and 293."

Page 1476, second line of Amendment No. 1 to Senate Bill No. 190, strike the words and figures, "ending June 30, 1935, and Sewer Extension \$2500.00, be stricken" and insert the words and figures, "tage dormitories \$70,000.00 be stricken."

Page 1495, third paragraph from top of page, third line, strike the words "Senate, and Johnson and Hunt of the House" and insert "ordered returned to the Honorable House."

Page 1516, first paragraph, strike words and figures, "and Senate Bill No. 344 correctly engrossed."

Page 1619, after Ray motion, strike the words, "By unanimous consent, Senate Bill No. 407 was considered engrossed and placed upon third reading and final passage."

Page 1647, strike words, "Third Reading" at bottom of page, and in third line from bottom of page, strike words, "for the third time."

Page 1701, seventh line from top, add after the name, "Coe," the words, "to engrossment and third reading."

Page 1762, in first and fifth lines, change figures "38" to figures "129."

Page 1772, in eleventh, fourteenth and twentieth lines, change "Senate Bill No. 452" to "House Bill No. 452."

Page 1950, after heading "Third Reading," change "House Bill No. 170" to "House Bill No. 179."

Page 2030, fifteenth line from bottom of page, change "House Bill No. 443" to "House Bill No. 442."

Page 2099, fourth and twenty-second lines, change the word "Bill" to the word "Resolution."

Page 2154, after first paragraph, add the following paragraph: "House Bill No. 447 was read at length for the third time."



# INDEX

## Part I SENATE BILLS

### TZHAUPT.

ng for the  
the duties  
ake rules  
reof; pro-  
ds appro-  
lect a di-  
bonds for  
ution of  
he selec-  
ixing the  
l certain  
funds;  
a trucks  
making  
of this  
, 1935.

-----	63
-----	70
-----	155
En-	
-----167-174	
-----	178
; re-	
ap-	
---548-551	
---558-559	
ased	
---627-631	
-----	665
-----	709
-----	743
-----	821

nd

-----	63
-----	70



# INDEX

# Part I

## SENATE BILLS

### SENATE BILL NO. 1—By CHAMBERLIN, NANCE and RITZHAUPT.

An Act creating the State Relief Commission and providing for the members thereof; defining the purposes of this Act and the duties of the Commission; authorizing the Commission to make rules and regulations necessary to carry out the provisions hereof; providing for the allocation and distribution of the funds appropriated by this Act; authorizing the Commission to select a director and other officials and employees; providing for bonds for certain officials; authorizing the manner of the distribution of the funds appropriated; making further provision for the selection of officials and employees in order to effect economy; fixing the maximum amount that they may be paid for salaries and certain other expenses; directing the method of payment of the funds; authorizing and directing the Adjutant General to furnish trucks and certain other equipment for use by the Commission; making appropriations to carry out the purposes and provisions of this Act for the remainder of the fiscal year ending June 30, 1935, defining certain terms and declaring an emergency.

1st Reading .....	63
2nd Reading .....	70
Committee Report .....	155
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	167-174
Reported Engrossed and to House .....	178
Returned by House, as amended; House Amendments rejected, Conference requested and Senate Conferees appointed .....	548-551
House grants Conference and appoints Conferees .....	558-559
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	627-631
Referred for Enrollment .....	665
Reported Enrolled and 4th Reading .....	709
To Governor .....	743
Governor's Message .....	821

### SENATE BILL NO. 2—By GARVIN and BRIGGS.

An Act authorizing an interstate compact for the conservation and stabilization of the American Petroleum and declaring an emergency.

1st Reading .....	63
2nd Reading .....	70

### SENATE BILL NO. 3—By CHAMBERLIN, NICHOLS, BROADDUS, IVESTER and COMMONS of the Senate, and COE of the House.

An Act fixing the time and manner for convening the District Court in the various counties of this State; providing for two regular



terms in each county each year; defining and fixing the means, manner and procedure for convening and adjournment thereof; providing for jury sessions and motion, equity or non-jury sessions of the District Court; making special provision for the January term, 1935; providing for causes the trial of which have been commenced but not completed when this Act becomes effective; repealing Section 2 of House Bill 220 of the Fourteenth Legislature, being Section 2 of Chapter 96 of the Oklahoma Session Laws, 1933, and all other Acts and parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	63
2nd Reading and to Calendar .....	70
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	101-102
Reported Engrossed and to House .....	115
Referred for Enrollment .....	137-138
Reported Enrolled and 4th Reading .....	140-141
To Governor .....	146
Governor's Message .....	147

#### SENATE BILL NO. 4—By BRIGGS.

An Act providing for the adjustment of amount of taxes where property has been improperly, inequitably, erroneously or illegally valued for the purpose of taxation or where the amount of taxes, penalties and costs accrued against property exceeds the actual value thereof, provided for relief where taxes levied are no longer needed for funds for which levied, authorizing the Board of County Commissioners of the respective counties to hear and determine such matters, providing for appeals therefrom and declaring an emergency.

1st Reading .....	63
2nd Reading .....	70
Special Committee Report .....	314-315
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	350-355
Reported Engrossed and to House .....	378

#### SENATE BILL NO. 5—By MacDONALD.

A Bill to be entitled an Act making an appropriation to supplement the maintenance fund of the Southeastern State Teachers College, Durant, Oklahoma, to repair damage to the building and replace books damaged by fire and water; and declaring an emergency.

1st Reading .....	64
2nd Reading .....	71
Committee Report .....	178-179
Considered Deferred .....	190, 198, 212, 228, 240
Referred to Committee .....	263
Committee Report .....	299

#### SENATE BILL NO. 6—By CURNUTT.

An Act amending Section 6, House Bill 647, Chapter 153, Oklahoma Session Laws, 1933, reducing the annual license for manufacturers, retailers and wholesalers of non-intoxicating beverages, repealing all laws and parts of laws in conflict herewith and declaring an emergency.

1st Reading .....	64
2nd Reading .....	71
Committee Report .....	1027
Considered and indefinitely Postponed .....	1039



## SENATE BILL NO. 7—By CURNUTT.

An Act amending Section 12356, Oklahoma Statutes, 1931, repealing the Act diverting 40 per cent of the excise gasoline taxes collected, repealing all laws or parts of laws in conflict herewith and declaring an emergency.

1st Reading .....	64
2nd Reading .....	71

## SENATE BILL NO. 8—By NICHOLS.

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

1st Reading .....	64
2nd Reading and to Calendar .....	71
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	103-104
Reported Engrossed and to House .....	115
Referred for Enrollment .....	142
Reported Enrolled and 4th Reading .....	144
To Governor .....	146
Governor's Message .....	147-148

## SENATE BILL NO. 9—By NICHOLS, COMMONS, SOWARDS, CHAMBERLIN, WHITAKER and MacDONALD.

An Act creating the Greater University of Oklahoma (an association of co-ordinated colleges); granting thereto a public charter; providing for the appointment and naming of its trustees and officials; defining their powers and duties; authorizing the employment of an adequate staff for the prosecution of the purposes of the organization, defining the purposes and objects of the institution; providing for the payment of salaries; the collection of per capita sum from its students; to receive and disburse funds donated, collected and bequeathed; to collect funds for maintenance and operating expenses; to grant academic and honorary degrees; to co-ordinate and unify the system of higher education in the state; to arrange, unify and improve the curriculum of same; repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

1st Reading .....	64
2nd Reading and to Calendar .....	71
Considered and Referred to Committee .....	105
Committee Report .....	1332

## SENATE BILL NO. 10—By FISCHL, RAY, CARMACK and CHAMBERLIN.

An Act empowering the County Excise Board to hear and determine complaints and affidavits of erroneous assessments, mistakes or errors made in assessing property or preparing tax rolls prior to January 1, 1933; providing a method for the filing and hearing of said complaints and affidavits; empowering the County Excise Board to grant relief therefrom where the taxes levied and assessed on an ad valorem basis prior to January 1, 1933, are unpaid; authorizing the issuance of certificates of erroneous assessments and authorizing County Treasurers to receive and accept certificates of erroneous assessment and for other purposes and declaring an emergency.

1st Reading .....	64
2nd Reading .....	71

SENATE BILL NO. 11—By FISCHL, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, GARVIN, GEORGE, HILL, HOWSLEY, HUTCHINSON, IVESTER, JOHNSON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS, WRIGHT.

An Act providing for the waiving and releasing of the interest, penalties and costs of delinquent ad valorem taxes on real and personal property due the State, county, school district, township or any other subdivision of the State, upon payment of the principal amount on or before July 1, 1935; authorizing and directing County Treasurers to accept such principal amounts without interest, penalties, and costs and to cancel and strike said interest, penalties and costs from tax rolls; providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers of taxes levied and assessed for the year 1934, or subsequent years; suspending the operation of all laws or parts of laws in conflict herewith for the term of this Act and providing, further, that in case any section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any court of competent and final jurisdiction, to be invalid such judgment shall not affect, impair, or invalidate the remainder of this Act, and declaring an emergency.

1st Reading .....	65
2nd Reading .....	71
Committee Report .....	155
Considered and Referred to Special Committee .....	175-176
Special Committee Report .....	179
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	180-183
Reported Engrossed and to House .....	188
Special Committee appointed to consider and House requested to appoint like Committee .....	330, 335
House appoints Special Committee .....	335
Returned by House, as amended; House Amendments Concurred in, Bill Passed as amended thereby, and Referred for Enrollment .....	359-363
Reported Enrolled and 4th Reading .....	369-370
To Governor .....	387-388
Governor's Message .....	401-402

#### SENATE BILL NO. 12—By LOGAN.

An Act creating a legislative reference service for the State of Oklahoma; providing for its operation and maintenance and for the appointment of a director and other employees thereof; prescribing their power and duties; making an appropriation to defray expenses incurred under the provisions of this Act, and declaring an emergency.

1st Reading .....	65
2nd Reading .....	71
Committee Report and Re-referred .....	236
Committee Report and Re-referred .....	668
Committee Report .....	1169
Advanced .....	1521
Reported Engrossed .....	1666
Stricken .....	1788

## SENATE BILL NO. 13—By LOGAN, NICHOLS, WALDREP and JONES.

An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof.

1st Reading .....	65
2nd Reading and to Calendar .....	71-72
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	105-106
Reported Engrossed and to House .....	117-118
Referred for Enrollment .....	227-228
Reported Enrolled and 4th Reading .....	242
To Governor .....	249
Governor's Message .....	255

## SENATE BILL NO. 14—By RITZHAUPT, CARMACK, NICHOLS, HUTCHINSON, and TAYLOR.

An Act to be known and cited as the "Oklahoma Habitual Criminal Sterilization Act;" providing for and authorizing operations of vasectomy and salpingectomy to be performed upon habitual criminals; defining habitual criminals; conferring jurisdiction upon the district courts of this State to hear and determine actions instituted and carried on under and pursuant to the provisions thereof; providing and prescribing the pleading and practice of rules of procedure in actions instituted and carried on under and pursuant to the provisions thereof; providing for a person adjudged to be an habitual criminal and upon whom it is adjudged that an operation for vasectomy or salpingectomy be performed to be taken into and held in custody until such operation has been performed; defining and prescribing duties in relation thereto to be performed by the Attorney General, the county attorneys, the court clerks, the sheriffs, and the wardens or other officers in charge of the State's penal institutions; providing for appeals to the Supreme Court of Oklahoma from judgments rendered in actions instituted under and pursuant to the provisions thereof, and conferring jurisdiction upon said court to hear and determine said appeals; providing for the allowance and payment by the State of fees to surgeons performing operations of sterilization authorized under and pursuant to the provisions thereof; and for other purposes and declaring an emergency.

1st Reading .....	65
2nd Reading .....	72
Committee Report .....	246
Considered .....	270-271, 283, 307
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	489-493
Reported Engrossed and to House .....	506
Returned by House, as amended; House Amendments Concurred in, Bill Passed as amended and Referred for Enrollment .....	2275-2277
Reported Enrolled and 4th Reading .....	2298
To Governor .....	2302

## SENATE BILL NO. 15—By RITZHAUPT, FISCHL, CARMACK, WALDREP, WRIGHT, MacDONALD, TAYLOR, TIMMONS, IVESTER, SPENCER, RINEHART, CHAMBERLIN, WHITAKER and JONES of the Senate, and ALLEN and BILLINGS of the House.

An Act amending Sections 1748 to 1755, inclusive, Oklahoma Statutes



1931; providing for medical and surgical treatment and hospital care for children who are afflicted with any malady or deformity which can probably be remedied and whose parents or other persons legally chargeable with their support are unable to provide same; providing for a tax levy in each county for the Crippled Children's Fund to defray the expenses thereof; prescribing the amount and manner of payment therefor; conferring upon the juvenile courts jurisdiction for the commitment of children to certain hospitals and providing procedure relating thereto; creating a Committee on Standardization; providing for the appointment of its members; fixing their compensation; providing the manner of payment thereof; providing for the approval and classification and revocation of approval by the Committee on Standardization of physicians and/or surgeons and hospitals and convalescent homes desiring to qualify to render treatment and care authorized under this Act; prescribing the powers and duties of such physicians and/or surgeons and hospitals; creating a Committee on Finance and Adjustment and defining its powers and duties; providing for the payment, out of the Crippled Children's Fund of each county of certain expenses; authorizing the State Crippled Children's Hospital to bear certain expenses hereunder; authorizing said hospital to collect certain costs due it under this Act from the Crippled Children's Fund of the various counties; providing for the holding of clinics throughout the State; repealing all laws in conflict herewith and declaring an emergency.

1st Reading .....	66
2nd Reading .....	72
Committee Report .....	527
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	582-585
Reported Engrossed and to House .....	607
Returned by House, as amended; House Amendments Rejected, Conference requested and Conferees named .....	1675-1677
House grants Conference and appoints Conferees .....	1696-1697
Conference Committee Report Submitted, Adopted, Bill Passed as amended and to House .....	1815-1817
Senate grants request for further Conference and names Conferees .....	1846
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	2001-2002
Referred for Enrollment .....	2032
Reported Enrolled and 4th Reading .....	2057
To Governor .....	2089

#### SENATE BILL NO. 16—By LOGAN and ALBRIGHT.

An Act to amend Section 3569, Oklahoma Statutes, 1933, relating to the State Board of Public Affairs.

1st Reading .....	69
2nd Reading .....	100
Committee Report .....	254
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	272-273
Reported Engrossed and to House .....	278

#### SENATE BILL NO. 17—By RAY.

An Act appropriating special moneys for the building of a community hall-armory-auditorium building on the campus of the Murray State School of Agriculture and declaring an emergency.

1st Reading .....	69
2nd Reading .....	100

## SENATE BILL NO. 18—By PUGH.

An Act providing for the waiving and releasing of the interest, penalties, and cost of delinquent ad valorem taxes on real and personal property due the State, County, School District, Township or any other subdivision of the State upon payment of the principal amount on or before December First, 1935, authorizing and directing County Treasurers to accept such principal amounts without interest, penalties and costs and to cancel and strike said interest, penalties and costs from tax rolls providing that this Act shall not affect existing tax sales certificates held by bona fide purchasers or taxes levied and assessed for the year 1934 or subsequent years; suspending the operation of all laws or parts of laws in conflict herewith for the term of this Act and providing further that in case any section, clause, sentence, paragraph, or part of this Act shall for any reason be adjudged by any court of competent or final jurisdiction, to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Act and declaring an emergency.

1st Reading .....	69
2nd Reading .....	100
Committee Report .....	155
Stricken .....	183

## SENATE BILL NO. 19—By PUGH.

An Act authorizing the consolidation of the offices of County Clerk and County Assessor under the office of County Clerk, in counties having a population not to exceed sixty thousand (60,000); providing the procedure to consolidate such offices, prescribing the duty of the incumbents of such offices, and providing the time for election of the officers herein provided.

1st Reading .....	70
2nd Reading .....	101
Committee Report .....	257
Considered and Indefinitely Postponed .....	516

## SENATE BILL NO. 20—By RINEHART.

An Act relating to the termination of life estates in real property by County Courts and prescribing the procedure therefor and declaring an emergency.

1st Reading .....	70
2nd Reading .....	101
Committee Report .....	279
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	256-257
Reported Engrossed and to House .....	369
Returned by House, as Amended; House Amendments Concurred in and roll call Deferred .....	724-725
Passed, as amended by House, and Referred for Enrollment .....	762-763
Reported Enrolled and 4th Reading .....	781
To Governor .....	803
Governor's Message .....	904

## SENATE BILL NO. 21—By PUGH.

An Act relating to the payment of fire, tornado or lightning insurance and declaring an emergency.

1st Reading .....	100
2nd Reading .....	118

SENATE BILL NO. 22—By HOWSLEY, RINEHART, WRIGHT and IVESTER, of the Senate, HOWELL, PAULS and COX, of the House.

An Act validating acknowledgments to instruments affecting real estate of record prior to January 1st, 1920, and declaring an emergency.

1st Reading .....	100
2nd Reading .....	118
Committee Report .....	299
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	321-322
Reported Engrossed and to House .....	330

SENATE BILL NO. 23—By FISCHL

An Act amending Section 4830 and 4831, Oklahoma Statutes 1931, relating to the State Game and Fish Commission; its membership, appointment, tenure and compensation; repealing all laws in conflict and declaring an emergency.

1st Reading .....	100
2nd Reading .....	118
Committee Report .....	1056-1057

SENATE BILL NO. 24—By CURNUTT.

An Act reapportioning the Congressional Districts of the State of Oklahoma, dividing the State into nine Congressional Districts, numbering said Districts from one to nine, inclusive, designating the counties to be composed in each of said Districts, repealing Section 3376, Oklahoma Statutes, 1931.

1st Reading .....	100
2nd Reading .....	118
Withdrawn and to Calendar .....	667
Stricken .....	1926

SENATE BILL NO. 25—By CURNUTT of the Senate, and JOHNSON and HUNT of the House.

An Act amending Section 9 of House Bill No. 187, passed by the Fourteenth Legislature of the State of Oklahoma, and approved on the 26th day of April, 1933, by the Governor of the State of Oklahoma, amending Section 5630, Oklahoma Statutes, 1931, relating to investment of public funds in farm mortgages, repealing all Acts and parts of Acts in conflict herewith and declaring an emergency.

1st Reading .....	100
2nd Reading .....	118
Committee Report .....	179
Considered .....	191
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	198-199
Reported Engrossed and to House .....	207
Returned by House, as amended; House Amendments Rejected, Conference requested and Conferees appointed 1495-1496	
House grants Conference and names Conferees .....	1516
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	1990-1992
Referred for Enrollment .....	2033
Reported Enrolled and 4th Reading .....	2057
To Governor .....	2089



## SENATE BILL NO. 26—By TIMMONS, BRIGGS and DUFFY.

An Act creating an Industries Board, providing for the appointment of its members, defining their duties, and powers, fixing their salaries, providing for the appropriation of money to carry out provisions of this Act and declaring an emergency.

1st Reading .....	100
2nd Reading .....	118
Withdrawn and to Calendar .....	284
Considered and Made Special Order .....	392

## SENATE BILL NO. 27—By CHAMBERLIN, HOWSLEY, GARVIN, CARMACK, IVESTER, BURNS and NICHOLS, of the Senate, and COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA and JONES, of the House.

An Act amending Section 12527, Oklahoma Statutes, 1931, and Section 12576, Oklahoma Statutes, 1931, relating to Motor Fuel or Gasoline Excise Tax, Agricultural Exemptions and Refunds.

1st Reading .....	119
2nd Reading .....	122
Committee Report .....	1191

## SENATE BILL NO. 28—By PUGH, GARVIN, SOWARDS, IVESTER, RAY, BRIGGS, LOGAN, RINEHART, FISCHL, JONES, STEWART, BURNS, WALDREP, RITZHAUPT, THOMAS, SPENCER, LOWRANCE, RORSCHACH, FIDLER, BUSHYHEAD, JOHNSTON, BROADDUS, GEORGE and KING.

An Act directing the State Highway Commission on the first day of July, 1936, and each year thereafter, out of any monies available for use by it in the State Highway Construction and Maintenance Fund, to transfer to the Sinking Fund of each county of this State which has heretofore issued any county road bonds, the proceeds of which were turned to the State Highway Department for the construction of State highways, an amount sufficient to pay any accruals of principal or interest falling due on such county road bonds during the fiscal year in which such transfer is made; requiring State Highway Commission to set aside, monthly after June 30, 1935, out of said monies not less than 10% of the amount which will be required under this Act, to be so transferred; requiring any monies so transferred to said Sinking Funds under this Act to be used therein for the reduction of the Sinking Fund requirements of such county; and declaring an emergency.

1st Reading .....	119
2nd Reading .....	122
Committee Report .....	458

## SENATE BILL NO. 29—By LOGAN and LOWRANCE.

An Act repealing Sections 610 to 664, inclusive, and Sections 894 to 916, inclusive, and Sections 1010 to 1012, inclusive, O. S. 1931, relating to garnishments, and declaring an emergency.

1st Reading .....	119
2nd Reading .....	123
Committee Report .....	312

## SENATE BILL NO. 30—By CHAMBERLIN, DUFFY, HUTCHINSON, MacDONALD, RAY, COMMONS, LOGAN, CURNUTT, BURNS,

JONES, GEORGE, GARVIN and WHITAKER (Members of the Senate Committee on Soldiers Relief).

An Act making appropriations for operation of the Soldiers Relief Commission and appropriating monies for maintenance of destitute minor dependents of veterans.

1st Reading .....	122
2nd Reading .....	128
Committee Report .....	762
Considered .....	806
Report of Committee of the Whole .....	812
Considered Advanced, 3rd Reading and Referred for Engrossment .....	815
Vote Reconsidered by which Passed, Amended, Passed and Referred for Engrossment .....	818-819
Reported Engrossed and to House .....	832
Referred for Enrollment .....	1054-1055
Reported Enrolled and 4th Reading .....	1063
To Governor .....	1101
Governor's Message .....	1212

SENATE BILL NO. 31—By HOWSLEY of the Senate, and HOWELL of the House.

An Act declaring liens upon crops to be harvested later than 18 months after the execution of such lien to be unlawful and contrary to public policy and unenforceable in any court of this State, and declaring an emergency.

1st Reading .....	122
2nd Reading .....	128
Committee Report .....	441
Considered .....	473
Considered, Advanced, 3rd Reading, and Referred for Engrossment .....	568-569
Reported Engrossed and to House .....	573
Referred for Enrollment .....	2086
Reported Enrolled and 4th Reading .....	2089
To Governor .....	2126

SENATE BILL NO. 32—By CURNUTT.

An Act amending Section 9725, Oklahoma Statutes, 1931, relating to the purpose for which private corporations are formed, repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

1st Reading .....	122
2nd Reading .....	128
Committee Report .....	275
Considered, Advanced, 3rd Reading, and Referred for Engrossment .....	327-329
Notice Lodged .....	329
Notice to Reconsider Vote Withdrawn .....	338
Reported Engrossed and to House .....	355
Referred for Enrollment .....	1441
Reported Enrolled and 4th Reading .....	1447-1448
To Governor .....	1498
Governor's Message .....	1636

SENATE BILL NO. 33—By PAUL.

An Act abolishing the office of the State Oil Inspector and his deputies, prescribing the duties of the Corporation Commission rela-



tive to inspection of oil, gas and petroleum products, repealing certain laws of the State of Oklahoma concerning the same, and declaring an emergency.

1st Reading .....	127
2nd Reading .....	140
Withdrawn and Re-referred to Committee .....	689
Committee Report .....	707

#### SENATE BILL NO. 34—By PAUL.

An Act requiring the County Treasurers of the several counties of the State of Oklahoma to collect all automobile, truck and motor vehicle license tax, repealing all laws in conflict therewith, and declaring an emergency.

1st Reading .....	127
2nd Reading .....	140

#### SENATE BILL NO. 35—By PAUL.

An Act providing for bounty on hawks, crows and chaparrals, killed in the State of Oklahoma, prescribing the method of payments thereof, and making an appropriation therefor, and declaring an emergency.

1st Reading .....	128
2nd Reading .....	140
Withdrawn and to Calendar .....	327
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	348-349
Reported Engrossed and to House .....	355
Returned by House, as amended, and Consideration Deferred .....	1370-1372
House Amendments Rejected, Conference Requested .....	1442-1443
Senate Conferees Appointed .....	1445
House Grants Conference and names Conferees .....	1475
Additional Conferee Appointed .....	1502
Conference Committee Report Submitted, Adopted, Bill Passed as amended, and to House .....	1541-1545
Referred for Enrollment .....	1761
Reported Enrolled and 4th Reading .....	1824
To Governor .....	1867

#### SENATE BILL NO. 36—By BRIGGS.

An Act repealing Chapter 159, Oklahoma Session Laws, 1933, being House Bill No. 682 of the Regular Session of the Oklahoma Legislature of 1933, relieving all lands of the burdens thereby established restoring the control thereof and liens thereon as the same existed prior to the passage of said Act and declaring an emergency.

1st Reading .....	128
2nd Reading .....	140
Withdrawn and to Calendar .....	385
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	472-473
Reported Engrossed and to House .....	480

#### SENATE BILL NO. 37—By BRIGGS.

An Act fixing due date of warrants issued in payment of obligations by counties, townships, school districts, cities, towns, and other municipal corporations or sub-divisions of the State of Oklahoma, fixing and prescribing the time within which actions thereon may



be commenced in the Courts of this State, and declaring an emergency.

1st Reading .....	128
2nd Reading .....	140
Withdrawn and to Calendar .....	667
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	696-697
Reported Engrossed and to House .....	709
Referred for Enrollment .....	2241
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2273

SENATE BILL NO. 38—By BROADDUS, KING, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD and BRIGGS.

An Act providing for the officers and employees of the Oklahoma Historical Society and fixing their compensation and further providing that appropriations may be made for extra help, repairs, markers and tablets, expense of travel, transportation, printing, binding, including the binding of copied manuscripts, magazines and newspapers and rebinding books, office supplies, stationery, telephone, telegraph, stamps and postage, and other necessary communications, and copied material and equipment including books, cases, stacks, not exceeding \$12,500.00 per annum, and declaring an emergency.

1st Reading .....	139
2nd Reading .....	152
Committee Report .....	207
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	213-215
Reported Engrossed and to House .....	221
Returned by House, as amended; House Amendments Rejected, Conference Requested and Conferees Appointed 1554-1555 .....	1579-1580
House Grants Conference and names Conferees .....	1579-1580
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	1726-1728
Referred for Enrollment .....	1761
Reported Enrolled and 4th Reading .....	1773-1774
To Governor .....	1867
Governor's Message .....	1981

SENATE BILL NO. 39—By BROADDUS, CHAMBERLIN, PAUL, WHITAKER, RORSCHACH, BUSHYHEAD, KING and BRIGGS.

An Act entitled: An Act relating to the Oklahoma Historical Society, its powers, duties, its Board of Directors, officers, and employees, and their duties, acquirement of property and holding and management thereof, its buildings and matters incident thereto, and certification of papers and records in its custody, charges therefor, and declaring an emergency.

1st Reading .....	139
2nd Reading .....	152
Committee Report .....	207
Consideration Deferred .....	228, 240
Re-referred to Committee .....	255
Committee Report .....	514
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	561-562
Reported Engrossed and to House .....	573
Returned by House, as amended; House Amendments Rejected, Conference requested and Conferees Appointed 1653-1654 .....	1697-1698
House Grants Conference and names Conferees .....	1697-1698

Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	1728-1729
Referred for Enrollment .....	1768
Reported Enrolled and 4th Reading .....	1773-1774
To Governor .....	1866
Governor's Message .....	1981

## SENATE BILL NO. 40—By PUGH.

An Act creating a Department of Highways under the supervision and control of a Commissioner to be known and designated as a State Highway Commissioner of the State of Oklahoma, to be composed of one member, prescribing the manner and method of appointment, fixing tenure of office and salary of the Commissioner thereof; providing for the appointment and employment of a chief engineer, prescribing his duties and power, providing for and authorizing employment by said Commissioner, its secretary and engineer, of clerical help, laborers and other employees, and for the payment of salaries and wages therefor and the method and manner of payment of same, providing for the transportation expense and motor vehicles for use and travel of member, agents, servants and employees and fixing the maximum price to be paid therefor, repealing Sections 1, 2, 3, 4, 5, 6, 7 of Chapter Twelve (12) of Session Laws of 1933, and declaring an emergency.

1st Reading .....	140
2nd Reading .....	152

## SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act amending Section 3483, Oklahoma Statutes, 1931, relating to salaries in the Governor's office and making an appropriation for the remainder of the fiscal year ending June 30, 1935; repealing all conflicting laws, and declaring an emergency.

1st Reading .....	140
2nd Reading and to Calendar .....	152
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	159-161
Reported Engrossed and to House .....	176
Returned by House, as amended; House Amendments Rejected, Conference Requested and Senate Conferees appointed .....	281-282
House grants Conference and appoints Conferees .....	284-285
Additional House Conferee named .....	318
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	344-346
Referred for Enrollment .....	420
Reported Enrolled and 4th Reading .....	425
To Governor .....	436
Governor's Message .....	460

## SENATE BILL NO. 42—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making an emergency appropriation to be used by the State Crippled Children's Hospital for the fiscal year ending June 30, 1935; and declaring an emergency.

1st Reading .....	150
2nd Reading .....	156
Committee Report .....	236
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	263-264



Reported Engrossed and to House .....	271-272
Referred for Enrollment .....	887
Reported Enrolled and 4th Reading .....	897-898
To Governor .....	903-904
Governor's Message .....	1012

## SENATE BILL NO. 43—By TAYLOR.

A Bill in relation to athletic exhibitions, creating a Commission, prescribing its powers and duties, providing penalties for violation of the provisions thereof and repealing all sections that conflict therewith.

1st Reading .....	150
2nd Reading .....	156
Committee Report .....	1062
Considered .....	1146
Advanced .....	1844
Reported Engrossed .....	1914
3rd Reading and to House .....	1919-1920

## SENATE BILL NO. 44—By STEWART.

An Act making it unlawful for members of the State Board of Equalization to employ certain relatives of another member of the State Board of Equalization, providing a penalty for violation thereof, and declaring an emergency.

1st Reading .....	150
2nd Reading .....	157
Committee Report .....	275
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	623-624
Reported Engrossed and to House .....	638

## SENATE BILL NO. 45—By PUGH.

An Act amending Section One of Chapter 187 of the Session Laws of 1933, relative to loaning of school land monies, and declaring an emergency.

1st Reading .....	150
2nd Reading .....	157
Committee Report and Stricken .....	1123

## SENATE BILL NO. 46—By GEORGE of the Senate, and HUEY of the House.

An Act amending Section 5440 of the Oklahoma Statutes for 1931 relating to the revolving fund of the University of Oklahoma, creating a contingent fund for the said University of Oklahoma, providing for the expenditure thereof and declaring an emergency.

1st Reading .....	150
2nd Reading .....	157
Committee Report .....	254
Consideration Deferred .....	272
Considered and Referred to Special Committee .....	307-310
Special Committee Reports (Majority and Minority) .....	554
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	693-694
Reported Engrossed and to House .....	709

## SENATE BILL NO. 47—By HOWSLEY, BRIGGS, NANCE, CARMACK,



RINEHART, TIMMONS, ALBRIGHT, WRIGHT, I V E S T E R,  
THOMAS, JOHNSTON, RORSCHACH, KING and JONES.

An Act conferring additional duties, powers and limitations upon the Conservation Commission of the State of Oklahoma, as created by the laws of Oklahoma, Article 5, Chapter 70, Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive; providing for the appointment of the Commissions; declaring the conservation of waters within the State in every manner and the means therefor, as public necessity and public utility; authorizing, encouraging and enforcing the building and conservation of reservoirs, terracing and contour cultivation of lands, non-erodible planting and forestation; authorizing the exercise of the power of eminent domain, and of contract, of Consummation of same, vesting the construction and control of conservation works in the Conservation Commission; conferring additional, specific powers on the Conservation Commission, including the right to acquire and alienate property, employ and discharge assistants, to borrow money and accept grants from the Government of the United State of America and issue bonds therefor; to transfer the duties and records of the State Engineer and of the State Highway Engineer pertaining to water conservation to the Conservation Commission, and fixing the salaries of the members of the Conservation Commission, prohibiting profit by members of the Commission from contracts and works of the Commission and fixing penalties therefor; empowering the Commission to establish and collect rates and charges for services supplied; authorizing the impounding of waters by saturation; declaring all works of the Commission to be public utilities; fixing the right to appropriate and conserve waters and fixing the method of determining compensation therefor; authorizing the Commission to appropriate and avail any public or private structure in the State in the conservation of water; and declaring an emergency.

1st Reading .....	151
2nd Reading .....	157

SENATE BILL NO. 48—By GEORGE of the Senate, and HUEY of the House.

An Act making an appropriation for the purpose of purchasing and developing a tract of land consisting of approximately forty-one acres adjacent to the campus of the University of Oklahoma, and authorizing the State Board of Public Affairs to expend said moneys and declaring an emergency.

1st Reading .....	151
2nd Reading .....	157
Committee Report .....	299
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	1036-1037
Reported Engrossed and to House .....	1051

SENATE BILL NO. 49—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making an emergency appropriation to be used by the State University Hospital for the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	151
2nd Reading .....	157
Committee Report .....	237
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	264-266
Reported Engrossed and to House .....	271-272

1st Reading .....	162
2nd Reading .....	180
Committee Report .....	188
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	199-201
Reported Engrossed and to House .....	207
Returned by House, as amended, and Consideration Deferred .....	285-286
House Amendments Rejected, Conference Requested and Senate Conferees Appointed .....	296
House Grants Conference and Conferees Appointed .....	304
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	339-340
Referred for Enrollment .....	530
Reported Enrolled and 4th Reading .....	555
To Governor .....	582
Governor's Message .....	667

SENATE BILL NO. 58—By NANCE, BRIGGS, BURNS, IVESTER, CARMACK and HILL.

An Act defining and declaring a designated public policy of the State of Oklahoma creating an Oklahoma Public Housing Commission and defining its powers and duties, providing for the appointment of the members thereof, making appropriations to purchase the capital stock of said Commission and for the salaries and expenses of the members and employees thereof, and for other purposes, and declaring an emergency.

1st Reading .....	179
2nd Reading .....	189
Committee Report .....	313
Considered and made Special Order .....	624-625
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	767-772
Reported Engrossed and to House .....	798

SENATE BILL NO. 59—By NICHOLS.

A Bill to be entitled an Act amending Chapter 20, Article 9, of the Session Laws, 1931, making an appropriation, and declaring an emergency.

1st Reading .....	179
2nd Reading .....	189
Committee Report .....	237
Consideration Deferred .....	266, 307
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1013-1014
Reported Engrossed and to House .....	1046
Returned by House, as amended; House Amendments Concurred in, Bill Passed as amended, and Referred for Enrollment .....	2273-2275
Reported Enrolled and 4th Reading .....	2287
To Governor .....	2302

SENATE BILL NO. 60—By NICHOLS.

An Act reappropriating any balance remaining in the appropriation for the fiscal year ending June 30, 1933, made by Section 7, Chapter 199 Oklahoma Session Laws, 1933, for paying the expenses of primary and general elections held in this State during said fiscal year, to be used during the remainder of said year for the purpose of paying expenses of special elections called by the Governor, the per diem and mileage of the members of the State



Election Board, and in hiring emergency clerical help for the office of the Secretary of said Board, and declaring an emergency.

1st Reading .....	179
2nd Reading .....	189
Committee Report .....	196
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	212-213
Reported Engrossed and to House .....	218

SENATE BILL NO. 61—By BRIGGS of the Senate, and COLEMAN and TRAW of the House.

An Act providing for vacancies in the office of the County Commissioner and for the filling of said vacancies by appointment, and declaring an emergency.

1st Reading .....	188
2nd Reading and to Calendar .....	198
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	210-212
Reported Engrossed and to House .....	221
Referred for Enrollment .....	582
Reported Enrolled and 4th Reading .....	599
To Governor .....	620
Governor's Message .....	726

SENATE BILL NO. 62—By BRIGGS and RITZHAUPT.

An Act providing for and creating and establishing a lien upon claims or rights of action and money to secure the payment of hospital and medical care and expenses in certain cases, and declaring an emergency.

1st Reading .....	188
2nd Reading .....	198
Committee Report .....	868
Advanced .....	1409
Reported Engrossed .....	1666
3rd Reading, Indefinitely Postponed and Motion Lodged .....	1668-1669

SENATE BILL NO. 63—By WRIGHT, HOWSLEY and RITZHAUPT, et al.

An Act amending Section 5684 Oklahoma Statutes of 1931 relating to qualifications of persons to serve on county and precinct election boards or as counters of elections and declaring an emergency.

1st Reading .....	185
2nd Reading .....	198
Committee Report .....	402
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	468-469
Reported Engrossed and to House .....	480
Referred for Enrollment .....	359
Reported Enrolled and 4th Reading .....	978
To Governor .....	1019
Governor's Message .....	1107

SENATE BILL NO. 64—By COMMITTEE ON MANUFACTURING AND INDUSTRY.

An Act creating a State Planning and Coordinating Board, providing for the appointment of its members, determining its duties and



powers, fixing their salaries, providing for the appropriation of money to carry out provisions of this Act, and declaring an emergency.

1st Reading .....	188
2nd Reading .....	198
Withdrawn and to Calendar .....	283
Considered .....	379-383
Made Special Order .....	392
Considered and Made Special Order .....	398-400
Considered .....	409-415
Made Special Order .....	419
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	430-435
Reported Engrossed and to House .....	443
Returned by House, as amended; House Amendments Concurred in, Bill Passed as amended, and Referred for Enrollment .....	1677-1683
Reported Enrolled and 4th Reading .....	1790
To Governor .....	1866
Governor's Message .....	2154

#### SENATE BILL NO. 65—By HILL and BRIGGS.

A Bill to be entitled an Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims hereinafter named and in the amount set opposite each, for groceries and foodstuffs furnished to the destitute in Pittsburg County, Oklahoma, in December, 1934, and declaring an emergency.

1st Reading .....	196
2nd Reading .....	209
Committee Report .....	237
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	266-267
Reported Engrossed and to House .....	278
Referred for Enrollment .....	582
Reported Enrolled and 4th Reading .....	599
To Governor .....	620
Governor's Message .....	726

#### SENATE BILL NO. 66—By RORSCHACH.

An Act amending Section 3192, Oklahoma Statutes, 1931, relating to appeals in criminal cases, and declaring an emergency.

1st Reading .....	196-197
2nd Reading .....	209

#### SENATE BILL NO. 67—By WILLIS.

An Act relating to the office of County Attorney, and amending Section 7620 of the Oklahoma Statutes of 1931, as to all counties of the State having a population of not to exceed 25,000, according to the last Federal Decennial Census, and declaring an emergency.

1st Reading .....	197
2nd Reading .....	209
Committee Report .....	246-247
Consideration Deferred .....	272
Considered and Indefinitely Postponed .....	307

#### SENATE BILL NO. 68—By BROADDUS, RORSCHACH, BUSHYHEAD,

WHITAKER, and CARLILE, of the Senate, and SHOEMAKE, BRANAN, THORNTON, COE and JOHNSON of Osage of the House.

An Act creating Old Fort Gibson Stockade Commission; prescribing the manner and method of appointment of members thereof; fixing their tenure of office; prescribing the powers and duties of said Commission; providing for the appointment of a custodian of the building and grounds of said Old Fort Gibson Stockade; fixing said custodian's salary and tenure of office; making appropriations to purchase materials needed to reconstruct said Stockade, and declaring an emergency.

1st Reading .....	197
2nd Reading .....	209
Committee Report .....	778
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	893-894
Reported Engrossed and to House .....	901
Referred for Enrollment .....	2087
Reported Enrolled and 4th Reading .....	2099
To Governor .....	2141

SENATE BILL NO. 69—By NICHOLS of the Senate, and CHAMBERS of the House.

An Act providing that the sale of oil and gas mining leasehold estates, or any interest therein, when sold under execution or other judicial process, shall be sold in the manner provided by law for the sale of real estate and shall bring two-thirds of its appraised value; and providing that parties to instruments may waive appraisement and provide the manner of sale, and declaring an emergency.

1st Reading .....	197
2nd Reading .....	209

SENATE BILL NO. 70—By NICHOLS and GARVIN of the Senate, and ELLIS of the House.

An Act amending Sections 1, 4, 6, 28 and 29, Chapter 131, Oklahoma Session Laws, 1933, which is an Act defining and prohibiting waste of crude petroleum and natural gas and providing for the ratable taking thereof from common sources of supply, to be enforced by the Corporation Commission and the courts of the State; providing for potentials to be taken on open flow tests and based on use of uniform equipment; vesting jurisdiction in the Corporation Commission, the Supreme Court and the proper District Court of the State; providing for the repeal, amendment, modification or supplementing of any order of the Commission; providing for motions for new trial, rehearing, reconsideration, etc.; providing for hearing and appeals; providing practice and procedure; defining the powers and duties of the Corporation Commission including its powers and duties in regard to ratable taking and making adjustments in regard thereto; defining the duty of the Umpire, his assistants or subordinates and the proration Attorney; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	197
2nd Reading .....	209
Committee Report .....	780
Considered and Advanced .....	1420
Reported Engrossed, 3rd Reading and to House .....	1450-1451



## SENATE BILL NO. 71—By BROADDUS and HUTCHINSON.

An Act appropriating \$2,900.00 for the remainder of the fiscal year ending June 30, 1935, for the payment of wages for the months of February, March, April, May and June, 1935, to student nurses in training in the Oklahoma University Hospital and the Oklahoma Crippled Children's Hospital Oklahoma City; prescribing the amounts and manner of making such payments, and declaring and emergency.

1st Reading .....	197
2nd Reading .....	209
Committee Report .....	426-427
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	931-933
Reported Engrossed and to House .....	943

## SENATE BILL NO. 72—By COMMONS.

An Act authorizing the construction and equipment of dormitories on the campus of the Northeast Oklahoma Junior College of the State of Oklahoma; providing for the issuance and payment of Northeast Oklahoma Junior College bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency.

1st Reading .....	208
2nd Reading .....	225
Committee Report .....	440
Considered and Advanced .....	465
Reported Engrossed .....	480
3rd Reading and to House .....	486-487
Referred for Enrollment .....	724
Reported Enrolled and 4th Reading .....	736
To Governor .....	777-778
Governor's Message .....	904

## SENATE BILL NO. 73—By COMMONS.

An Act abrogating the common law doctrine of assumption of risk, and declaring acts and provisions of law in conflict herewith are hereby repealed, and declaring an emergency.

1st Reading .....	208
2nd Reading .....	225
Withdrawn and to Calendar and Advanced .....	385

## SENATE BILL NO. 74—By SPENCER.

An Act requiring the defense in a criminal case where plea is alibi or insanity to notify prosecution in writing of same, providing that in event of failure to notify prosecution, court may exclude such testimony, repealing all Acts in conflict therewith, and declaring an emergency.

1st Reading .....	208
2nd Reading .....	225

## SENATE BILL NO. 75—By SPENCER.

An Act amending Section 2250, Oklahoma Statutes 1931, relating to kidnapping for reward, providing punishment therefor by death; making it a felony to participate, receive or possess ransom money, property or thing of value received from a kidnapping, providing punishment therefor, declaring a prima facie evidence



rule relating thereto, repealing all laws in conflict therewith, and declaring an emergency.

1st Reading .....	209
2nd Reading .....	225

#### SENATE BILL NO. 76—By WILBANKS, GARVIN and PAUL

An Act fixing certain penal liabilities which shall be invoked against insurance companies, bonding and surety companies and all other burial benefit or sick benefit associations or corporations, and providing when such damages may be assessed against such persons or corporations in addition to such liability as may be found to exist against them on certificates or policies issued by them; to repeal any and all statutory law in conflict with this Act, and declaring an emergency.

1st Reading .....	209
2nd Reading .....	225
Withdrawn and to Calendar .....	387
Re-referred to Committee .....	402-403
Committee Report .....	506

#### SENATE BILL NO. 77—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making supplemental appropriations for the remainder of the fiscal year ending June 30, 1935, for State Departments and State Institutions herein named and for the purposes specified, and transferring funds from one item to another, and declaring an emergency.

1st Reading .....	221
2nd Reading .....	238
Committee Report .....	299
Considered .....	748
Re-referred to Committee .....	974
Committee Report .....	1088
Considered, Advanced, 3rd Reading and Roll Call on Emergency Deferred .....	1506-1513
Roll Call on Emergency and Referred for Engrossment .....	1540-1541
Reported Engrossed and to House .....	1584-1585
Returned by House, as amended; House Amendments Rejected, Conference Requested and Conferees Named .....	2144, 2145
House Grants Conference and Names Conferees .....	2267
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	2269-2271
Referred for Enrollment .....	2298
Reported Enrolled and 4th Reading .....	2299
To Governor .....	2303

#### SENATE BILL NO. 78—By NICHOLS of the Senate, and LONG, KIKER, CHASE and WOOTEN of the House.

An Act creating the office of delinquent personal tax collector, in Oklahoma, prescribing his term, duties and compensation, amending Sections 9725, 9727 and 9728, Compiled Oklahoma Statutes, 1921, 12727, 12730, 12731, Compiled Oklahoma Statutes, 1931, providing for the collection of delinquent taxes on personal property, Oklahoma, repealing Section 9726, Compiled Oklahoma Statutes, 1921, and Section 12729, Compiled Oklahoma Statutes, 1931, and all other Acts in conflict herewith, and declaring an emergency.

1st Reading .....	222
2nd Reading .....	239

#### SENATE BILL NO. 79—By CHAMBERLIN, GARVIN and NANCE of

the Senate, and WORTHINGTON, SPECK, WILLIAMS, SINGLETON, MOONEY, MUNSON and WHITAKER of the House.

An Act making appropriation for the remainder of the fiscal year ending June 30, 1935, and for the fiscal year ending June 30, 1936, and June 30, 1937, for maintenance, supervision and general upkeep of Oklahoma Orphan or destitute minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits hereof, and declaring an emergency.

1st Reading .....	222
2nd Reading .....	239
Committee Report .....	427
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	449-451
Reported Engrossed and to House .....	466
Returned by House, as amended; House Amendments Rejected, Conference Requested and Senate Conferees appointed .....	1263-1264
House Grants Conference and Names Conferees .....	1322-1323
Conference Committee Report Submitted, Adopted and further Consideration Deferred .....	1410-1412
Passed, as amended in Conference, and to House .....	1430-1431
Referred for Enrollment .....	1497
Reported Enrolled and 4th Reading .....	1516
To Governor .....	1524
Governor's Message .....	1688

#### SENATE BILL NO. 80—By CHAMBERLIN.

An Act relating to civil procedure; providing that a party to a suit may call the opposite party as a witness, or the manager, superintendent, agent or other party in control, if such opposite party be a corporation; prescribing and defining the conditions and effect thereof; repealing all Acts and parts of Acts that conflict herewith, and declaring an emergency.

1st Reading .....	222
2nd Reading .....	239
Committee Report .....	279
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	325-327
Reported Engrossed and to House .....	340

#### SENATE BILL NO. 81—By CHAMBERLIN.

An Act amending Section 1419, Oklahoma Statutes, 1931, regarding the appointment of guardians for minors; providing the notice to be given, and declaring an emergency.

1st Reading .....	222
2nd Reading .....	239
Committee Report .....	279
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	377-378
Reported Engrossed and to House .....	384

#### SENATE BILL NO. 82—By CHAMBERLIN.

An Act amending Section 3196, Oklahoma Statutes, 1931, relating to appeal bonds in criminal cases, and declaring an emergency.

1st Reading .....	222
2nd Reading .....	239

Committee Report .....	247
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	269-270
Reported Engrossed and to House .....	278
Referred for Enrollment .....	724
Reported Enrolled and 4th Reading .....	736
To Governor .....	753
Governor's Message .....	904

## SENATE BILL NO. 83—By RORSCHACH.

An Act governing aeronautics over land and water, and to punish unlawful acts of aeronautics or passengers, and declaring an emergency.

1st Reading .....	222
2nd Reading .....	239

## SENATE BILL NO. 84—By PAUL.

An Act abrogating the common law doctrine of fellow servant, repealing Section 13621, Revised Statutes of 1931, and declaring an emergency.

1st Reading .....	222
2nd Reading .....	239

## SENATE BILL NO. 85—By CURNUTT.

An Act providing for the payment of a filing fee in cash by all candidates for any party nomination for the United States Senate, United States Congress, all State, District and County offices, prior to the filing for any of said offices; prohibiting the acceptance by any Election Board of the application of a candidate for any office set forth herein prior to the payment of the fee provided herein; providing that the fee provided herein shall not be considered a part of the amount which candidates are authorized to expend to procure any party nomination as provided by the laws of this State; repealing all Acts or parts of Acts in conflict herein, and declaring an emergency.

1st Reading .....	237
2nd Reading .....	251
Withdrawn and to Calendar .....	667
Considered .....	807-809
Referred to Special Committee .....	815-816
Special Committee Report .....	865-866
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1020-1023
Reported Engrossed and to House .....	1046

## SENATE BILL NO. 86—By RINEHART and CURNUTT.

An Act authorizing administrators, executors and guardians to lease lands and mineral interests in lands for oil and gas mining purposes, prescribing the procedure therefor and declaring an emergency.

1st Reading .....	238
2nd Reading .....	251
Committee Report .....	279
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	322-325
Reported Engrossed and to House .....	340
Referred for Enrollment .....	1655
Reported Enrolled and 4th Reading .....	1672



To Governor .....	1698
Governor's Message .....	1982

SENATE BILL NO. 87—By RITZHAUPT, WHITAKER, WALDREP, COMMONS, TAYLOR, CARLILE, CHAMBERLIN, FISCHL, IVESTER, JONES, NANCE, PAUL, RINEHART, STEWART, RAY, WRIGHT, NICHOLS, of the Senate, and ALLEN, HUEY, MUNGER of the House.

An Act creating a department of State Police; providing for the appointment of a Director thereof; and prescribing his qualifications and compensation; prescribing the duties and powers and authority of said department and the Director thereof; providing for the payment of members and employees thereof to carry out the provisions of this Act; prescribing their salaries and qualifications and the manner of appointment thereof; providing for the purchase, leasing or acquiring of property, materials, supplies and equipment for said department; creating a state police fund; creating a petty cash account and prescribing the manner of use thereof; appropriating for the expense thereof; providing for the assumption by the department of all duties, powers, funds, equipment and records of the State Bureau of Criminal Identification and the State Fire Marshal; abolishing said department and the office of Fire Marshal; directing the Attorney General to represent the department or any member thereof for the State in any case whether either is interested as a party; repealing all conflicting laws and declaring an emergency.

1st Reading .....	238
2nd Reading .....	251
Committee Directed to Make Report .....	301
Committee Report .....	868
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1076-1082
Reported Engrossed and to House .....	1136

#### SENATE BILL NO. 88—By NICHOLS, JONES and WALDREP.

An Act to protect trade mark owners, distributors and the public against injurious and uneconomic practices in the distribution of articles of standard quality under a distinguished trade mark, brand or name.

1st Reading .....	238
2nd Reading .....	251
Committee Report .....	442
Considered .....	974, 1039
Indefinitely Postponed .....	1105-1106
Motion Lodged .....	1150-1151
Vote Reconsidered by which Indefinitely Postponed .....	1448

#### SENATE BILL NO. 89—By BRIGGS.

An Act making appropriation for expense of the State Commission of Charities and Corrections; and declaring an emergency.

1st Reading .....	238
2nd Reading .....	251

#### SENATE BILL NO. 90—By HOWSLEY of the Senate and HOWELL of the House.

An Act authorizing the County Treasurer of each of the respective counties of this State with the approval of the Board of County Commissioners thereof to appoint additional emergency clerks;

providing compensation; repealing Sections 7878 and 7880, Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	250
2nd Reading .....	260
Committee Report .....	868

#### SENATE BILL NO. 91—By RITZHAUPT.

An Act amending Section 4336, Oklahoma Statutes, 1931, as amended by Section 2, Chapter 60, Oklahoma Session Laws, 1933; amending Section 4338, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 185, Oklahoma Session Laws, 1933; relating to personal examination of applicants for registration as barbers or apprentice barbers, and declaring an emergency.

1st Reading .....	250
2nd Reading .....	260
Committee Report .....	313
Considered and Referred to Special Committee .....	542

#### SENATE BILL NO. 92—By STEWART.

An Act making appropriation from the General Revenue Fund to supplement the Common School Equalization Fund for the fiscal years ending June 30, 1935, and June 30, 1936, and providing for the distribution thereof, and declaring an emergency.

1st Reading .....	250
2nd Reading .....	260
Withdrawn and Referred to Special Committee .....	531
Committee Report .....	553-554
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	563-566
Reported Engrossed and to House .....	573
Returned by House, as amended; House Amendments Rejected, Conference requested and Senate Conferees appointed .....	665-666
House grants Conference and names Conferees .....	691-692
Conference Committee Report Submitted, Rejected, Further Conference requested and Conferees appointed .....	733-736
House grants Further Conference, naming Conferees .....	752-753
Second Conference Committee Report submitted and Consideration deferred .....	753-754
Consideration Conference Committee Report made Special Order .....	756
Conference Committee Report Adopted, Bill Passed as amended thereby and to House .....	760-761
Referred for Enrollment .....	789
Reported Enrolled and 4th Reading .....	820
To Governor .....	849-850
Governor's Message .....	984

#### SENATE BILL NO. 93—By WALDREP.

An Act requiring any business college, correspondence school or commercial department of any other school domiciled outside the State of Oklahoma, and their agents or representatives, to post bond with the Secretary of State; prescribing contents and conditions thereof; authorizing any person defrauded by such colleges, schools or commercial departments to maintain suit on said bond for breach thereof; requiring representatives and agents of such colleges, schools and commercial departments to obtain license from the State Superintendent of Public Instruction before soliciting or canvassing prospective students therefor; setting forth the requirements for the issuance of such

license; prescribing the penalties for violation of this Act, and declaring an emergency.

1st Reading .....	250
2nd Reading .....	260
Committee Report .....	427
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	469-470
Reported Engrossed and to House .....	480
Returned by House, as amended, and Consideration Deferred .....	2188-2189
House Amendments concurred in and Consideration deferred .....	2243
Passed, as amended, and Referred for Enrollment .....	2283-2284
Reported Enrolled and 4th Reading .....	2299
To Governor .....	2303

#### SENATE BILL NO. 94—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, for the Training School for Negro Boys, located at Boley, Oklahoma, and declaring an emergency.

1st Reading .....	250
2nd Reading .....	260
Committee Report .....	300
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	454-455
Reported Engrossed and to House .....	466
Referred for Enrollment .....	802
Reported Enrolled and 4th Reading .....	815
To Governor .....	828
Governor's Message .....	904-905

#### SENATE BILL NO. 95—By RORSCHACH.

An Act amending Section 12557, Oklahoma Statutes, 1931, and Section 5, Chapter 111, Act of the Fourteenth Legislature, relating to, and providing for, the enforcement of the gasoline excise tax laws and the collection of tax thereunder by the Oklahoma Tax Commission; authorizing issuance, extension, reinstatement, suspension and cancellation of licenses by the Commission, prescribing penalties for the violation of gasoline excise tax laws and authorizing additional rules and regulations pertaining thereto, and declaring an emergency.

1st Reading .....	250
2nd Reading .....	260
Committee Report .....	702
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	754-755
Reported Engrossed and to House .....	774
Referred for Enrollment .....	2243
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2273

#### SENATE BILL NO. 96—By TIMMONS.

An Act relating to the conversion of building and loan associations, chartered under the laws of the State of Oklahoma, into federal savings and loan associations, vitalizing and validating the conversion of associations in conformity with the United States Statutes, and giving the consent of the State of Oklahoma to such conversion, and declaring an emergency.



1st Reading .....	257
2nd Reading and to Calendar .....	280
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	306-307
Reported Engrossed and to House .....	310
Referred for Enrollment .....	601
Reported Enrolled and 4th Reading .....	621
To Governor .....	634
Governor's Message .....	726-727

## SENATE BILL NO. 97—By DUFFY.

An Act repealing Chapter 137, Oklahoma Session Laws, 1933, relating to the County Emergency Investment Fund; providing for the disposition of any funds therein on hand on the effective dates hereof; providing for the disposition of any moneys received by virtue of the liquidation of investments already made therefrom under the authority of said chapter, and declaring an emergency.

1st Reading .....	257
2nd Reading .....	280
Committee Report .....	313
Considered .....	378-379; 534-537
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	576-577
Reported Engrossed and to House .....	589
Returned by House, as amended, and Consideration de- ferred .....	1370-1373
House Amendments Concurred in, Bill Passed as amended, and Referred for Enrollment .....	1382-1383
Reported Enrolled and 4th Reading .....	1447, 1448
To Governor .....	1498
Governor's Message .....	1636

## SENATE BILL NO. 98—By DUFFY.

An Act amending Section 1049, Oklahoma Statutes, 1931, providing for the payment of witness fees and mileage for State witnesses in certain civil cases, and declaring an emergency.

1st Reading .....	257
2nd Reading .....	280
Committee Report .....	314
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	357-358
Reported Engrossed and to House .....	369
Returned by House, as amended; House Amendments Con- curred in and Referred for Enrollment .....	724-725
Reported Enrolled and 4th Reading .....	736
To Governor .....	778
Governor's Message .....	905

## SENATE BILL NO. 99—By GEORGE.

An Act providing for transportation of pupils in school districts, and of transferred pupils from one school district to another, fixing limitations upon the furnishing of such transportation, regulating the cost of same, repealing Chapter 205, Session Laws, 1933, and all laws and parts of laws that conflict herewith, and declaring an emergency.

1st Reading .....	257
2nd Reading .....	280
Committee Report .....	976
Advanced .....	1709

Reported Engrossed .....	1914
3rd Reading and Consideration deferred .....	1915-1916
Indefinitely Postponed .....	1919

## SENATE BILL NO. 100—By BRIGGS and JONES.

An Act amending Chapter 28, Session Laws of Oklahoma, 1933, being Senate Bill No. 151, of the Regular Session of the Oklahoma Legislature of 1933, relating to the creation, operation and control of a fund known and designated as "THE STATE INSURANCE FUND" providing herein for the creation of a Board of Control to be composed of the Governor, the State Treasurer and the Commissioner of Labor, said Board to have and exercise all the powers and duties heretofore exercised and performed by the State Industrial Commission relative thereto, and declaring an emergency.

1st Reading .....	257
2nd Reading .....	281

## SENATE BILL NO. 101—By BRIGGS.

A Bill to be entitled: An Act amending Sections 11591 and 11592, Oklahoma Statutes, 1931, relating to the appointment, powers, duties and compensation of State Oil Inspector; making the Oklahoma Tax Commission Ex-Officio Oil Inspector; conferring upon it the power to appoint Deputy Oil Inspectors, prescribing their duties and compensation; authorizing rules and regulations for the enforcement of the Act; directing that all fees collected by said Oil Inspector be placed in the State Treasury to the credit of the General Revenue Fund of the State; repealing Sections 11595 and 11604, Chapter 57, Article 6, Oklahoma Statutes, 1931, and all laws or parts of laws in conflict herewith, and declaring an emergency.

1st Reading .....	258
2nd Reading .....	281
Committee Report and made Special Order .....	707
Considered and made Special Order .....	792-793

## SENATE BILL NO. 102—By NANCE.

An Act amending Sections 4262, 4295 and 4930, Oklahoma Statutes, 1931, providing that free copies of Statutes, Session Laws, Oklahoma Reports, Oklahoma Criminal Reports and other State official publications be furnished to the Library of Congress at Washington, D. C., and declaring an emergency.

1st Reading .....	258
2nd Reading and to Calendar .....	281
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	329-330
Reported Engrossed and to House .....	340

## SENATE BILL NO. 103—By WILLIS.

An Act amending Sections 10988, 10989, 10990, 10991, 10993, 10996, 10997 and 10998, Oklahoma Statutes, 1931, relating to threshermen's liens; extending same to cover combiners, and declaring an emergency.

1st Reading .....	258
2nd Reading .....	281
Committee Report .....	442
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	470-472
Reported Engrossed and to House .....	480

Returned by House, as amended; House Amendments concurred in and Roll Call deferred .....	724-725
Passed, as amended, and Referred for Enrollment .....	763-765
Reported Enrolled and 4th Reading .....	820
To Governor .....	849-850

SENATE BILL NO. 104—By TIMMONS and LOGAN of the Senate and CHAMBERS of the House.

An Act to establish a legal procedure for the proper selection in the employment of teachers in the public schools of Oklahoma, and fixing the conditions under which they may be discharged or demoted, and declaring an emergency.

1st Reading .....	280
2nd Reading .....	288
Withdrawn and to Calendar .....	509
Considered and Referred to Committee .....	531
Withdrawn, to Calendar, Considered and Re-referred .....	968-971
Committee Report .....	1289

SENATE BILL NO. 105—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled: An Act making supplementary appropriation for the State Health Department for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	280
2nd Reading .....	288
Committee Report .....	300
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	320-321
Reported Engrossed and to House .....	330
Referred for Enrollment .....	803
Reported Enrolled and 4th Reading .....	815
To Governor .....	828
Governor's Message .....	904-905

SENATE BILL NO. 106—By FISCHL and RAY.

An Act providing for funding of certain outstanding warrant indebtedness of the State of Oklahoma, and the issuance of Treasury Notes therefor; providing for the form and execution thereof, and making an appropriation for the payment of expenses in connection therewith; providing for the payment of same, and creating a fund and levying a tax therefor; providing for the acceptance of such Treasury Notes as legal security for public funds and other funds required to be secured, and fixing the rate of interest State funds secured by such Treasury Notes shall draw, and authorizing the purchase of said Notes with Sinking Funds created by law and with other Trust Funds, and the acceptance of the interest coupons attached to said Notes in payment of taxes due the State; providing for the call and redemption of such warrants not funded, and for other purposes, and declaring an emergency.

1st Reading .....	280
2nd Reading .....	288

SENATE BILL NO. 107—By RITZHAUPT.

An Act amending Sections 4429, 4430, 4431, 4432, 4434, 4435, 4437, 4438 and 4439, Oklahoma Statutes, 1931; relating to the State Board of Nurse Examiners, and declaring an emergency.

1st Reading .....	287
2nd Reading .....	301



Withdrawn and to Calendar .....	694
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1042-1043
Reported Engrossed and to House .....	1083
Referred for Enrollment .....	2125
Reported Enrolled and 4th Reading .....	2142
To Governor .....	2199

SENATE BILL NO. 108—By MacDONALD and JONES of the Senate and ELLIS, CARLETON, and GIBBONS of the House.

An Act creating Department of State Police; dividing same into four (4) divisions designated "Division of Investigation," "Division of Records," "Division of State Patrol," and "Division of Communication"; defining the duties and compensation of the personnel of said department; authorizing the construction and operation of radio stations therefor; transferring designated state property to said Department; requiring certain state and municipal officials to forward the Superintendent finger prints of all persons in their custody charged with a felony and fixing penalty for violation thereof; providing that if any portion of Act is held unconstitutional same will not affect other portions thereof, and declaring an emergency.

1st Reading .....	287
2nd Reading .....	301
Committee Report .....	868-869

SENATE BILL NO. 109—By RINEHART and FIDLER of the Senate and COE of the House.

An Act creating thirty-nine positions of "Official Court Reporter," one for each Judge of the District Court Judicial Districts of the State of Oklahoma; authorizing their appointment; fixing the salary therefor, and declaring an emergency.

1st Reading .....	288
2nd Reading .....	301
Committee Report .....	869
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	997-998
Reported Engrossed and to House .....	1016
Returned by House, as amended; House Amendments concurred in and Referred for Enrollment .....	2228-2230
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2266

SENATE BILL NO. 110—By FISCHL.

An Act validating the collection of the special permits or license fees to hunt deer during the open season declared in 1933; providing for the disposition of funds received from the collection of such special permits or fees, and declaring an emergency.

1st Reading .....	288
2nd Reading .....	301
Committee Report .....	1057

SENATE BILL NO. 111—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled: An Act making an appropriation to pay unpaid claims against certain State Institutions herein named, and against the State of Oklahoma, and declaring an emergency.

1st Reading .....	288
-------------------	-----

2nd Reading .....	301
Committee Report .....	427
Considered and Referred to Committee .....	455-456
Committee Report .....	750
Considered .....	806-807
Report of Committee of the Whole .....	812
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	813-814
Reported Engrossed and to House .....	820
Returned by House, as amended; House Amendments re- jected, Conference requested and Conferees appointed .....	1851-1852
House Grants Open Conference and Names Conferees .....	1932
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1967-1969
Referred for Enrollment .....	2053
Reported Enrolled and 4th Reading .....	2057
To Governor .....	2089

## SENATE BILL NO. 112—By IVESTER, WILLIS and CURNUTT.

An Act amending Sections 3484, 3485, 3486, 3489, 3492, 3493, 3495 and 3499 of Oklahoma Statutes of 1931, and declaring an emergency.

1st Reading .....	288
2nd Reading .....	301
Committee Report .....	622

## SENATE BILL NO. 113—By ALBRIGHT.

An Act relating to ad valorem taxation of real estate; providing for the apportionment of ad valorem taxes levied upon a tract of real estate which is encumbered in part by a mortgage, and declaring an emergency.

1st Reading .....	300
2nd Reading .....	317

## SENATE BILL NO. 114—By GARVIN.

An Act authorizing Velma Coleman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and minor child for the alleged wrongful death of her said husband, Jack Coleman, and declaring an emergency.

1st Reading .....	300
2nd Reading .....	317
Committee Report .....	356
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	925-926
Reported Engrossed and to House .....	943
Referred for Enrollment .....	2101
Reported Enrolled and 4th Reading .....	2126
To Governor .....	2199

## SENATE BILL NO. 115—By FISCHL of the Senate and REED of the House.

An Act appropriating Twenty-five Thousand Dollars out of the General Revenue Fund of the State of Oklahoma for the use of the State Game and Fish Department, and declaring an emergency.

1st Reading .....	301
2nd Reading .....	317
Committee Report .....	389

Considered, Advanced, 3rd Reading and Referred for Engrossment .....	420-421
Reported Engrossed and to House .....	425
Referred for Enrollment .....	531
Reported Enrolled and 4th Reading .....	545
To Governor .....	559
Governor's Message .....	599-600

## SENATE BILL NO. 116—By MacDONALD.

An Act appropriating the sum of \$400,000.00 for the purpose of purchasing and distributing to persons who are unable to provide themselves with seed and feed for gardens and live stock and poultry; providing for the distribution thereof through the State Board of Agriculture under rules and regulations prescribed thereby; authorizing and directing said Board to purchase said seed and feed for distribution to such persons; fixing a criminal penalty for persons diverting funds appropriated herein or selling or failing to use seed or feed distributed hereunder, and declaring an emergency.

1st Reading .....	315
2nd Reading .....	343
Withdrawn and to Calendar .....	378
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	392-396
Reported Engrossed and to House .....	401

## SENATE BILL NO. 117—By CHAMBERLIN and GEORGE.

An Act defining political parties; providing for recognition of said parties; said party to lose recognition if it fails to receive certain percentage of vote; providing for organization of new political parties by petition; providing procedure and restrictions, repealing conflicting laws, and declaring an emergency.

1st Reading .....	315
2nd Reading .....	343
Committee Report .....	481
Considered and Advanced .....	634
Reported Engrossed .....	701
3rd Reading and to House .....	704

## SENATE BILL NO. 118—By BRIGGS, BROADDUS, WILBANKS, et al.

An Act relating to elections, providing for a uniform system of registration of electors in the State of Oklahoma; providing for payment of registration expense by the State; prohibiting voting without being registered; providing penalties, repealing all conflicting laws, and declaring an emergency.

1st Reading .....	315
2nd Reading .....	343
Committee Report .....	481
Considered and Advanced .....	984-985
Reported Engrossed .....	1012
3rd Reading and to House .....	1014-1015

## SENATE BILL NO. 119—By CURNUTT.

An Act amending Section 11282, Oklahoma Statutes, 1931, relating to the filing of chattel mortgages, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	315
2nd Reading .....	343
Committee Report .....	385



Considered, Advanced, 3rd Reading and Referred for Engrossment .....	456-457
Reported Engrossed and to House .....	466
Referred for Enrollment .....	2265
Reported Enrolled and 4th Reading .....	2268
To Governor .....	2296

## SENATE BILL NO. 120—By TIMMONS.

An Act providing the manner and time in which claims of creditors shall be presented against an estate—contingent claims or claims not due—lack of notice to creditor—mortgage foreclosure not limited—claim for deficiency to be presented—and amending Section 1233, Oklahoma Statutes, 1931, and repealing that part of said Section as herein amended.

1st Reading .....	315
2nd Reading .....	343
Withdrawn and to Calendar .....	766
Stricken .....	1928

## SENATE BILL NO. 121—By NANCE, BRIGGS, BURNS, IVESTER, CARMACK, HILL and THOMAS.

An Act declaring the Oklahoma Public Housing Commission to be a body corporate and constituting a public benefit corporation, defining its powers and duties, making provisions for the handling of its assets and securities and methods of financing said corporation, making appropriations to purchase the capital stock of said Commission and for other necessary purposes.

1st Reading .....	316
2nd Reading and to Calendar .....	343
Considered .....	1606
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1640-1642
Reported Engrossed and to House .....	1666

## SENATE BILL NO. 122—By WILBANKS and GEORGE of the Senate and HUSER of the House.

An Act amending Section 4, Chapter 199, Session Laws, 1933, providing for repayment of election funds to the State which remains in custody of County Treasurers for twelve months, and declaring an emergency.

1st Reading .....	316
2nd Reading .....	343
Committee Report .....	482
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	625
Reported Engrossed and to House .....	638
Referred for Enrollment .....	2085
Reported Enrolled and 4th Reading .....	2089
To Governor .....	2126

## SENATE BILL NO. 123—By WILBANKS and GEORGE of the Senate and HUSER of the House.

An Act providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any state-wide general, primary, run-off primary, or special election within this State, or any special election held in any Congressional District; providing the manner in which the votes may be cast; prescribing the

duties of election officers; providing penalties for violation of this Act; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	316
2nd Reading .....	343
Committee Report .....	482
Considered .....	632
Advanced .....	1603
Reported Engrossed .....	1624
3rd Reading and to House .....	1629-1631

#### SENATE BILL NO. 124—By WILBANKS.

An Act repealing Sections 5817 and 5818, Oklahoma Statutes, 1931, relating to Presidential Electors.

1st Reading .....	316
2nd Reading .....	343
Committee Report .....	482
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	625-627
Reported Engrossed and to House .....	638

#### SENATE BILL NO. 125—By WHITAKER.

An Act 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; repealing certain sections, and declaring an emergency.

1st Reading .....	316
2nd Reading .....	343
Committee Report .....	483
Stricken .....	1000

#### SENATE BILL NO. 126—By TIMMONS.

An Act authorizing and directing the State Board of Public Affairs to execute a release and waiver to School District No. 7, Tulsa County, Oklahoma, of all rights and authority the State of Oklahoma has to explore and develop oil and gas and/or mineral rights to certain lands located within said County, and declaring an emergency.

1st Reading .....	316
2nd Reading and to Calendar .....	343
Advanced, 3rd Reading and Referred for Engrossment .....	385-387
Reported Engrossed and to House .....	391
Returned by House, as amended, and Consideration deferred .....	1441
House Amendments concurred in, Roll Call on Emergency deferred .....	1506
Roll Call on Emergency and Referred for Enrollment .....	1541
Reported Enrolled and 4th Reading .....	1595
To Governor .....	1611
Governor's Message .....	1688

#### SENATE BILL NO. 127—By NICHOLS.

A Bill to be entitled an Act appropriating any money in the Tax Commission Fund, for the purpose of paying the former members of the Tax Commission, the Secretary and Attorney thereof,

the remainder of salaries to which they are entitled under law, and declaring an emergency.

1st Reading .....	316
2nd Reading .....	343
Committee Report .....	428
Considered, Advanced, 3rd Reading and Motion Lodged .....	504-505

#### SENATE BILL NO. 128—By NICHOLS.

A Bill to be entitled an Act making appropriation to supplement the maintenance fund of the Colored Agricultural and Normal University at Langston, for the fiscal year ending June 30, 1935, and to pay unpaid claims for the fiscal year ending June 30, 1934, and declaring an emergency.

1st Reading .....	316
2nd Reading .....	343

#### SENATE BILL NO. 129—By NICHOLS.

A Bill to be entitled an Act making an appropriation to pay ex-Governor William H. Murray money to which he is entitled under the law, and declaring an emergency.

1st Reading .....	317
2nd Reading .....	343
Committee Report .....	428
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	447-449
Notice Lodged .....	449
Motion Tabled to Reconsider Vote .....	449
Reported Engrossed and to House .....	457-458
Returned by House, as amended, and Consideration deferred .....	1761-1762
House Amendments concurred in and Referred for Enrollment .....	1786-1787
Reported Enrolled and 4th Reading .....	1810
To Governor .....	1867
Governor's Message .....	2053

#### SENATE BILL NO. 130—By RORSCHACH.

An Act making an appropriation for the purpose of removing a building and replacing same with a new building at the Whitaker State Orphans' Home, and authorizing the State Board of Public Affairs to expend said moneys.

1st Reading .....	317
2nd Reading .....	343
Committee Report .....	428
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	452-454
Reported Engrossed and to House .....	466
Returned by House, as amended; House Amendments concurred in and Roll Call Deferred .....	725-726
Referred for Enrollment .....	766
Reported Enrolled and 4th Reading .....	781
To Governor .....	803
Governor's Message .....	904

#### SENATE BILL NO. 131—By RORSCHACH.

An Act making it unlawful to collect money from any appointive official or employee of the State of Oklahoma to carry on a political campaign, and providing the penalty therefor.

1st Reading .....	317
-------------------	-----



2nd Reading .....	344
Withdrawn and to Calendar .....	1023

# SENATE BILL NO. 132—By COMMONS, NICHOLS, BRIGGS and GEORGE.

An Act relating to primary elections; providing for the filing and nomination of candidates in primary elections; providing for filing of non-partisan and independent candidates, prescribing form of petitions, convention certificates, and form of acceptance; prescribing filing periods and designating boards with which candidates shall file; regulating the conduct of primary elections; providing for the nomination of unopposed candidates; providing methods of procedure for contest of candidates filings; regulating designation of candidates on ballots; prohibiting the use of titles, prefixes and suffixes; providing other details for primary elections; prescribing penalties; repealing certain sections, and declaring an emergency.

1st Reading .....	341
2nd Reading .....	370
Committee Report .....	483
Made Special Order .....	1073
Considered and Indefinitely Postponed .....	1177-1178

# SENATE BILL NO. 133—By NICHOLS.

An Act regulating expenditures by candidates in primary elections, providing for filing reports of expenditures, prescribing penalties, both civil and criminal, for violations of the Act, and repealing all Acts and parts of Acts in conflict herewith.

1st Reading .....	341
2nd Reading .....	371
Withdrawn and to Calendar .....	1023

# SENATE BILL NO. 134—By RAY, LOWRANCE, BURNS, THOMAS, JONES, KING, SOWARDS, TAYLOR, FISCHL, JOHNSTON, CARLILE, CARMACK and GARVIN.

An Act repealing Chapter 264, Senate Bill No. 994 of the Session Laws of Oklahoma of 1929, which is known as the State Bar Act; providing the method and manner of admissions to the Bar and providing the procedure for suspension and disbarment of members; providing the method and manner of regulating the practice of law, and declaring an emergency.

1st Reading .....	341
2nd Reading .....	371
Considered .....	460,
Committee Report .....	797
Considered and Re-referred to Committee with Instructions .....	897, 900
Time Extended in which to make Committee Report .....	913
Committee Report .....	1170
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1926-1927
Reported Engrossed and to House .....	1929

# SENATE BILL NO. 135—By WHITAKER and RITZHAUPT.

An Act relating to County and Township roads; declaring all roads in any County of this State outside the limits of an incorporated City or Town not designated as State Highways to be County Highways, and subject to maintenance by the County, and declaring an emergency.

1st Reading .....	341
2nd Reading .....	371
Committee Report .....	390
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	436, 458-460
Reported Engrossed and to House .....	466

SENATE BILL NO. 136—By TIMMONS, BROADDUS, RAY, COMMONS, et al.

An Act providing for the conversion of building and loan associations and other home financing organizations into federal savings and loan associations, prescribing the procedure therefor, defining the results thereof and providing for the indebtedness of such associations.

1st Reading .....	341
2nd Reading .....	371
Withdrawn and to Calendar .....	497
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	509-511
Reported Engrossed and to House .....	522
House requested to Return Bill for Correction .....	552
Returned by House and Referred for Correction .....	560-561
Reported Correctly Engrossed and to House .....	567
Referred for Enrollment .....	1441
Reported Enrolled and 4th Reading .....	1478
To Governor .....	1498
Governor's Message .....	1636

SENATE BILL NO. 137—By RITZHAUPT.

An Act amending Section 7305, Oklahoma Statutes, 1931, and making the State Board of Education the Ex-officio Board of Regents of the Colored Agricultural and Normal University of Oklahoma, vesting the government of said University in said Board of Regents, and declaring an emergency.

1st Reading .....	341
2nd Reading .....	371
Committee Report .....	428
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	475-476
Reported Engrossed and to House .....	480

SENATE BILL NO. 138—By FISCHL.

An Act authorizing McKinley Mills to bring suit against the State of Oklahoma for the purpose of determining whether or not the State of Oklahoma is indebted to said McKinley Mills on account of injuries received by being run over by a truck being driven by employees of the State Highway Department on July 2, 1932, and declaring an emergency.

1st Reading .....	341
2nd Reading .....	371
Committee Report .....	621
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	668-670
Reported Engrossed and to House .....	675
Referred for Enrollment .....	2085
Reported Enrolled and 4th Reading .....	2099
To Governor .....	2141



## SENATE BILL NO. 139—By FISCHL.

An Act authorizing a representative of the estate of Gerald Wood, deceased, or his surviving heirs to bring suit against the State of Oklahoma for the benefit of said estate or of said heirs for damages resulting from the death of said Gerald Wood on account of injuries sustained while in the employ of the State Highway Department of the State of Oklahoma, and declaring an emergency.

1st Reading .....	342
2nd Reading .....	371
Committee Report .....	621
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	670-671
Reported Engrossed and to House .....	675
Referred for Enrollment .....	2085
Reported Enrolled and 4th Reading .....	2089
To Governor .....	2126

## SENATE BILL NO. 140—By BRIGGS and STEWART.

An Act providing that taxes heretofore levied and hereafter collected, where obligations for which levies were made has been satisfied by transfer of liability to sinking fund by judgment or funding and where no further liabilities exist against any fund or funds for which said levy or any part thereof was made, shall, when collected be credited to the sinking fund account in the County Treasury, and declaring an emergency.

1st Reading .....	342
2nd Reading .....	371

## SENATE BILL NO. 141—By RORSCHACH.

An Act making it unlawful for any person, firm or corporation to engage in promoting the success or defeat of any party, candidate, etc., by doing certain acts herein declared unlawful, and providing penalty therefor.

1st Reading .....	342
2nd Reading .....	371
Withdrawn and to Calendar .....	1023

## SENATE BILL NO. 142—By RORSCHACH of the Senate, and MARTIN of the House.

An Act amending Section 5913, Oklahoma Statutes 1931, as amended by Senate Bill No. 150, approved April 28, 1933, enacted by the Legislature of Oklahoma, relating to levy of taxes for the sinking fund of municipalities, and providing for payment of judgments against municipalities in annual equal installments of not less than three years nor more than ten years in the discretion of the Court rendering the judgment.

1st Reading .....	342
2nd Reading .....	371
Committee Report .....	1123

## SENATE BILL NO. 143—By RORSCHACH.

An Act amending Section 3960, Compiled Oklahoma Statutes, 1931, providing for and fixing official bond of County Judges, and declaring an emergency.

1st Reading .....	342
2nd Reading .....	371



## SENATE BILL NO. 144—By CHAMBERLIN, COMMONS and GARVIN.

An Act amending Sections 16 and 17 of House Bill No. 45 of the Fifteenth Legislature as approved by the Governor on February 5, 1935 relating to the expenses for the enforcement of the Oklahoma Cigarette Stamp Tax Act; providing the amount that may be used for the enforcement thereof, and declaring an emergency.

1st Reading .....	370
2nd Reading .....	391
Committee Report .....	402
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	512-514
Reported Engrossed and to House .....	522

## SENATE BILL NO. 145—By WHITAKER.

An Act extending and enlarging the powers of Railroad Corporations and conferring on them power to engage in transportation of persons, property and mail by highway transport, private way transport, air transport and water transport, and to do any and all things necessary or incidental to the exercise of such power, and repealing all laws in conflict herewith.

1st Reading .....	370
2nd Reading .....	391
Committee Report .....	869
Considered .....	985

## SENATE BILL NO. 146—By CARMACK of the Senate, and ABERNETHY of Harmon of the House.

An Act to create the office of Patronage Commissioner for the State of Oklahoma; providing for the manner of his appointment; fixing his salary; providing for stenographic and clerical help; defining his duties; requiring the State Board of Public Affairs to furnish him an office in the State Capitol Building; regulating the distribution of patronage for all State Offices, Commissions, Departments and Institutions supported in whole or in part by the State of Oklahoma; providing the penalty for the violation hereof; making exceptions; making an appropriation, and declaring an emergency.

1st Reading .....	370
2nd Reading .....	391
Committee Report .....	442
Considered and Advanced .....	504
Reported Engrossed, 3rd Reading and to House .....	759-760

## SENATE BILL NO. 147—By WRIGHT, BRIGGS, CURNUTT and DUFFY of the Senate, and HOWELL of the House.

An Act relating to limitation of action against public officers for felonies, and repealing all Acts in conflict herewith, and declaring an emergency.

1st Reading .....	370
2nd Reading .....	391
Committee Report .....	442
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	477-478
Reported Engrossed and to House .....	480

## SENATE BILL NO. 148—By WRIGHT.

An Act relating to the limitation of time within which a civil action may be commenced for the recovery of public property or public

money unlawfully taken by persons while public officials; and repealing all Acts in conflict herewith and declaring an emergency.

1st Reading .....	370
2nd Reading .....	391

#### SENATE BILL NO. 149—By NICHOLS.

An Act making appropriation to pay the mileage and per diem of the Senate and House of Representatives of the Fifteenth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

1st Reading .....	390
2nd Reading and to Calendar .....	407
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	451-452
Reported Engrossed and to House .....	466
Referred for Enrollment .....	522
Reported Enrolled and 4th Reading .....	522
To Governor .....	524-525
Governor's Message .....	559

#### SENATE BILL NO. 150—By SPENCER of the Senate, and CAR-MICHAEL and ROBERTS of the House.

An Act providing for the election at large of one Mayor and a Treasurer of the City School Board and for the election from each Ward of one Councilman and one Member of the City School Board in cities in Oklahoma not operating under a charter; prescribing their term of office; amending Section 6009 and 6011, Oklahoma Statutes 1931, to provide for the appointment of all administrative officers of such cities; prescribing the powers of the Council of such cities in connection therewith; repealing Sections 6008 and 6010, Oklahoma Statutes 1931, and Section 436, Revised Laws 1910, and all other Acts or parts of Acts requiring the election, in cities not operating under a Charter, of more than one Councilman from each Ward and of any of the officers whose appointment is provided for herein; providing this Act shall not affect the tenure of Councilmen in such cities elected at the election held in 1934, and declaring an emergency.

1st Reading .....	390
2nd Reading .....	407
Committee Report .....	428-429

#### SENATE BILL NO. 151—By COMMONS.

An Act amending Section 1360 Oklahoma Statutes, 1931, (Section 1355 C. O. S., 1921), repealing all Acts or parts of Acts in conflict thereof, and declaring an emergency.

1st Reading .....	390
2nd Reading .....	407
Committee Report .....	673
Advanced .....	1520
Reported Engrossed, 3rd Reading and Referred for Re-engrossment .....	1624, 1626-1627
Reported Engrossed and to House .....	1635
Referred for Enrollment .....	1980
Reported Enrolled and 4th Reading .....	2036
To Governor .....	2063

## SENATE BILL NO. 152—By BRIGGS of the Senate and ELLIS of the House.

An Act to enable and authorize counties, cities, towns, townships, Board of Education, school districts, and all other municipalities in Oklahoma to refund their outstanding bonded and/or coupon indebtedness, making provisions for the levy and collection of an annual tax to retire same, providing penalties for failure of officers in levying and collecting said tax, and declaring an emergency.

1st Reading .....	390
2nd Reading .....	408
Committee Report .....	668
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	806, 895-897
Reported Engrossed and to House .....	922
Returned by House, as amended; House Amendments Concurred in and Referred for Enrollment .....	2115-2117
Reported Enrolled and 4th Reading .....	2148
To Governor .....	2208

## SENATE BILL NO. 153—By STEWART.

An Act repealing Chapter 159, Oklahoma Session Laws 1933, same being House Bill No. 682, relating to lands acquired by the several counties of the State of Oklahoma by purchase for delinquent taxes; prescribing a limitation for action to set aside resale; providing for acquiring title thereto by entry, improvement, use and payment of accruing taxes; placing said lands under supervision of Commissioners of Land Office; for classification and subdivision of said lands, issuing certificates of selection, cancellation of entries, making proof of compliance and right to conveyance of title, execution and delivery of deed conveying title thereto; providing for sale of lands not entered; repealing conflicting laws, and declaring an emergency.

1st Reading .....	390
2nd Reading and to Calendar .....	408
Considered and Substituted for S. B. 36 .....	472
Stricken .....	473

## SENATE BILL NO. 154—By BRIGGS.

An Act repealing Chapter 72, Session Laws of Oklahoma, 1927, being Sections 12339, 12340, 12341, 12342, 12343 and 12344, Oklahoma Statutes 1931, and declaring an emergency.

1st Reading .....	391
2nd Reading and to Calendar .....	408
Considered and Advanced .....	509
Reported Engrossed .....	762
3rd Reading Deferred .....	766
Stricken .....	1788

## SENATE BILL NO. 155—By ALBRIGHT and BURNS.

An Act amending Section 5700, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 156, Oklahoma Session Laws, 1933, relating to transportation of farm products, and declaring an emergency.

1st Reading .....	407
2nd Reading .....	429
Committee Report .....	691
Advanced .....	1786
Reported Engrossed .....	1839
Third Reading and to House .....	1840-1842



## SENATE BILL NO. 156—By ALBRIGHT and BURNS.

An Act providing that where more than one year's delinquent tax has accrued on real property, the amount due for any one year may be paid without regard to the amounts due for said other years, and declaring an emergency.

1st Reading .....	407
2nd Reading .....	429

## \* SENATE BILL NO. 157—By ALBRIGHT and BURNS.

An Act making it unlawful for persons, firms or corporations operating motor vehicles for the transportation of persons for hire, to allow a number of persons to ride in such vehicles at any one time greater than the seating capacity of such vehicle as listed for purposes of taxation; prescribing penalties for violation of the provisions hereof, and declaring an emergency.

1st Reading .....	407
2nd Reading .....	429
Committee Report .....	869

## SENATE BILL NO. 158—By JONES.

An Act providing for the organization and management of mutual insurance corporations, providing for forms of policies to be approved by the Commissioner of Insurance; and providing for the admission of foreign mutual insurance companies, repealing Sections..... and all Acts and parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	407
2nd Reading .....	429
Committee Report .....	707

## SENATE BILL NO. 159—By NANCE.

An Act authorizing the State Auditor to destroy by burning all claims and all cancelled warrants for all fiscal years, prior to the fiscal year beginning July 1, 1925; and directing the State Auditor to safely preserve the book records now in his office with reference to the claims and warrants so destroyed, and declaring an emergency.

1st Reading .....	429
2nd Reading .....	445
Withdrawn and to Calendar .....	573
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	603-604
Reported Engrossed and to House .....	608
Referred for Enrollment .....	959
Reported Enrolled and 4th Reading .....	978
To Governor .....	1018-1019
Governor's Message .....	1107

## SENATE BILL NO. 160—By CURNUTT.

An Act amending Section 543, Oklahoma Statutes, 1931, relating to civil procedure, providing for the furnishing of written instruments to stay executions upon appeals, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	429
2nd Reading .....	445
Committee Report .....	458

Considered, Advanced, 3rd Reading and Referred for En-	grossment	465-466
Reported Engrossed and to House		480
Returned by House, as amended; House amendments Con-		2253-2254
ferred in and Consideration Deferred		2285-2286
Passed, as amended, and referred for Enrollment		2299
Reported Enrolled and 4th Reading		2303
To Governor		

## SENATE BILL NO. 161—By NICHOLS.

An Act amending Section Four of an Act amending Section 3708, Oklahoma Statutes, 1931, House Bill No. 656, approved April 12, 1933, Chapter 156, Session Laws, 1933, entitled "An Act amending Subdivision H, Article 9, Chapter 20, Oklahoma Statutes, 1931, and providing for the regulation of the use of the Public Highways by motor vehicles operated for commercial purposes; levying a tax and providing for the disposition thereof; making such tax, penalties and costs a first lien on the property owned or used by motor carriers; providing for the collection of said tax, issuance of tax warrants therefor and the enforcement of the provisions hereof; making persons procuring passengers or freight transported by unlicensed motor carriers liable for taxes and authorizing injunctions; repealing Sections 3692, 3693, 3694, 3695, 3696, 3697, 3698 and 3699 of Subdivision H, Article 9, Chapter 20, Oklahoma Statutes, 1931, and all Acts or parts of Acts in conflict therewith, and declaring an emergency."

1st Reading	443
2nd Reading	464

## SENATE BILL NO. 162—By LOWRANCE of the Senate, and FREEMAN and GOODWIN of the House.

An Act amending Section 1, Chapter 96, Oklahoma Session Laws, 1933, relating to the Nineteenth and Twentieth District Court Judicial Districts of the State of Oklahoma and the nomination and election of Judges therefor, and declaring an emergency.

1st Reading	444
2nd Reading	464
Committee Report	691
Considered and Referred to Special Committee 805-806; 1040-1042	
Special Committee Report	1090
Considered and Advanced	1147
Reported Engrossed	1184
3rd Reading and to House	1184-1186
Returned by House, as amended; House Amendments Re-	
jected, Conference requested and Conferees named	2115-2117
House grants Conference and names Conferees	2151-2152
Conference Committee Report Submitted, Adopted and to	
House	2160-2161
Referred for Enrollment	2198
Reported Enrolled and 4th Reading	2221
To Governor	2238

## SENATE BILL NO. 163—By SOWARDS.

An Act making an appropriation to be used for building and maintaining county and township roads and bridges under the supervision and direction of the board of county commissioners; providing the manner of distribution of the funds appropriated hereby to the various counties, and declaring an emergency.

1st Reading	444
2nd Reading	464

## SENATE BILL NO. 164—By RITZHAUPT.

An Act creating an ex officio Board of Control for the State Insurance Fund; vesting in said Board all powers, duties and obligations heretofore exercised by the State Industrial Commission with reference to the administration of said State Insurance Fund, and declaring an emergency.

1st Reading .....	444
2nd Reading .....	464

## SENATE BILL NO. 165—By BROADDUS.

An Act to amend Section 206, Oklahoma Statutes, 1931, providing what the answer in civil proceedings shall contain, and declaring an emergency.

1st Reading .....	444
2nd Reading .....	464
Committee Report .....	673

## SENATE BILL NO. 166—By BROADDUS.

An Act providing for the verification of pleadings in all civil actions and declaring an emergency.

1st Reading .....	444
2nd Reading .....	464
Committee Report .....	674

## SENATE BILL NO. 167—By BROADDUS.

An Act providing certain procedure for waiving right to have issues of fact determined by jury, requiring parties plaintiff to endorse on petition, amended petition, reply, amended reply, answer and amended answer to counter claim, when filed, as to whether jury required; and requiring defendant to endorse on answer, amended answer, counterclaim, amended counterclaim when filed, whether jury required; and providing that when all parties plaintiff and defendant joining in pleadings fail to make such endorsement that that shall be construed as to operate to waive right to have issues of fact tried by a jury and such case shall be placed on the non-jury docket for expeditious trial, with a proviso that in case any party thereto shall, within twenty days before said case is to be called for trial, present application to have said cause stricken from the non-jury docket and order placed on the jury docket for trial, such application shall be granted, and declaring an emergency.

1st Reading .....	444
2nd Reading .....	464
Committee Report .....	674

## SENATE BILL NO. 168—By BROADDUS.

An Act amending Section 6491, Oklahoma Statutes, 1933, providing for the appointment of the Marshal and Clerk of the City Courts in all cities having a population of 25,000 and less than 55,000 as shown by last Federal census or any Federal census hereafter, and further amending Section 6502, Oklahoma Statutes, 1931, with reference to the Judges of said Court, and fixing the amount of his bond, and declaring an emergency.

1st Reading .....	444
2nd Reading and to Calendar .....	464
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	514-516



Reported Engrossed and to House .....	522
Referred for Enrollment .....	959
Reported Enrolled and 4th Reading .....	978
To Governor .....	1018-1019
Governor's Message .....	1107

## SENATE BILL NO. 169—By BROADDUS.

An Act authorizing County Courts to transfer causes appealed from Justice of the Peace Courts, to the District Court, and declaring an emergency.	
1st Reading .....	444
2nd Reading .....	464
Committee Report .....	674
Advanced .....	1349
Reported Engrossed .....	1589
3rd Reading and Referred for Re-Engrossment .....	1592
Reported Re-Engrossed and to House .....	1609

## SENATE BILL NO. 170—By RORSCHACH. of the Senate and BAILEY of the House.

An Act amending Section 7735, Oklahoma Statutes, 1931, making certain provisions for counties whose population is between 18,000 and 18,100, and declaring an emergency.

1st Reading .....	445
2nd Reading and to Calendar .....	464
Stricken .....	631

## SENATE BILL NO. 171—By TIMMONS.

An Act amending Sections 4305, 4309, 4311 and 4317, Oklahoma Statutes, 1931, relating to the State Board of Accountancy, and declaring an emergency.

1st Reading .....	445
2nd Reading .....	464
Committee Report .....	869
Advanced .....	1085
Reported Engrossed .....	1107
3rd Reading and to House .....	1111-1112

## SENATE BILL NO. 172—By WILBANKS.

An Act amending Section 1, Chapter 112, Oklahoma Session Laws, 1933, relating to unlawful discriminations in the purchase or sale of commodities of general use, in the rendering of service to the public, and in the sale or furnishing of advertising, advertising service or space for advertisements in publications, fixing penalty for violation, and declaring an emergency.

1st Reading .....	445
2nd Reading .....	464
Committee Report .....	623
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	874-875
Reported Engrossed and to House .....	907
Returned by House, as amended; House Amendments Concurred in and Referred for Enrollment .....	1780-1783
Reported Enrolled and 4th Reading .....	1828
To Governor .....	1867
Governor's Message .....	1913

## SENATE BILL NO. 173—By WILBANKS.

An Act authorizing Evelina Freeman to institute and prosecute an action against the State of Oklahoma for the use and benefit of herself and her children for the alleged wrongful death of her said husband, Conaway Freeman, providing for service of summons upon the Secretary of State and naming the jurisdiction of said action, and declaring an emergency.

1st Reading .....	445
2nd Reading .....	464
Withdrawn and to Calendar .....	1111
Advanced .....	1199
Reported Engrossed .....	1296
3rd Reading and Referred for Re-Engrossment .....	1307-1308
Reported Re-Engrossed and to House .....	1331
Referred for Enrollment .....	2251
Reported Enrolled and 4th Reading .....	2266
To Governor .....	2288

## SENATE BILL NO. 174—By BRIGGS.

An Act providing and requiring the Court Clerk of all counties of the State to give bond as other County Officials and providing that bond premium shall be paid by the County, and declaring an emergency.

1st Reading .....	445
2nd Reading .....	464

## SENATE BILL NO. 175—By PAUL.

An Act classifying homestead property for the purpose of taxation, prescribing and levying a tax upon homestead property, providing for the collection and distribution of said tax, defining homesteads and repealing all laws in conflict therewith.

1st Reading .....	445
2nd Reading .....	465

## SENATE BILL NO. 176—By RINEHART and FISCHL.

An Act relating to and defining what constitutes doing business or having done business within the State of Oklahoma by a foreign corporation within the contemplation and for the purpose set out in Section 126, Oklahoma Statutes, 1931; providing rules of evidence with reference thereto; and declaring an emergency.

1st Reading .....	463
2nd Reading .....	485
Committee Report .....	518
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	533-534
Reported Engrossed and to House .....	545

## SENATE BILL NO. 177—By LOGAN.

An Act creating the State Capitol Commission, providing for the regulation of the use of property within the area adjacent to and surrounding the State Capitol Building of the State of Oklahoma, and the policing of streets within said area; providing for appeals from the Board of Adjustment herein authorized; making an appropriation, repealing all Laws in conflict herewith and for other purposes, and declaring an emergency.

1st Reading .....	463
-------------------	-----

2nd Reading .....	485
Committee Report .....	870
Withdrawn and Re-referred to Committee .....	940

## SENATE BILL NO. 178—By TIMMONS.

An Act amending Section 8210 Compiled Oklahoma Statutes, 1931, in re fees and compensation of County Court Reporter; repealing all Laws or parts of Laws in conflict therewith, and declaring an emergency.

1st Reading .....	483
2nd Reading .....	497

## SENATE BILL NO. 179—By GEORGE and JONES.

An Act authorizing the construction, alteration, improvement, furnishing, and equipment of buildings on the campuses of certain State Educational Institutions of the State of Oklahoma through their respective Boards of Regents; to acquire any necessary land therefor; to issue and sell State Educational Building Bonds for such purposes; providing the manner of the expenditure of the proceeds of the Bonds; providing for the payment thereof; from the Income derived from "Section 13 Fund State Educational Institutions," and "New College Fund"; authorizing the investment of Municipal sinking funds and the capital and surplus of banks, trust, and insurance companies in said bonds; making same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose; and declaring an emergency.

1st Reading .....	483
2nd Reading .....	497
Committee Report .....	976
Considered and Report of Committee of the Whole .....	1251, 1257
Advanced .....	1258
Considered and Referred for Engrossment .....	1264-1265
Reported Engrossed .....	1296
3rd Reading and Motion Lodged .....	1305-1306
Vote Reconsidered by which failed .....	1337
Considered, Passed and Referred for Re-engrossment .....	1337-1339
Reported Engrossed and to House .....	1352
Returned by House, as amended; House Amendments Concurred in and Consideration Deferred .....	2033-2034; 2040-2041
Vote Reconsidered by which House Amendments Concurred in House Amendments Rejected, Conference requested and Conferees named .....	2056
House grants Conference and names Conferees .....	2085
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	2112-2114
House Rejects Conference Committee Report and requests further Conference, naming Conferees .....	2148-2149
Senate grants further Conference and names Conferees .....	2149
Vote Reconsidered by which further Conference granted .....	2256
Vote Reconsidered by which Bill Passed, as amended in Conference .....	2256
Vote Reconsidered by which Conference Committee Report Adopted .....	2256
House Amendments Concurred in, Bill Passed as amended, and Referred for Enrollment .....	2256-2258
Reported Enrolled and 4th Reading .....	2287
To Governor .....	2304



**SENATE BILL NO. 180—By CHAMBERLIN and CURNUTT of the Senate and GIBBONS of the House.**

An Act amending Chapter 11, Section 1, Session Laws 1915; C. O. S. 1921, Section 1260; O. S. 1931, Section 1267, relating to procedure in renewing or extending real estate mortgages by administrators, executors and guardians in certain cases; providing that necessary repairs may be included therein and for other purposes, and declaring an emergency.

1st Reading .....	484
2nd Reading .....	497
Committee Report .....	518
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	531-533
Reported Engrossed and to House .....	542
Referred for Enrollment .....	2086
Reported Enrolled and 4th Reading .....	2089
To Governor .....	2126

**SENATE BILL NO. 181—By COMMITTEE ON APPROPRIATIONS.**

A Bill to be entitled an Act making supplemental appropriation for the State Prison at McAlester and the Sub-Prison at Stringtown, Oklahoma, and declaring an emergency.

1st Reading .....	484
2nd Reading .....	497
Committee Report .....	674
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	745-746
Reported Engrossed and to House .....	774
Referred for Enrollment .....	1555
Reported Enrolled and 4th Reading .....	1561
To Governor .....	1584
Governor's Message .....	1688

**SENATE BILL NO. 182—By NICHOLS.**

An Act relating to the office of the State Fire Marshal; making an appropriation of \$12,500.00 for said office; amending Sections 3740 and 3744, Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	484
2nd Reading .....	497

**SENATE BILL NO. 183—By BROADDUS.**

An Act amending Section 6778, Oklahoma Statutes 1931, relating to appeals from the County Superintendents; providing for the transfer to the District Court of the appeals heretofore taken from the County Superintendent to the County Court; repealing all Laws in conflict, and declaring an emergency.

1st Reading .....	484
2nd Reading .....	497
Committee Report and Re-referred .....	977

**SENATE BILL NO. 184—By WILLIS.**

An Act directing the School Boards of all School Districts of this State operating any busses for the transportation of children to and from school, within ninety days after the effective date hereof to cause such busses to be painted with black and white stripes and to provide side entrances thereto; declaring the operation of any such busses not so painted and equipped to be unlawful;

prescribing penalties for violation hereof, and declaring an emergency.

1st Reading .....	484
2nd Reading .....	497
Committee Report .....	977
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1045-1046
Reported Engrossed and to House .....	1051

#### SENATE BILL NO. 185—By RINEHART and PAUL.

An Act prohibiting the sale of student activity or athletic tickets as a condition precedent to admission of resident students to State Institutions of learning; providing a penalty for the violation thereof, and declaring an emergency.

1st Reading .....	484
2nd Reading .....	497
Committee Report .....	708
Considered, Advanced, 3rd Reading and referred for Engrossment .....	1685-1686
Reported Engrossed and to House .....	1708

#### SENATE BILL NO. 186—By COMMITTEE ON PRIVILEGES AND ELECTIONS.

An Act relating to primary and general elections; amending Sections 5713 and 5809, Oklahoma Statutes 1931; providing for the form of ballot on which the names of candidates for presidential electors appear; repealing Sections 5815 and 5816, Oklahoma Statutes 1931, and other conflicting Laws, and declaring an emergency.

1st Reading .....	484
2nd Reading .....	497
Committee Report .....	593
Considered and Advanced .....	749-750
Reported Engrossed .....	781
3rd Reading and to House .....	793-794
Returned by House, as amended; House Amendments Concurred in, Roll Call Deferred .....	2254-2255
Passed, as amended, and referred for Enrollment .....	2286-2287
Reported Enrolled and 4th Reading .....	2298-2299
To Governor .....	2305

#### SENATE BILL NO. 187—By COMMITTEE ON PRIVILEGES AND ELECTIONS.

An Act relating to Primary and General Elections; amending Sections 5643, 5644 and 5645, Oklahoma Statutes 1931, relating to qualifications of electors and to qualifications and affidavits of challenger voters; repealing all conflicting laws, and declaring an emergency.

1st Reading .....	485
2nd Reading .....	497
Committee Report .....	593

#### SENATE BILL NO. 188—By TIMMONS.

An Act authorizing Building and Loan Associations, co-operative banks and other mutual savings institutions to join the Federal Plan for the guaranty of their deposits and share and to insure their deposits and share accounts with the Federal Savings and Loan Insurance Corporation, and declaring an emergency.

1st Reading .....	495
Substituted for S. B. 136 .....	498

## SENATE BILL NO. 189—By BROADDUS.

An Act amending Sections 2381 and 2383, Oklahoma Statutes of 1931, making it unlawful for any executive, legislative, ministerial or judicial officer or member of a Board to appoint or vote for appointment of any person related to him or any member of a Board by affinity or consanguinity within the third degree; or any person related to said officer or member of a Board by reason of marriage to anyone related to said officer or member of a Board by affinity or consanguinity within the third degree to any clerkship, office, position, employment, or duty in any department of the Government of which such executive, legislative, ministerial or judicial officer may be a member; or any person so related to any other such officer or member of a Board in consideration of the appointment or vote for the appointment by such other officer or member of a Board; or any person so related to the officer or member of a Board making or voting for such appointment, and declaring an emergency.

1st Reading .....	496
2nd Reading .....	508
Committee Report .....	870
Advanced .....	1409
Reported Engrossed .....	1666
3rd Reading and Referred for Engrossment .....	1669-1670
Reported Engrossed and to House .....	1687

## SENATE BILL NO. 190—By WRIGHT.

A Bill entitled: An Act making a supplemental appropriation for the remainder of the fiscal year ending June 30, 1935, and for reconditioning school buildings and building new buildings and improvements and for repairs on the West Oklahoma Orphans' Home for white children at Helena, Oklahoma, and declaring an emergency.

1st Reading .....	496
2nd Reading .....	508
Committee Report .....	527
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	567-568
Reported Engrossed and to House .....	573
Returned by House, as amended; House Amendments Rejected and Conference requested .....	1475-1476
Conference Committee appointed .....	1480
House grants Conference and names Conferees .....	1517
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	1521-1523
Referred for Enrollment .....	1896
Reported Enrolled and 4th Reading .....	1904
To Governor .....	1933
Governor's Message .....	2053

## SENATE BILL NO. 191—By CHAMBERLIN of the Senate, and COOK of the House.

An Act relating to chattel mortgages, amending Sections 11277, 11278, 11281, 11283, 11285, 11286 and 11288 of the Oklahoma Statutes, 1931, providing for the discharge of the indebtedness secured by chattel mortgages by payment to the mortgagee or last assignee of record; providing for chattel mortgage securing future advances, and declaring an emergency.

1st Reading .....	496
2nd Reading .....	508



Committee Report .....	519
Considered and Advanced .....	543-545
Reported Engrossed .....	573
3rd Reading and to House .....	575-576
Referred for Enrollment .....	1054-1055
Reported Enrolled and 4th Reading .....	1093
To Governor .....	1125
Governor's Message .....	1212

## SENATE BILL NO. 192—By GEORGE and PAUL.

An Act authorizing the State Board of Public Affairs to establish a book bindery at the University of Oklahoma, authorizing the construction of a building for same, the purchase of equipment, making an appropriation therefor, and declaring an emergency.

1st Reading .....	496
2nd Reading .....	508
Committee Report .....	1062-1063
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	1158-1159
Reported Engrossed and to House .....	1184

## SENATE BILL NO. 193—By STEWART and NANCE.

An Act establishing a court fund to pay all costs of holding county, district, superior and common pleas court in the several counties of the State of Oklahoma; declaring it to be the policy for the State to pay court costs, making appropriation therefor, and declaring an emergency.

1st Reading .....	496
2nd Reading and to Calendar .....	508
Withdrawn and Referred to Special Committee .....	518
Special Committee Report .....	689-690
Considered, Referred to Special Committee and Set for Spe- cial Order .....	774
Considered and Advanced .....	1519
Reported Engrossed, 3rd Reading and Motion Lodged .....	1643, 1645-1649

## SENATE BILL NO. 194—By HILL.

An Act amending Sections 5280, 5281 and 5282, Oklahoma Statutes, 1931, relating to the care of tubercular patients in State Tubercular Sanitoriums and in the counties of the State, and to the expenditure of the "Tuberculosis and Public Health Fund," and declaring an emergency.

1st Reading .....	507
2nd Reading .....	523
Withdrawn and to Calendar .....	537
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	562-563
Reported Engrossed and to House .....	573
Referred for Enrollment .....	2140
Reported Enrolled and 4th Reading .....	2202
To Governor .....	2233

## SENATE BILL NO. 195—By JONES.

A Bill to be entitled an Act making appropriation to pay the City of Stillwater for water and electricity used by the Oklahoma A. & M. College, and declaring an emergency.

1st Reading .....	507
-------------------	-----

2nd Reading and to Calendar .....	523
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	816-817
Reported Engrossed and to House .....	824
Referred for Enrollment .....	2086
Reported Enrolled and 4th Reading .....	2099
To Governor .....	2141

## SENATE BILL NO. 196—By LOGAN (by request).

An Act providing for Workmen's Compensation for accidental injuries incurred in certain employments; establishing procedure; fixing schedules, penalties, etc.; establishing a State Industrial Commission of five members; providing for appeals; amending, repealing or re-enacting certain Sections of Chapter 72, O. S. 1931, as amended by Chapter 29 S. L. 1933; repealing all laws or parts of laws in conflict herewith, and declaring an emergency.

1st Reading .....	508
2nd Reading .....	524
Committee Report and Re-referred to Committee .....	977
Committee Report .....	1057
Re-referred to Committee .....	1073
Committee Report .....	1247

## SENATE BILL NO. 197—By NICHOLS.

An Act authorizing H. A. Sarber and Esther Sarber, his wife, to institute and prosecute an action against the State of Oklahoma, for the use and benefit of the said H. A. Sarber and Esther Sarber, his wife, for alleged damages sustained by them, and each of them by reason of an automobile collision occurring on the 2nd day of August, 1933, between a Ford coupe in which they were riding and which was owned by the said H. A. Sarber, and a Chevrolet truck owned by the State Highway Department and at the time driven by one W. S. Clark, employee of said State Highway Department, and declaring an emergency.

1st Reading .....	508
2nd Reading and to Calendar .....	524

## SENATE BILL NO. 198—By BRIGGS and IVESTER.

An Act making the State of Oklahoma, through the State Department of Highways and all funds under control of the State Highway Commission, liable for loss and damages sustained through wrongful and negligent acts of the Highway Commission, its agents, servants or employees engaged in the construction, maintenance and repairs of highways, providing for actions thereon when authorized by joint resolution of the Legislature; prescribing procedure, repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	508
2nd Reading .....	524
Withdrawn and to Calendar .....	524
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	571, 604-607
Reported Engrossed and Signing of Bill Deferred .....	608-609
Signed and to House .....	638

## SENATE BILL NO. 199—By CHAMBERLIN, FISCHL, GARVIN, NANCE, STEWART, COMMONS and IVESTER of the Senate and HOLLIMAN, SINGLETON and WHITAKER of the House.

An Act amending Section 2 of Article 12 of the Constitution of the

State of Oklahoma, relating to homesteads and exemptions; amending the same so as to provide that the homestead of a family shall not be mortgaged except for the purchase money thereof, or improvements made thereon under certain conditions; providing that all pretended sales of the homestead involving any condition of defeasance shall be void, and declaring an emergency.

1st Reading .....	523
2nd Reading .....	528
Committee Report .....	1088-1089
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1161-1165
Reported Engrossed and to House .....	1184

#### SENATE BILL NO. 200—By FISCHL

An Act relating to the giving of proof of financial responsibility by owners and operators of motor vehicles and to make uniform the law with reference thereto.

1st Reading .....	523
2nd Reading .....	528
Committee Report .....	1442

#### SENATE BILL NO. 201—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making supplemental appropriation for the State Board of Public Affairs for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	527
2nd Reading .....	557
Committee Report .....	675
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	746-748
Reported Engrossed and to House .....	774
Referred for Enrollment .....	1853
Reported Enrolled and 4th Reading .....	1904
To Governor .....	1933
Governor's Message .....	2053

#### SENATE BILL NO. 202—By RITZHAUPT, WHITAKER, TIMMONS, MacDONALD, HILL, FIDLER, WALDREP and HUTCHINSON of the Senate, and ALLEN, COE, MUNGER and HUEY of the House.

An Act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes and other insignia of beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, by any person not entitled to wear, exhibit, display, or use the same and fixing a penalty for the violation of this Act.

1st Reading .....	527
2nd Reading .....	557
Committee Report .....	675
Advanced .....	1843
Reported Engrossed .....	1914
3rd Reading and to House .....	1918-1919



## SENATE BILL NO. 203—By RITZHAUPT, NICHOLS, WILLIS, BROADDUS, FISCHL and DUFFY.

An Act providing for the payment by the State of the tuition and fees and transportation of certain persons in connection with such persons pursuing certain courses of study at educational institutions outside of the State, prescribing the conditions therefor, authorizing and directing the State Board of Education of Oklahoma to administer the provisions of this Act, making appropriation therefor, and declaring an emergency.

1st Reading .....	528
2nd Reading .....	557
Committee Report .....	708
Advanced, 3rd Reading and Referred for Engrossment.....	1625-1626
Reported Engrossed and to House .....	1660
Returned by House, as amended; House amendments Concurred in, Bill Passed as amended thereby and Referred for Enrollment .....	1911-1913
Reported Enrolled and 4th Reading .....	1929
To Governor .....	2008

## SENATE BILL NO. 204—By COMMONS.

An Act amending Section 210 Oklahoma Statutes, 1931, relating to demurrers.

1st Reading .....	528
2nd Reading .....	557

## SENATE BILL NO. 205—By COMMONS.

An Act relating to the removal from office of any Sheriff, who, knowingly permits slot machines to operate, requiring the Attorney General to institute proceedings and conduct same, and declaring an emergency.

1st Reading .....	528
2nd Reading .....	557
Committee Report .....	623
Considered and Referred to Special Committee .....	1025
Advanced .....	1199
Reported Engrossed, 3rd Reading and to House .....	1296, 1302-1303

## SENATE BILL NO. 206—By COMMONS.

An Act amending Section 12677 Oklahoma Statutes, 1931, relating to Excise Boards, their meetings, powers and duties.

1st Reading .....	528
2nd Reading .....	558
Committee Report .....	703
Advanced .....	1283
Reported Engrossed, 3rd Reading and Referred for Re-engrossment .....	1296, 1308-1309
Reported Engrossed and to House .....	1321
Referred for Enrollment .....	2241
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2273

## SENATE BILL NO. 207—By TIMMONS.

An Act amending Section 1445, Revised Laws of Oklahoma, 1910, being Section 5546, Compiled Oklahoma Statutes, 1921, and Section 11976, Oklahoma Statutes, 1931, relating to grants of right of way to the owners of telegraph and telephone lines over lands

and real property and public grounds, streets and alleys in the State of Oklahoma, and declaring an emergency.

1st Reading .....	556
2nd Reading .....	574
Committee Report .....	1057-1058

**SENATE BILL NO. 208—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS.**

An Act ratifying the "Interstate Compact to conserve oil and gas" entered into by the Governor with the Representatives of certain other oil producing States at Dallas, Texas, on February 16, 1935; setting forth a copy of said compact which discloses the purpose thereof to be to conserve oil and gas by the prevention of physical waste thereof from any cause; authorizing the Governor to appoint a person to represent Oklahoma on the Interstate Oil Compact Commission provided in said Compact, fixing effective date of act, and declaring an emergency.

1st Reading .....	556
2nd Reading and to Calendar .....	574
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	597-599
Reported Engrossed and to House .....	607
Referred for Enrollment .....	692
Reported Enrolled and 4th Reading .....	701
To Governor .....	715

**SENATE BILL NO. 209—By RINEHART and WALDREP.**

An Act requiring all railway corporations, persons, associations, companies, receivers, or lessees operating a railroad within the State of Oklahoma to furnish all conductors, brakemen, switchmen, or other employees having the duty of giving signals, with electric lanterns; providing a penalty for the violation thereof, and declaring an emergency.

1st Reading .....	556
2nd Reading .....	574
Committee Report .....	675
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	772-773
Reported Engrossed and to House .....	781

**SENATE BILL NO. 210—By RORSCHACH, COMMONS, CHAMBERLIN and DUFFY.**

An Act amending Section 12399, Oklahoma Statutes 1931, and Chapter 104, Acts of the Fourteenth Legislature, relating to listing and assessing property of public service corporations, fixing January First as the assessment date; and providing for return to be made to Oklahoma Tax Commission; providing for the valuation of the property of public service corporations.

1st Reading .....	556
2nd Reading .....	574
Committee Report .....	870
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	933-934
Reported Engrossed and to House .....	943

**SENATE BILL NO. 211—By WHITAKER.**

An Act providing for the erection, construction and furnishing of a

building to be located on the State Capitol grounds in Oklahoma City to be known as the Oklahoma Court Building and to be used by the Supreme Court, the Criminal Court of Appeals, the Clerk of said Courts, the Attorney General and the State Law Library and other departments; providing for the construction thereof to be under the supervision of the State Board of Public Affairs; providing that the exterior architectural design of said building shall follow generally the design of the Oklahoma Historical Society Building; making an appropriation for the construction of said building, and declaring an emergency.

1st Reading -----	556
2nd Reading -----	574

#### SENATE BILL NO. 212—By WHITAKER.

An Act providing for the redemption of real estate sold to the County on account of delinquent ad valorem taxes, where the County still holds the title thereto; providing for the waiving and releasing of interest, penalties and costs of the same if the principal amount thereof is paid on or before December 31, 1935, authorizing and directing County Treasurers to accept such amount and to issue redemption certificates therefor; providing the manner and means of issuing said redemption certificates; providing that after such payment said real estate shall be placed on the tax rolls; providing that the amounts paid hereunder shall accrue to the Common School Fund of the County; suspending all Laws or parts of Laws in conflict herewith for the term of this Act, and declaring an emergency.

1st Reading -----	556
2nd Reading -----	574
Committee Report -----	898

#### SENATE BILL NO. 213—By JOHNSTON.

An Act prescribing and defining the crime of receiving, accepting, or knowingly becoming an endorsee of a note or other writing, falsely stating the interest rate, or otherwise concealing or attempting to conceal usury or the evidence thereof and fixing the penalty therefor.

1st Reading -----	557
2nd Reading -----	575
Withdrawn and to Calendar -----	752
Considered and Advanced -----	879, 1928
Reported Engrossed -----	1929
Stricken -----	1939

#### SENATE BILL NO. 214—By BROADDUS.

An Act amending Section 1345, Oklahoma Statutes of 1931, requiring notice of final settlement of estates, the publication thereof, and providing for notice upon the surety or sureties upon the bond of many administrators, guardians, executors, or regarding administrations, guardians, executors.

1st Reading -----	557
2nd Reading -----	575
Committee Report -----	1027
Advanced -----	1409
Reported Engrossed -----	1617
3rd Reading and Referred for Re-engrossment -----	1624-1625
Reported Engrossed and to House -----	1640



## SENATE BILL NO. 215—By RORSCHACH and COMMONS.

An Act in reference to indebtedness of Cities, Counties, Townships, Boards of Education, Municipal Universities, School Districts, Drainage Districts, and other Municipalities, and providing for the funding of the same, and prohibiting the drawing of warrants or making of contracts under certain circumstances, and providing penalties for the violation of this Act, and declaring an emergency.

1st Reading .....	557
2nd Reading .....	575
Committee Report .....	640

## SENATE BILL NO. 216—By JOHNSTON.

An Act limiting the terms of County Officers.

1st Reading .....	573
2nd Reading .....	596

## SENATE BILL NO. 217—By RITZHAUPT.

An Act making appropriation for hospitalization, medical and surgical services and supplies for the indigent unemployables listed by the Federal Emergency Relief Administration in Oklahoma; providing for the expenditure and distribution thereof; providing that unemployables who, because of receiving such hospitalization, medical and surgical services and supplies, will likely be restored to the status of employable persons shall be given preference in the distribution of such services and supplies, and declaring an emergency.

1st Reading .....	573
2nd Reading .....	596
Committee Report .....	798
Considered .....	1161

## SENATE BILL NO. 218—By BRIGGS and NANCE.

An Act creating a State Public Welfare Board; creating a County Public Welfare Board in each County of the State; designating the membership of each Board, prescribing their duties and powers; giving said Board general supervision over the distribution of relief for indigent aged, infirm and unemployables; giving said Board power to prescribe rules and regulations for the administration and distribution of relief, and declaring an emergency.

1st Reading .....	574
2nd Reading and to Calendar .....	596
Considered and Referred to Sub-committee .....	804-805
Sub-committee Report and Considered .....	809-812
Report of Committee of the Whole .....	812
Advanced, 3rd Reading and Referred for Engrossment .....	812-813
Reported Engrossed and to House .....	820

## SENATE BILL NO. 219—By TIMMONS, FIDLER, MacDONALD et al.

An Act providing that certain corporations, agencies, or authorities created, or to be created under Acts of Congress of the United States of America, shall not be required to give cost, replevin, attachment, garnishment, redelivery, injunction or appeal bonds or other obligations or security, or to make deposits in lieu thereof, in civil actions where any such corporation, agency or authority is a party, and declaring an emergency.

1st Reading .....	574
-------------------	-----

2nd Reading and to Calendar .....	596
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	618-619
Reported Engrossed and to House .....	623
Returned by House, as amended, and Consideration Deferred .....	902-903
House Amendments Concurred in, Bill Passed as Amended and Referred for Enrollment .....	918-919
Reported Enrolled and 4th Reading .....	968
To Governor .....	983-984
Governor's Message .....	1107-1108

## SENATE BILL NO. 220—By NANCE.

An Act conferring jurisdiction upon the County Courts of the State of Oklahoma in forcible entry and detainer actions; prescribing the procedure therefor; and repealing all Laws in conflict therewith, and declaring an emergency.

1st Reading .....	574
2nd Reading .....	596
Committee Report .....	607
Considered and Advanced .....	888-890
Reported Engrossed .....	1034
3rd Reading and Referred for Re-engrossment .....	1038
Reported Engrossed and to House .....	1051

## SENATE BILL NO. 221—By MILITARY AFFAIRS COMMITTEE.

An Act appropriating Twenty-one Thousand Dollars (\$21,000.00) for the remainder of the fiscal year ending June 30, 1935, and Twenty-one Thousand Dollars (\$21,000.00) for each of the fiscal years ending June 30, 1936, and June 30, 1937, to be expended by the Adjutant General for articles of uniform clothing and equipment for federally recognized officers and warrant officers of the Oklahoma National Guard; prescribing the method of making such expenditures; fixing a penalty for the filing of improper claims, and declaring an emergency.

1st Reading .....	595
2nd Reading .....	610
Committee Report .....	750
Considered and Advanced .....	1019-1020
3rd Reading and Referred for Engrossment .....	1025-1026
Reported Engrossed and to House .....	1046
Returned by House, as amended; House Amendments Concurred in, Bill Passed, as Amended, and Referred for Enrollment .....	2110-2112
Reported Enrolled and 4th Reading .....	2148
To Governor .....	2208

## SENATE BILL NO. 222—By HOWSLEY of the Senate and PAULS and HOWELL of the House.

An Act making it lawful for the Board of County Commissioners of any county, the Board of Education or other governing Board of any school district, or the governing Board of any other municipal corporation in the State of Oklahoma holding or owning any public utility bonds of incorporated cities and towns of this State, the assessed valuation of which is less than the face value of the entire issue of said public utility bonds and accrued interest thereon, to accept in writing any plan of readjustment of such indebtedness proposed by the governing Board of such city or town under Section 80 of Chapter IX of the Bankruptcy Laws of the United States of America as amended in an Act entitled

"An Act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, and Acts amendatory thereof and supplementary thereto, approved May 24, 1934, and to accept in full settlement of such indebtedness an amount less than the full amount due on such bonds or interest coupons; repealing all conflicting Laws and declaring an emergency.

1st Reading .....	595
2nd Reading .....	610
Withdrawn and to Calendar .....	700-701
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	830-832
Reported Engrossed and to House .....	840
Referred for Enrollment .....	1055
Reported Enrolled and 4th Reading .....	1063
To Governor .....	1101
Governor's Message .....	1212

#### SENATE BILL NO. 223—By COMMONS and RORSCHACH.

An Act providing for funding of certain outstanding warrant indebtedness of the State of Oklahoma, and the issuance of Treasury Notes therefor; providing for the form and execution thereof; and making an appropriation for the payment of expenses in connection therewith; providing for the payment of same, and creating a fund and levying a tax therefor; providing for the acceptance of such treasury notes as legal security for public funds and other funds required to be secured; providing for the acceptance of such treasury notes as collateral on all collateral bonds required by the Oklahoma Tax Commission; and fixing the rate of interest State funds secured by such treasury notes shall draw, and authorizing the purchase of said notes with sinking funds created by Law and with other trust funds, and the acceptance of the said notes in payment of taxes due the State; providing for the call and redemption of such warrants not funded, and for other purposes, and declaring an emergency.

1st Reading .....	595
2nd Reading .....	610

#### SENATE BILL NO. 224—By SOWARDS.

An Act authorizing Mutual Insurance Companies, organized or incorporated outside the State of Oklahoma and licensed to transact fire, lightning, hail, cyclone or windstorm insurance in the State where domiciled, to engage in the business of such insurance on farm property in the State of Oklahoma, repealing all Laws in conflict herewith, and declaring an emergency.

1st Reading .....	596
2nd Reading .....	610
Committee Report .....	870
Considered and Advanced .....	1643
Reported Engrossed .....	1683
3rd Reading and Motion Lodged .....	1788-1783
Vote Reconsidered by which Failed, Bill Passed and to House .....	1924-1925

#### SENATE BILL NO. 225—By JOHNSTON and WRIGHT.

An Act fixing the Statute of Limitations as to offenses committed against depositors, creditors, and bailors by banks and bankers, trusts and trustees.

1st Reading .....	596
2nd Reading .....	610



Committee Report .....	1398
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1756-1757
Reported Engrossed and to House .....	1768

## SENATE BILL NO. 226—By BROADDUS.

An Act providing for the refund of money actually paid by purchaser at Tax Certificate Sale, at Resale for Delinquent Taxes, and at Commissioner's Tax Sale when sale for any reason is void, and Tax Certificate or Tax Deed issued thereunder is void; defining the meaning of word "Tax Deed" as used in this Act, repealing all Acts and parts of Acts in conflict herewith, including Section 12749, Oklahoma Statutes for 1931; providing time within which purchaser may demand return of purchase price, and declaring an emergency.

1st Reading .....	596
2nd Reading .....	610
Committee Report .....	1028

## SENATE BILL NO. 227—By LOGAN (by request).

An Act amending Chapter 72, Oklahoma Statutes 1931, as amended by Chapter 29, Session Laws 1933, known as the "Workmen's Compensation Law," and declaring an emergency.

1st Reading .....	609
2nd Reading .....	640
Committee Report and Re-referred .....	877
Withdrawn and Re-referred .....	672-673
Committee Report .....	1057
Re-referred to Committee .....	1073
Committee Report .....	1247

## SENATE BILL NO. 228—By BROADDUS of the Senate and CHAMBERS of the House.

An Act granting power to cities and towns to impose a tax on the gross receipts of any person, firm, association or corporation furnishing power, light, heat, gas, electricity, or water in any city or town by the governing body of said city or town, providing procedure for collecting such tax and penalties for non-payment thereof and repealing all Acts in conflict herewith and declaring an emergency.

1st Reading .....	609
2nd Reading .....	640
Committee Report .....	703
Considered and Advanced .....	985-986
Reported Engrossed .....	1063
3rd Reading and Referred for Engrossment .....	1071-1072
Reported Engrossed and to House .....	1085
Substituted for H. B. 404 .....	1643

## SENATE BILL NO. 229—By RORSCHACH of the Senate and BAILEY of the House.

An Act authorizing transfer of funds in the sum of Twenty Thousand (\$20,000) Dollars out of the Hospital Fund into the General Maintenance Fund of the Eastern Oklahoma Hospital at Vinita, Oklahoma, and declaring an emergency.

1st Reading .....	609
2nd Reading and to Calendar .....	640

Considered, Advanced, 3rd Reading and Referred for Engrossment .....	694-695
Reported Engrossed and to House .....	709
Referred for Enrollment .....	1655
Reported Enrolled and 4th Reading .....	1666
To Governor .....	1698
Governor's Message .....	1982

SENATE BILL NO. 230—By FISCHL of the Senate and REED of the House.

An Act authorizing the State Game and Fish Commission to declare open season on certain game and to fix the time and conditions thereof in any counties or parts of counties of this State, and to require a special license or permit to hunt during such season, and to fix the amount thereof, and to prescribe any rules and regulations regarding the conduct and policies of such season and areas during such season, repealing all conflicting laws, and declaring an emergency.

1st Reading .....	610
2nd Reading .....	640
Committee Report .....	1058
Stricken .....	1786

SENATE BILL NO. 231—By BROADDUS.

An Act amending Chapter 156 (House Bill 656) Oklahoma Session Laws 1933, and providing for the regulation of the use of the public highways by motor vehicles, and levying a tax providing for the disposition thereof.

1st Reading .....	610
2nd Reading .....	640
Committee Report .....	977

SENATE BILL NO. 232—By NANCE, NICHOLS, PAUL, COMMONS, BRIGGS, TIMMONS and PUGH.

An Act amending Sections 20, 21, 22, 24 and 34 of Article IX, of the Constitution of the State of Oklahoma, and repealing Section 23, of Article IX of the Constitution of the State of Oklahoma, pursuant to authority vested in the Legislature by Section 35, of Article IX, of the Constitution of the State of Oklahoma, relating to the manner in which appeals from orders of the Corporation Commission affecting the rates, charges, services, practices, rules and regulations of any public utility, or any public service corporation, or any individual, person, firm, corporation, receiver or trustee engaged in the public utility business, may be taken to the Supreme Court of Oklahoma; and providing that such appeals shall be for the purpose of judicial review only; and providing for notice of such appeal, the time within which an appeal shall be perfected; providing further for exclusive jurisdiction of such appeals in the Supreme Court; and providing for the nature and extent of such review by the Supreme Court; providing for superseding or suspending the order of the Corporation Commission appealed from, conditioned upon the filing with the Corporation Commission of a satisfactory suspending or supersedeas bond to protect parties affected thereby, and providing for the keeping of records relative to the amounts of such refund; providing for precedence of such cases on the docket of the Supreme Court; providing further that no new evidence shall be introduced in the Supreme Court upon such appeals; and providing that the action of the Corporation Commission shall be

considered as prima facie just, reasonable and correct; and providing that the right of any person to institute or prosecute, in the ordinary Courts of Justice, any action, suit or motion shall not be extinguished or impaired by reason of any fine or penalty imposed by the Corporation Commission upon a public utility or public service corporation because of failure to comply with any order or requirement thereof; and providing that no collateral attack may be made on any order or ruling of the Corporation Commission affecting the rates, charges, service, rules and regulations of any public utility or public service corporation; and defining terms; and repealing all acts or parts of acts in conflict; and providing that in case any section, clause or sentence of this Act is for any reason held invalid or unconstitutional such illegality or unconstitutionality shall not affect the validity of any remaining portion or portions of this Act, and providing for an emergency.

1st Reading .....	638
2nd Reading and to Calendar .....	683
Made Special Order .....	1083
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1096, 1103-1105
Reported Engrossed and to House .....	1163

#### SENATE BILL NO. 233—By PAUL.

An Act authorizing actions against the Highway Commission for recovery of damages in certain cases, prescribing method of service of summons, and providing that such actions may be filed and prosecuted to final determination in cases where the cause of action arises either prior or subsequent to the effective date of this Act, and declaring an emergency.

1st Reading .....	639
2nd Reading .....	683

#### SENATE BILL NO. 234—By PAUL.

An Act prescribing rules and regulations for the Commissioners of the Land Office, repealing all laws in conflict therewith, creating certain positions, fixing the salaries payable thereof and making an appropriation therefor, and repealing all laws in conflict therewith, and declaring an emergency.

1st Reading .....	639
2nd Reading and to Calendar .....	683
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	832-837
Reported Engrossed and to House .....	871
Returned by House, as amended; House Amendments Concurred in, Bill Passed as Amended and Referred for Enrollment .....	2165-2178
Reported Enrolled and 4th Reading .....	2202
To Governor .....	2233

#### SENATE BILL NO. 235—By COMMITTEE ON MILITARY AFFAIRS.

An Act to provide an accounting system for the National Guard; to bring injury to officers and men while on duty within the provisions of the Workmen's Compensation Law; prohibiting discriminations; providing that officers and men employed by the public shall not lose pay while on duty in the National Guard; making it a felony to assault troops while on duty; providing that the Attorney General or Judge Advocate must defend in certain



cases; exempting National Guard property from taxation, making it a misdemeanor to destroy military property and providing for discipline of the National Guard, and declaring an emergency.

1st Reading .....	639
2nd Reading .....	683
Committee Report .....	1075
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1147-1148
Reported Engrossed and to House .....	1192
Returned by House, as amended; House Amendments Concurred in, Bill passed as amended, and Referred for Enrollment .....	1580-1581
Reported Enrolled and 4th Reading .....	1617
To Governor .....	1656
Governor's Message .....	1783

#### SENATE BILL NO. 236—By BRIGGS.

An Act providing for the escheat of personal property and real estate held in violation of Article 22 of the Constitution of the State of Oklahoma; providing for suits in the District Courts of the State to escheat same; authorizing the School Land Commission to institute proceedings in the name of the State; providing for summons, trial, judgment and sale of property and disposition of the proceeds thereof to the permanent school funds of the State; providing for the appointment of an attorney and fixing his salary; providing for expenses in carrying out the provisions of this Act; providing for County Attorneys to assist in the enforcement of this Act; directing that County Officials shall assist in the discovery of property subject to escheat; providing that in case any Section, clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any Court of competent or final jurisdiction, be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act; repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	681
2nd Reading .....	710
Committee Report .....	943

#### SENATE BILL NO. 237—By ALBRIGHT, JOHNSTON, HOWSLEY, WRIGHT and DUFFY of the Senate, and MCCOLLOM, PUGH, TAYLOR, COX, HOWELL, WRIGHT, PAUL, LARASON, HOGG, JONES, DUNN, WILDER, ARMSTRONG, HANKLA, EASON, O'NEILL, SULLIVAN of the House.

An Act making an appropriation for the purpose of erecting and equipping a building at the Northwestern State Teachers College, at Alva, Oklahoma, and declaring an emergency.

1st Reading .....	681
2nd Reading, to Calendar and considered .....	710
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	743-744
Reported Engrossed and to House .....	774
Referred for Enrollment .....	849
Reported Enrolled and 4th Reading .....	871
To Governor .....	887-888
Governor's Message .....	934-935

#### SENATE BILL NO. 238—By NANCE and BRIGGS.

An Act establishing further provisions for succession to the office of

Governor as provided by Section 15 of Article VI of the Constitution of Oklahoma.

1st Reading .....	681
2nd Reading and to Calendar .....	710

SENATE BILL NO. 239—By THOMAS (by request).

An Act conferring jurisdiction upon and authorizing and empowering courts having jurisdiction of real estate mortgage foreclosure actions to fix a minimum upset price in real estate foreclosure sales; to determine the real value of the real estate foreclosed, upon objection to confirmation of foreclosure sale and crediting such value on the judgment; or giving the purchaser the choice of raising his bid to such amount and confirm the sale or to order a re-sale; to fix and continue for a reasonable time the date of any re-sale ordered; all under certain conditions and circumstances; repealing all acts in conflict therewith, and declaring an emergency.

1st Reading .....	681
2nd Reading .....	711

SENATE BILL NO. 240—By TIMMONS (by request).

An Act for safeguarding life and property, the prevention of fraud, and promoting the welfare of the public; creating an Electrical Administrative Board of the State of Oklahoma; directing the Electrical Administrative Board to appoint an Electrical Inspector; establishing standards for the installation of electric wiring, devices and equipment and for electrical materials; authorizing municipalities and counties to provide for electrical inspection, requiring certain municipalities to provide for such inspection and prescribing the duties, rights, and authority of Electrical Inspectors; providing for the appointment of municipal inspectors and others as deputy State Inspectors; making it unlawful to supply electrical service to any electrical installation unless evidence of conformity with this act is furnished and for the licensing by the Electrical Administrative Board of persons, firms or corporations engaging in the business of electrical contracting; making it unlawful to undertake the execution of electrical work without a license except as otherwise provided; making it unlawful to sell at retail certain electrical products unless such products have been approved by the Electrical Administrative Board of persons, firms and corporations engaging in the business of electrical retail merchandising; providing penalties for the violation of this act and repealing all Statutes in conflict with the Statute.

1st Reading .....	681
2nd Reading .....	711
Withdrawn and Re-referred .....	736
Committee Report .....	817

SENATE BILL NO. 241—By NICHOLS of the Senate, and ABERNATHY of Pottawatomie of the House.

An Act to provide for the registration of street improvement bonds and warrants issued in payment of street improvements; providing the method of assignment thereof; authorizing the registered owner or owners of all such bonds or warrants in any street improvement district to settle and compromise any and all installments, whether delinquent or unmaturred, together with interest and penalty of special assessments levied to pay such bonds or warrants; providing the method of discharging the lien of any installment, interest and penalty settled and compromised;



and confirming all settlements heretofore made with the consent of the owner, or owners, of all outstanding bonds or warrants in such districts, and declaring an emergency.

1st Reading .....	682
2nd Reading and to Calendar .....	711
Considered and Advanced .....	748-749
3rd Reading and Referred for Engrossment .....	791-792
Reported Engrossed and to House .....	798
Returned by House as amended; House Amendments re- jected, Conference requested and Senate Conferees ap- pointed .....	959-962
House Grants Conference and Names Conferees .....	983
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	987-989
Referred for Enrollment .....	1018
To Governor .....	1067
Governor's message .....	1108

#### SENATE BILL NO. 242—By WHITAKER (by request).

An Act amending Section 1065, Oklahoma Statutes 1931, providing for fees for printing of legal notices.

1st Reading .....	682
2nd Reading .....	711

#### SENATE BILL NO. 243—By RORSCHACH of the Senate, and DAVIS of the House.

An Act amending Section 5930, Oklahoma Statutes 1931, 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; excepting sales to the United States Government, or any agency thereof from the operation thereof, and declaring an emergency.

1st Reading .....	682
2nd Reading .....	711
Committee Report .....	1123

#### SENATE BILL NO. 244—By RORSCHACH of the Senate, and DAVIS of the House.

An Act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this State for Public Works Projects, and declaring an emergency.

1st Reading .....	682
2nd Reading .....	711
Committee Report .....	1123
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	1149-1150
Reported Engrossed and to House .....	1161
Referred for Enrollment .....	1707
Reported Enrolled and 4th Reading .....	1810
To Governor .....	1866
Governor's message .....	2053

#### SENATE BILL NO. 245—By RORSCHACH of the Senate, and MARTIN of the House.

An Act authorizing G. L. Wyckoff to bring suit against the State of Oklahoma for the purpose of determining whether or not



the State of Oklahoma is indebted to said G. L. Wyckoff on account of injuries received to himself and his personal property as a result of an accident by a truck being driven by employees of the State Highway Department, on January 9, 1935, and declaring an emergency.

1st Reading .....	682
2nd Reading .....	711
Committee Report .....	884
Considered and Advanced .....	1026
Reported Engrossed .....	1063
3rd Reading and to House .....	1070-1071
Referred for Enrollment .....	2087
Reported Enrolled and 4th Reading .....	2099
To Governor .....	2141

#### SENATE BILL NO. 246—By NICHOLS (by request).

A Bill to be entitled an Act making General Appropriation for the budget of the Legislative, Executive and Judicial Departments of the State for the fiscal years ending June 30, 1936, and June 30, 1937, by functions of each Department in accordance with the budget classifications adopted by the Governor.

1st Reading .....	683
2nd Reading .....	711
Committee Report and made Special Order .....	906-907
Considered .....	941-942
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	946-955
Reported Engrossed and to House .....	1007
Returned by House, as amended; House Amendments rejected, Conference requested and Conferees named .....	2188, 2190-2197
House grants Conference and names Conferees .....	2230
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	2289-2295
Referred for Enrollment .....	2300
Reported Enrolled and 4th Reading .....	2300
To Governor .....	2303

#### SENATE BILL NO. 247—By RORSCHACH of the Senate, and DAVIS of the House.

An Act simplifying the procedure for the construction and financing of Public Works Projects by municipalities; defining municipalities, as the term is used in this Act, as including a County, City, Town, Board of Education, Independent School District, School District, Consolidated School District, Union Graded School District, Joint School District, Drainage District, Conservancy District, Irrigation District, or Water Improvement District; enabling such municipalities to make and perform contracts with Federal agencies relating to the construction and financing of such projects; authorizing such municipalities to accept grants from Federal Agencies under terms prescribed by such Federal Agencies; authorizing such municipalities to make other contracts and accept other benefits from the Federal Government under the National Recovery Act; and conferring additional powers upon municipalities; and declaring an emergency.

1st Reading .....	683
2nd Reading .....	711
Committee Report .....	1124

## SENATE BILL NO. 248—By COMMONS.

An Act authorizing A. G. Croninger to institute and prosecute an action against the State of Oklahoma for alleged damage to real property by the construction of a Highway, and declaring an emergency.

1st Reading .....	683
2nd Reading .....	711
Committee Report .....	884
Advanced .....	1199
Reported Engrossed .....	1296
3rd Reading and to House .....	1300-1302
Referred for Enrollment .....	2231
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2266

## SENATE BILL NO. 249—By HOWSLEY of the Senate, and STOKES, WRIGHT of Beaver, of the House.

An Act providing for the repayment of penalties, interest and costs collected on ad valorem taxes in all Counties of the State where the penalties are now held in the sinking fund of said Counties and against which there is no bonded indebtedness now outstanding, and declaring an emergency.

1st Reading .....	750
2nd Reading .....	757

## SENATE BILL NO. 250—By NICHOLS.

A Bill entitled an Act making appropriation to pay Myrtle Andruss and E. N. Andruss salaries which have not been paid, and declaring an emergency.

1st Reading .....	750
2nd Reading .....	758

## SENATE BILL NO. 251—By STEWART, BRIGGS, FISCHL, NANCE, RAY, LOWRANCE, PAUL and RINEHART.

An Act to provide for the control and destruction of predatory animals and rodents; making an appropriation therefor, and prescribing the manner of its expenditure in co-operation with the Fish and Game Commission, repealing Sections 4865 to 4868, inclusive, Oklahoma Statutes 1931, and declaring an emergency.

1st Reading .....	751
2nd Reading .....	758
Withdrawn and to Calendar .....	843
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1188-1190
Reported Engrossed and to House .....	1196
Returned by House, as amended; House Amendments concurred in and Consideration Deferred .....	2187-2188
Passed, as amended, and referred for Enrollment .....	2284-2285
Reported Enrolled and 4th Reading .....	2298-2299
To Governor .....	2305

## SENATE BILL NO. 252—By BRIGGS.

An Act appropriating the sum of One Thousand Dollars for use of the State Historical Society in placing suitable monument to and as a proper historical marker for the grave of Charles N. Haskell, deceased, former Governor of the State.

1st Reading .....	750
2nd Reading .....	758



## SENATE BILL NO. 253—By RITZHAUPT.

An Act making it unlawful to hunt for, to capture or kill quail during 1935, or at any time thereafter when open season thereon has not been declared; authorizing the State Game and Fish Commission, after January 1, 1936, to declare open season on quail and to prescribe the period of such season and the days of the week on which said season shall be open and to prescribe the bag limit on quail for the season or for any one day; prescribing penalties for violation of this Act and rules and regulations of the State Game and Fish Commission made hereunder; repealing Sections 4795 and 4796, Oklahoma Statutes 1931, and declaring an emergency.

1st Reading	-----	751
2nd Reading	-----	758

## SENATE BILL NO. 254—By BRIGGS.

An Act making an appropriation for the purchase of machinery and equipment for Eastern Oklahoma College to replace machinery and equipment heretofore removed and transferred to other State Institutions, and for repairs to and replacement of buildings for the purpose of equipping the same to carry out the purposes of the Act known as Chapter 85, Session Laws 1927, and declaring an emergency.

1st Reading	-----	751
2nd Reading	-----	758

## SENATE BILL NO. 255—By CHAMBERLIN and NICHOLS.

An Act amending Section 12656, Oklahoma Statutes 1931, relating to the duties, powers, and authority of the State Board of Equalization; providing additional powers and authority as to equalization and adjustment of certain property; authorizing the Oklahoma Tax Commission to make investigations, hold hearings, and make additional findings and recommendations relating to the valuation and equalization of property subject to ad valorem taxation; providing for forms for listing property for ad valorem taxation; requiring information from local officers relating to the assessment of property; providing for hearings of county officials and aggrieved taxpayers; repealing conflicting laws and declaring an emergency.

1st Reading	-----	779
2nd Reading	-----	783
Committee Report	-----	1093

## SENATE BILL NO. 256—By RINEHART and DUFFY.

An Act amending Sections 5929 and 5930 Oklahoma Statutes 1931 with reference to denomination and maturing installments of municipal bonds, and providing that bonds may be sold to the United States or any agency thereof at a private sale for not less than par and accrued interest, and declaring an emergency.

1st Reading	-----	779
2nd Reading	-----	783

## SENATE BILL NO. 257—By DUFFY.

An Act amending Sections 1 and 2, Chapter 40, Oklahoma Session Laws, 1933, relating to Biennial and Special Audits of Counties; prescribing the qualifications of Deputy Examiners making same;



requiring them to post a bond; providing the manner of appointment of such Deputies, and declaring an emergency.

1st Reading .....	781
2nd Reading .....	799
Committee Report .....	884

#### SENATE BILL NO. 258—By CHAMBERLIN, WILLIS and GARVIN

of the Senate, and WORTHINGTON and SPECK of the House.

An Act relating to the operation of motor vehicles of State Highways; making it unlawful to drive around or pass a school bus or truck under certain conditions at a rate of speed in excess of fifteen miles per hour; providing penalties for violations hereof, and declaring an emergency.

1st Reading .....	781
2nd Reading and to Calendar .....	799
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	828-830
Reported Engrossed and to House .....	837

#### SENATE BILL NO. 259—By FISCHL.

An Act permitting the joining of school districts as parties defendant in actions for judgments upon warrants, and declaring an emergency.

1st Reading .....	781
2nd Reading .....	799
Committee Report .....	885
Considered and Advanced .....	1085-1086
Reported Engrossed, 3rd Reading and Referred for Re-engrossment .....	1296-1297
Reported Engrossed and to House .....	1331

#### SENATE BILL NO. 260—By NICHOLS.

An Act fixing the fees of the reporters of the Corporation Commission, providing for the disposition thereof, repealing Section 1 of Chapter 53, Session Laws, 1923 (Section 3624 O. S. 1931) and other conflicting Acts, and declaring an emergency.

1st Reading .....	782
2nd Reading .....	799
Committee Report .....	1093
Advanced .....	1283
3rd Reading and Referred for Engrossment .....	1286-1287
Reported Engrossed and to House .....	1306

#### SENATE BILL NO. 261—By NICHOLS.

A Bill to be entitled an Act making appropriation for the State Prison at McAlester, and declaring an emergency.

1st Reading .....	782
2nd Reading .....	799
Committee Report .....	820
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	928-929
Reported Engrossed and to House .....	943
Referred for Enrollment .....	1348
Reported Enrolled and 4th Reading .....	1373-1374
To Governor .....	1407
Governor's Message .....	1477

## SENATE BILL NO. 262—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making an appropriation for the purpose of paying the former State Fire Marshal, the Chief Assistant, the Secretary and other Assistant Fire Marshals, the remainder of salaries to which they are entitled, and declaring an emergency.

1st Reading .....	782
2nd Reading .....	799
Committee Report .....	820
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1224-1225
Reported Engrossed and to House .....	1247
Referred for Enrollment .....	2236
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2281

## SENATE BILL NO. 263—By JONES.

An Act amending Sections 9057, 9070, 9071 and 9073 of Oklahoma Statutes, 1931, repealing all Acts in conflict therewith, and declaring an emergency.

1st Reading .....	782
2nd Reading .....	800
Committee Report .....	1226
Advanced .....	1283
Reported Engrossed, 3rd Reading and Referred for Re-engrossment .....	1589-1590
Motion lodged .....	1602
Vote reconsidered by which passed and indefinitely postponed .....	1755-1756

## SENATE BILL NO. 264—By FISCHL, RITZHAUPT, CARMACK and CHAMBERLIN.

An Act providing for the refund of penalties, interest and costs paid on delinquent ad valorem taxes on real and personal property subsequent to December 1, 1933, and prior to February 11, 1935, providing a method for the making of such refund, and declaring an emergency.

1st Reading .....	782
2nd Reading .....	800
Committee Report (Majority and Minority) .....	1227

## SENATE BILL NO. 265—By FISCHL.

An Act amending Section 780 Oklahoma Statutes, 1931, relating to appeals in receivership matters and declaring an emergency.

1st Reading .....	782
2nd Reading and to Calendar .....	800
Stricken .....	1685

## SENATE BILL NO. 266—By FISCHL.

An Act amending Section 199, Oklahoma Statutes, 1931, relating to joining of causes of action, and declaring an emergency.

1st Reading .....	782
2nd Reading and to Calendar .....	800

## SENATE BILL NO. 267—By RORSCHACH.

An Act amending Section 592 Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	782
-------------------	-----

2nd Reading .....	800
Committee Report .....	885
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1172
Reported Engrossed and to House .....	1184

## SENATE BILL NO. 268—By HILL.

A Bill to be entitled an Act creating clerical, stenographic and other positions in certain State departments herein named; fixing the salaries therefor; repealing all conflicting laws; providing for the transfer of employees from one department, bureau or division to another, and declaring emergency.

1st Reading .....	782
2nd Reading and to Calendar .....	800

## SENATE BILL NO. 269—By NANCE.

An Act providing that certain foster children shall inherit, in the absence of a will, in the estate of his foster parent, and declaring an emergency.

1st Reading .....	782
2nd Reading and to Calendar .....	800
Committee Report .....	1635
Considered and Referred to Special Committee .....	1160-1161

## SENATE BILL NO. 270—By COMMITTEE ON APPROPRIATIONS.

A Bill to be entitled an Act making appropriation to pay the State Textbook Commission for services rendered, and declaring an emergency.

1st Reading .....	782
2nd Reading .....	800

## SENATE BILL NO. 271—By TIMMONS.

An Act limiting time for assessment and proceedings for collection of income taxes, and declaring an emergency.

1st Reading .....	798
2nd Reading .....	823
Committee Report .....	1470
Considered and Referred to Special Committee .....	1608-1609
Special Committee Report, Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1621-1623
Reported Engrossed and to House .....	1640

## SENATE BILL NO. 272—By HILL and NICHOLS.

A Bill to be entitled an Act making appropriation for the purchase of a car and for traveling expenses of the State Health Commissioner, and declaring an emergency.

1st Reading .....	798
2nd Reading .....	823
Committee Report .....	840
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	930-931
Reported Engrossed and to House .....	943

## SENATE BILL NO. 273—By SPENCER.

An Act amending Sections 1927, 1928, 1929, 1930, 1931 of Oklahoma



Statutes, 1931, relating to burglary and house breaking, amending same to apply to automobiles and other vehicles.

1st Reading .....	798
2nd Reading .....	823

#### SENATE BILL NO. 274—By FISCHL

An Act providing for liens for the operators of apartment houses and for the enforcement thereof and declaring an emergency.

1st Reading .....	798
2nd Reading .....	823
Committee Report .....	885

#### SENATE BILL NO. 275—By RITZHAUPT.

An Act relating to the drivers and chauffeurs of motor vehicles of motor carriers; prescribing qualifications for such drivers; requiring evidence of certain of said qualifications and prescribing procedure for obtaining the same; charging a fee of \$1.00 for a certificate of such evidence and providing for the disposition of said fees; regulating the hours of service of the drivers of such motor vehicles; prescribing penalties for violation of this Act and declaring an emergency.

1st Reading .....	799
2nd Reading .....	823

#### SENATE BILL NO. 276—By HILL

An Act prescribing the punishment for prisoners who escape from the State Penitentiary or State Reformatory while either confined therein, or at large as a trusty; repealing Section 2052, Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	799
2nd Reading and to Calendar .....	823
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	882-883
Reported Engrossed and to House .....	901
Referred for Enrollment .....	2087
Reported Enrolled and 4th Reading .....	2099
To Governor .....	2141

#### SENATE BILL NO. 277—By CURNUTT of the Senate, and JOHNSON and HUNT of the House.

An Act authorizing livestock inspectors and peace officers to investigate all shipments of livestock and meat and make arrests without warrants for persons in the transportation of same when said officer or officers reasonably believe that said livestock or meat is stolen property.

1st Reading .....	799
2nd Reading .....	823
Committee Report .....	871
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	875-877
Reported Engrossed and to House .....	907

#### SENATE BILL NO. 278—By GARVIN.

An Act relating to the transfer and expenditure of certain county funds, and declaring an emergency.

1st Reading .....	799
2nd Reading .....	823

Committee Report .....	871
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	880-882
Reported Engrossed and to House .....	901

## SENATE BILL NO. 279—By TIMMONS, BROADDUS, BRIGGS, et al.

An Act to amend Section 1135, Oklahoma Statutes 1931, to prevent non-residents and foreign trust companies from becoming administrators of the estates of deceased residents, with certain exceptions, and declaring an emergency.

1st Reading .....	822
2nd Reading and to Calendar .....	842
Considered and Advanced .....	986
Re-referred to Committee .....	1176

## SENATE BILL NO. 280—By DUFFY.

An Act authorizing municipal corporations owning waterworks plants and distributing systems to extend their lines or services beyond the corporate limits of the City, and to construct, own, maintain and operate water lines beyond the corporate limits of said City, and to do other things necessary to provide or supply water to any person, firm or corporation beyond the corporate limits of said City to the same extent as may be done within the limits of such corporation; repealing Section 6058, Oklahoma Statutes, 1931, etc., and declaring an emergency.

1st Reading .....	822
2nd Reading .....	842
Committee Report .....	885
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	923-924
Reported Engrossed and to House .....	943
Referred for Enrollment .....	2096
Reported Enrolled and 4th Reading .....	2142
To Governor .....	2199

## SENATE BILL NO. 281—By BROADDUS.

An Act requiring parties claiming damages for personal injury to submit to examination by physician or physicians appointed by the trial Judge, and upon refusal to submit to such examination, to have the fact of such refusal admitted in evidence upon the trial.

1st Reading .....	822
2nd Reading .....	842

## SENATE BILL NO. 282—By BROADDUS.

An Act authorizing the taking of evidence of parties by deposition, after the filing of a tort action, and declaring an emergency.

1st Reading .....	822
2nd Reading .....	843

## SENATE BILL NO. 283—By BROADDUS (by request).

An Act apportioning the fifteen mill ad valorem tax levy authorized by the amendment to Section 9, Article 10, of the Constitution of Oklahoma, approved August 15, 1933, to counties, cities, towns and school districts; repealing conflicting laws, and declaring an emergency.

1st Reading .....	822
-------------------	-----

2nd Reading .....	843
Committee Report .....	1708
Advanced .....	1928
Reported Engrossed .....	1929
Indefinitely Postponed .....	1933

## SENATE BILL NO. 284—By ALBRIGHT.

An Act amending Section 12346 of the Oklahoma Compiled Statutes of 1931, providing that the County Assessor shall be authorized to employ a deputy, whose duties shall be to discover property omitted from taxation, and fixing his compensation, and providing the procedure for the listing and assessment of such omitted property and declaring an emergency.

1st Reading .....	822
2nd Reading .....	843
Committee Report .....	1007
Advanced .....	1521
Reported Engrossed, 3rd Reading and Indefinitely Postponed .....	1672-1673

## SENATE BILL NO. 285—By RITZHAUPT of the Senate, and MORROW of the House.

An Act relating to the practice of the healing art in the State of Oklahoma, prescribing certain penalties for violation thereof, establishing a State Board of Examiners in the basic science underlying the practice of the healing art, providing for the organization and powers of said Board and making certification, thereby a prerequisite to eligibility for examination for license to practice any branch of the healing art, defining the healing art, excepting certain professions and persons from the provisions of said Act, and declaring an emergency.

1st Reading .....	840
2nd Reading .....	873
Committee Report .....	1227
Re-referred to Committee .....	1228
Withdrawn and to Calendar .....	1265

## SENATE BILL NO. 286—By BURNS.

An Act providing for the payment of the poll tax as a prerequisite for voting; providing for collection by County Treasurers; establishing exemption for certain voters; providing for the details for collection; and the issuance of receipts and exemption certificates; keeping the poll tax books and lists of voters and providing for the revenue derived from said poll tax to be credited by the County Treasurer to the general fund of the School district in which said poll taxpayer resides.

1st Reading .....	841
2nd Reading .....	873
Committee Report .....	1623

## SENATE BILL NO. 287—By WALDREP.

An Act amending S. L. 1909, Ch. 38, Art. 5, Sections 9 and 13, said Sections being respectively Sections 12622 and 12625 of the Oklahoma Compiled Statutes, 1931, and providing that the tax rolls shall be made out on forms in conformity to laws now in force, or that may hereafter be enacted by the Legislature; and providing that the County Treasurer shall keep a daily record of his



receipts, deposits, and disbursements; such forms shall be prescribed by the State Examiner and Inspector.

1st Reading .....	841
2nd Reading .....	873
Committee Report .....	1124
Advanced .....	1330
Reported Engrossed .....	1787

**SENATE BILL NO. 288—By JOHNSTON of the Senate, and BYROM of the House.**

An Act to provide for storage of grain on farms, providing for supervision by the State Board of Agriculture, providing the method of making application for such storage and for the payment of fees; providing for the inspection of grain to be stored and the taking of samples and determination of grades; providing for the issuance of warehouse certificates and specifying certain information to be given in the certificates; providing for filing copies of the certificates; with the County Clerk and the effect thereof; providing for the assignment of certificates and their cancellation under certain conditions, charging the owner with care of stored grain and stating conditions of delivery to the holder of a certificate, waiving the sealing of stored grain if a suitable bond is filed, specifying the owners responsibility for the quality and quantity of stored grain, providing penalties for persons who illegally interfere with stored grain and persons who make false statements in securing certificates; providing that if any part of this Act is held unconstitutional; the other parts shall not be affected thereby, and declaring an emergency to exist.

1st Reading .....	841
2nd Reading .....	873
Withdrawn and to Calendar .....	968
Considered and Advanced .....	984
Reported Engrossed .....	1034
3rd Reading and to House .....	1039-1040
Referred for Enrollment .....	2101
Reported Enrolled and 4th Reading .....	2126
To Governor .....	2199

**SENATE BILL NO. 289—By FISCHL**

An Act amending Sections 3 and 6 of Chapter 61, Session Laws 1933, providing for the disposition of the rental, fees and other revenues provided therein, and declaring an emergency.

1st Reading .....	841
2nd Reading .....	873
Committee Report .....	1058
Advanced .....	1197
3rd Reading and Referred for Engrossment .....	1219-1220
Reported Engrossed and to House .....	1235

**SENATE BILL NO. 290—By TIMMONS (by request).**

A Bill entitled an Act establishing and organizing an Exposition and Fair in Tulsa County in the State of Oklahoma and defining the purposes thereof, providing for the appointing of a Board of Directors and the organization thereof and defining its powers and duties, providing that the County Treasurer shall be the custodian of funds and fixing the manner of disbursing the same, authorizing a salary to be paid to the Secretary of the Board, providing for the holding at the option of the Board of Directors, annually

an Exposition and Fair, and granting power to such Directors at any time to provide for exhibitions and contests of speed and athletics. Providing for a general admission fee and fixing the maximum amount, and authorizing other fees to be charged and providing that such income shall be used for the conducting of such exposition and fair and the maintenance of buildings and grounds thereof, authorizing the Board of County Commissioners of said county to estimate in the county needs for current expense for each fiscal year \$16,000.00 to be used in payment of premiums and making it the mandatory duty of the Excise Board to approve such estimate. Authorizing the leasing of the property of such Exposition and Fair under certain terms and conditions, and declaring all property heretofore acquired for exposition and free fair purposes to be the property of said county and subject to the same control as other county property, and repealing Chapter 159 of the Session Laws of 1926 as amended by Chapter 242 Session Laws of 1929 and all Acts and parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	841
2nd Reading and to Calendar .....	873
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1023-1025
Reported Engrossed and to House .....	1051
Returned by House, as amended, and Consideration Deferred .....	1400-1406
House Amendments Concurred in, Bill Passed as amended and Referred for Enrollment .....	1420-1421
Reported Enrolled and 4th Reading .....	1498
To Governor .....	1518
Governor's Message .....	1636

**SENATE BILL NO. 291—By SENATE COMMITTEE ON SOLDIERS' RELIEF and HOUSE COMMITTEE ON SOLDIERS' RELIEF.**

An Act authorizing the Soldiers' Relief Commission of the State of Oklahoma to build and equip "Memorial Chapel" for the use and benefit of ex-service persons at the Central State Hospital at Norman, Oklahoma; authorizing and directing the State Board of Public Affairs to set aside so much ground as may be necessary for the same; making an appropriation from the funds now on hand in the Soldiers' Relief Commission fund therefor.

1st Reading .....	886
2nd Reading .....	922
Committee Report .....	1058
Advanced, 3rd Reading and Referred for Engrossment .....	1084-1085
Reported Engrossed and to House .....	1107
Referred for Enrollment .....	1514
Reported Enrolled and 4th Reading .....	1516
To Governor .....	1524
Governor's Message .....	1687

**SENATE BILL NO. 292—By BUSHYHEAD of the Senate, and JOHN-STON of Rogers, of the House.**

An Act authorizing the construction and equipment of an auditorium and recreational center, and administrative building on the reservation of the Oklahoma Military Academy of the State of Oklahoma; providing for the issuance and payment of Oklahoma Military Academy Building Bonds; providing for a revolving fund to be known as the Oklahoma Military Academy Sinking Fund; providing the manner of expending the proceeds of the bonds; providing for the management of the buildings; author-



izing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

1st Reading .....	886
2nd Reading .....	922
Committee Report .....	962
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1083-1084
Reported Engrossed and to House .....	1132
Considered .....	1134

#### SENATE BILL NO. 293—By CHAMBERLIN.

An Act amending Section 5 of the Senate Bill 1 of the Fifteenth Legislature, approved by the Governor on March 9, 1935, relating to the manner of the distribution of the funds appropriated by said Act; making an appropriation to pay the expenses of administering said Act, and declaring an emergency.

1st Reading .....	908
2nd Reading .....	936
Committee Report .....	1246
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1287-1289
Reported Engrossed and to House .....	1321

#### SENATE BILL NO. 294—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act relating to champerty and maintenance and repealing Sections 1939, 1940, and 1941, O. S. 1931.

1st Reading .....	908
2nd Reading .....	936-937
Committee Report .....	962
Considered .....	1027
Referred to Special Committee .....	1086
Stricken .....	1924

#### SENATE BILL NO. 295—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Sections 2098 and 2099, O. S. 1931, relating to false pretenses, cheats, and frauds.

1st Reading .....	909
2nd Reading .....	937
Committee Report .....	963
Referred to Special Committee .....	1086
Special Committee Report, Advanced, 3rd Reading and Referred for Engrossment .....	1151-1152
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2266

#### SENATE BILL NO. 296—By WRIGHT, HUTCHINSON, JOHNSTON,



NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Sections 3400 and 3401, O. S. 1931; relating to joint legislative committee on Texas boundary dispute.

1st Reading .....	909
2nd Reading .....	937
Committee Report .....	943
Referred to Special Committee .....	1086
Special Committee Report, Advanced, 3rd Reading and Referred for Engrossment .....	1151-1152
Reported Engrossed and to House .....	1176

SENATE BILL NO. 297—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Sections 3595 and 3596, O. S. 1931, relating to appropriations for orphans not in State Institutions.

1st Reading .....	909
2nd Reading .....	937
Committee Report .....	963
Referred to Special Committee .....	1086
Special Committee Report, Advanced, 3rd Reading and Referred for Engrossment .....	1151-1153
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2259

SENATE BILL NO. 298—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Section 3680, O. S. 1931; relating to appropriations for the Corporation Commission.

1st Reading .....	909
2nd Reading .....	957
Committee Report .....	963
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1153
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2259

SENATE BILL NO. 299—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS,

WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 3684, 3685, 3686, 3687, 3688, 3689, 3690 and 3691, O. S. 1931; relating to the manufacture and distribution of ice.

1st Reading .....	909
2nd Reading .....	937
Committee Report .....	963
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1154
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2259

SENATE BILL NO. 300—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act amending Section 3798, O. S. 1931; relating to Criminal Courts of Appeals Judicial Districts.

1st Reading .....	909
2nd Reading .....	937
Committee Report .....	963-964
Referred to Special Committee .....	1086
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1186-1187
Reported Engrossed and to House .....	1196
Referred for Enrollment .....	2256
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2281

SENATE BILL NO. 301—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE, and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act amending Section 3802, O. S. 1931, and repealing Section 3804, O. S. 1931; relating to law clerks for the Judges of the Criminal Court of Appeals.

1st Reading .....	909
2nd Reading .....	937
Committee Report .....	964
Referred to Special Committee .....	1086

SENATE BILL NO. 302—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 3925, 3926, 3927, 3928, 3929, 3930, 3931 and 3932, O. S. 1931; relating to the Superior Court of Custer County.

1st Reading .....	910
2nd Reading .....	937



SENATE BILL NO. 303—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 4749, 4750 and 4751, O. S. 1931, relating to the commission on revision and review of constitution.

1st Reading .....	910
2nd Reading .....	938
Committee Report .....	964
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1154-1155
Reported Engrossed and to House .....	1176

SENATE BILL NO. 304—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 5342, 5344, 5346, 5350, 5351, 5352 and 5353, O. S. 1931; relating to the State Penitentiary and the State Reformatory.

1st Reading .....	910
2nd Reading .....	938
Committee Report .....	964
Referred to Special Committee .....	1086
Special Committee Report .....	1556

SENATE BILL NO. 305—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 4366, 4367, 4368, 4369 and 4370, O. S. 1931; relating to the Board of Commissioners on uniform legislation.

1st Reading .....	910
2nd Reading .....	938
Committee Report .....	964
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1155
Reported Engrossed and to House .....	1177
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2261

SENATE BILL NO. 306—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Article 3, Chapter 27, O. S. 1931, being Sections 5394 to 5404, inclusive, O. S. 1931; relating to State funding bonds.



1st Reading .....	910
2nd Reading .....	938
Committee Report .....	965
Referred to Special Committee .....	1086
Stricken .....	1362

SENATE BILL NO. 307—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Section 3500 O. S. 1931; relating to temporary positions in the office of the Commissioners of the Land Office.

1st Reading .....	910
2nd Reading .....	938
Committee Report .....	965
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1155-1156
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2096
Reported Enrolled and 4th Reading .....	2126
To Governor .....	2199

SENATE BILL NO. 308—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Section 6328, O. S. 1931; relating to transporting nitro-glycerine in cities or towns.

1st Reading .....	910-911
2nd Reading .....	938
Committee Report .....	965
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1156
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2261

SENATE BILL NO. 309—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Article 32, Chapter 34, O. S. 1931, being Sections 7194 to 7207, inclusive, O. S. 1931; relating to county High Schools.

1st Reading .....	911
2nd Reading .....	938
Committee Report .....	965
Referred to Special Committee .....	1086
Special Committee Report .....	1557
Advanced .....	1625
Reported Engrossed, 3rd Reading and Motion Lodged .....	1666-1668

SENATE BILL NO. 310—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Section 7827, O. S. 1931; relating to salaries of County Officers.

1st Reading .....	911
2nd Reading .....	938
Committee Report .....	965
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1156-1157
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2261

SENATE BILL NO. 311—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Sections 7829 and 7830, O. S. 1931, relating to Federal Census.

1st Reading .....	911
2nd Reading .....	939
Committee Report .....	966
Referred to Special Committee .....	1086
Stricken .....	1158

SENATE BILL NO. 312—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGETT and MONTGOMERY of the House.

An Act repealing Sections 7832, 7833, 7841, 7847, 7856, 7857, 7858, 7859, 7860, 7861, 7862, 7863, 7864, 7865, 7870, 7872, 7876, 7877, 7881, 7890, 7894, 7895, 7896, 7898, 7899, 7900, 7915, 7920, 7937, 7951, 7955, 7973, 7987, 7992, 7994, 7995, 7996, 8007, 8011, 8016, 8025, 8029, 8030, 8031, 8032, 8040, 8044, 8049, 8057, 8060, 8073, 8074, 8075, 8076, 8077, 8078, 8079, 8080, 8081, 8082, 8083, 8084, 8085, 8086, 8087, 8088, 8119, 8121, 8123, 8132, 8159, 8192, 8193, 8207, 8223, 8233, 8251, 8266, 8267, 8268, 8269, 8270, 8271, 8272, 8273, 8274, 8275, 8276, 8277, 8278, 8285, 8316, 8317, 8318, 8319, 8345, 8347, 8350, 8351, 8360, 8362, 8377, 8379, 8408 and 8422; relating to salaries of County Officers.

1st Reading .....	911
2nd Reading .....	939
Committee Report .....	966
Referred to Special Committee .....	1086

SENATE BILL NO. 313—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS,



WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Section 8460 to 8512, inclusive, O. S. 1931; relating to Township Government.

1st Reading .....	911
2nd Reading .....	939
Committee Report .....	966
Referred to Special Committee .....	1086
Stricken .....	1362

SENATE BILL NO. 314—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 8557 to 8569, inclusive, O. S. 1931; relating to State Cotton Grader and Cotton Grading.

1st Reading .....	912
2nd Reading .....	939
Committee Report .....	966
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1157
Reported Engrossed and to House .....	1176
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2261

SENATE BILL NO. 315—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 8542 to 8551, inclusive, O. S. 1931; relating to agricultural census reports and statistics.

1st Reading .....	912
2nd Reading .....	939
Committee Report .....	967
Referred to Special Committee .....	1086
Stricken .....	1158

SENATE BILL NO. 316—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.

An Act repealing Sections 8676, 8677, 8680, 8683, 8685, 8701, 8733, 8735, 8739 and 8741, O. S. 1931; relating to agricultural fairs.

1st Reading .....	912
2nd Reading .....	939
Committee Report .....	967
Referred to Special Committee .....	1086
Special Committee Report and Advanced .....	1151
3rd Reading and Referred for Engrossment .....	1157-1158
Reported Engrossed and to House .....	1176



Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2266
SENATE BILL NO. 317—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.	
An Act repealing Sections 9165, 9166 and 9167, O. S. 1931; relating to State Bank Guaranty Fund.	
1st Reading .....	912
2nd Reading .....	939
Committee Report .....	967
Referred to Special Committee .....	1086
Stricken .....	1362
SENATE BILL NO. 318—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RITZHAUPT, RINEHART, BROADDUS, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.	
An Act repealing Section 12330, O. S. 1931; relating to cancellation of taxes.	
1st Reading .....	912
2nd Reading .....	939
Committee Report .....	967
Referred to Special Committee .....	1086
Stricken .....	1362
SENATE BILL NO. 319—By WRIGHT, HUTCHINSON, JOHNSTON, NICHOLS, BUSHYHEAD, CHAMBERLIN, BURNS, RINEHART, BROADDUS, RITZHAUPT, BRIGGS, NANCE and WALDREP of the Senate, and PHILLIPS, SHOEMAKE, CARLETON, GIBBONS, WRIGHT, SINGLETON, DOGGETT and MONTGOMERY of the House.	
An Act amending Section 12317 O. S. 1931, relating to property subject to ad valorem taxation; and repealing Section 12318 O. S. 1931.	
1st Reading .....	912
2nd Reading .....	940
Committee Report .....	967
Referred to Special Committee .....	1086
SENATE BILL NO. 320—By RORSCHACH.	
An Act reapportioning the Congressional District of the State of Oklahoma dividing the State into nine Congressional Districts, numbering said Districts from one to nine inclusive, designating the Counties to be composed in each of said Districts, and repealing Section 3376, Oklahoma Statutes, 1931.	
1st Reading .....	912
2nd Reading .....	940
SENATE BILL NO. 321—By COMMITTEE ON BANKS AND BANKING (by request).	
An Act authorizing Federal Savings and Loan Associations to con-	

vert themselves into domestic Building and Loan Associations; providing the procedure therefor; conferring power upon the Building and Loan Board to make rules and regulations relating thereto; providing that such converted associations shall thereafter be subject to the provisions of Article 8, Chapter 46 of the 1931 Oklahoma Statutes; and declaring an emergency.

1st Reading .....	913
2nd Reading .....	940
Committee Report .....	1058
Advanced .....	1193
Reported Engrossed, 3rd Reading and to House .....	1283-1284
Referred for Enrollment .....	2139-2140
Reported Enrolled and 4th Reading .....	2202
To Governor .....	2233

**SENATE BILL NO. 322—By COMMITTEE ON BANKS AND BANKING**  
(by request).

An Act relating to domestic Building and Loan Associations, conferring the right to repurchase shares of stock therein from the holders thereof and conferring on shareholders the right to file written applications to re-purchase their shares in part or in full and providing the procedure in connection therewith and limitations therein, defining the term "net receipts," repealing Acts in conflict therewith and declaring an emergency.

1st Reading .....	913
2nd Reading .....	940
Committee Report .....	1059
Advanced .....	1199
Reported Engrossed, 3rd Reading and to House .....	1283-1285
Referred for Enrollment .....	2140
Reported Enrolled and 4th Reading .....	2179
To Governor .....	2216

**SENATE BILL NO. 323—By COMMITTEE ON BANKS AND BANKING**  
(by request).

An Act amending Section 1 of Chapter 17 of the 1933 Session Laws; and authorizing Building and Loan Associations of this State to borrow money; to become members and/or shareholders of any corporation or agency established by the United States Government or by the State of Oklahoma; to buy and own shares of stock and/or the bonds of and deposit money in and borrow money from such agencies; repealing acts in conflict therewith, and declaring an emergency.

1st Reading .....	913
2nd Reading .....	940
Committee Report .....	1059
Advanced .....	1198
Reported Engrossed, 3rd Reading and to House .....	1283, 1285-1286
Referred for Enrollment .....	2140
Reported Enrolled and 4th Reading .....	2179
To Governor .....	2216

**SENATE BILL NO. 324—By JOHNSTON.**

An Act providing assessment and payment of taxes according to interest of land owners and providing for entry of interest in severance on the tax duplicates.

1st Reading .....	914
2nd Reading .....	973



## SENATE BILL NO. 325—By RORSCHACH.

An Act amending Chapter 195 of the Fourteenth Legislature, special session, House Bill No. 1, relating to the apportionment of funds; purpose of the Act; the reduction of ad valorem taxation, use of revenue, and providing for refunds to be made by the Oklahoma Tax Commission; permitting claims to be filed on behalf of enrolled Indians for adjustment of taxes paid on their tax exempt lands during the period of exemption; repealing all Acts to the contrary; and declaring an emergency.

1st Reading .....	944
2nd Reading .....	974
Committee Report .....	1028

## SENATE BILL NO. 326—By WALDREP.

An Act amending Section 3518, Oklahoma Statutes, 1931, designating positions in the State Department of Labor, fixing their annual salaries, providing the manner of payments thereof, providing for traveling expenses, making an appropriation therefor.

1st Reading .....	944
2nd Reading .....	974
Committee Report .....	1124

## SENATE BILL NO. 327—By LOWRANCE.

An Act authorizing the State Auditor to enter into contracts, to make investigations and to determine omitted property for the purposes of taxation, and designating amount of compensation therefor, specifying the terms under which said contracts shall be entered into; providing for such omitted property to be assessed by the State Board of Equalization and for said Board to hold hearings thereon; designating method of certification of property discovered as omitted from taxation and the manner of entering same upon the tax rolls for assessment; providing that the compensation under such contracts shall not exceed fifteen per cent of the amount of taxes paid upon the property which has escaped taxation, and the method under which claims shall be filed, and the same certified and paid, and declaring an emergency.

1st Reading .....	944
2nd Reading .....	974
Committee Report .....	1409
Advanced .....	1521
Reported Engrossed .....	1666
Special Committee appointed to Redraft .....	1671
3rd Reading and Deferred .....	1671
Special Committee Report and Re-referred .....	1914
Stricken .....	1971

## SENATE BILL NO. 328—By HUTCHINSON.

An Act providing that confessions or evidence obtained through the use of certain scientific instruments, means, or methods, may be used in the trial of any person accused of the commission of a crime; prescribing the conditions under which such evidence may be introduced and declaring an emergency.

1st Reading .....	972-973
2nd Reading .....	1005
Committee Report .....	1398
Advanced .....	1869
Reported Engrossed .....	1914
3rd Reading and Indefinitely Postponed .....	1920-1921



## SENATE BILL NO. 329—By HUTCHINSON.

An Act abolishing the Superior Court in any county or counties in the State of Oklahoma having a population of not less than 45,500 nor more than 46,000; providing for the disposition of all cases pending in said Courts, and declaring an emergency.

1st Reading .....	973
2nd Reading .....	1005
Committee Report .....	1191
Advanced .....	1218
Reported Engrossed .....	1296
3rd Reading and to House .....	1304-1305
Referred for Enrollment .....	1655
Reported Enrolled and 4th Reading .....	1666
To Governor .....	1698
Governor's Message .....	1982

## SENATE BILL NO. 330—By RORSCHACH of the Senate and MARTIN of the House.

An Act making appropriation for the repair of boiler room and boiler; erection of refrigeration plant and power plant; erection of one dormitory at the Whitaker State Orphans Home, and declaring an emergency.

1st Reading .....	973
2nd Reading .....	1005

## SENATE BILL NO. 331—By WALDREP.

A Bill to be entitled An Act creating a revolving fund, which shall also be used as a petty cash fund, for the State Training School for white girls, at Tecumseh, Oklahoma, and declaring an emergency.

1st Reading .....	973
2nd Reading .....	1005

## SENATE BILL NO. 332—By RITZHAUPT and GEORGE of the Senate, and HUNT (Osage), DARWIN (Lincoln), FRAZIER (Lincoln), HUSER (Hughes), WYLEY (Cherokee) of the House.

An Act amending Section 4581, Oklahoma Statutes 1931, to provide for the licensing of itinerant or traveling vendors or hawkers offering for sale drugs, ointments, or applicants for the treatment of diseases, injuries, or deformities, nostrums, face powders, dentrifices, toothpaste, drug sundries, or toilet preparations by the State Board of Pharmacy, fixing the fee required for such license; providing for the distribution of said fees, and declaring an emergency.

1st Reading .....	973
2nd Reading .....	1005

## SENATE BILL NO. 333—By TAYLOR.

An Act providing for the extinguishment and satisfaction of money judgments rendered in actions for foreclosure of real and chattel mortgages upon payment into court of the full amount of the purchase price of mortgaged property at foreclosure sale or by purchase of said property at said sale by a judgment creditor, and declaring an emergency.

1st Reading .....	973
2nd Reading .....	1005

Committee Report .....	1170
Considered and Indefinitely Postponed .....	1633-1634

**SENATE BILL NO. 334—By CHAMBERLIN, BROADDUS and WALDREP.**

An Act relating to the acceptance of public grants from the United States Government for the purpose of constructing and improving county roads and rural mail routes; authorizing the Governor to accept such grants; providing the means and manner of the distribution and expenditure of the funds, and declaring an emergency.

1st Reading .....	973
2nd Reading and to Calendar .....	1005
Advanced .....	1197
Reported Engrossed .....	1296
3rd Reading and to House .....	1299-1300

**SENATE BILL NO. 335—By WALDREP of the Senate, and ABERNATHY of Pottawatomie, SPENCER and CAREY of the House.**

An Act to amend running Section 7494 O. S., 1931, providing for the building of a court house and jail in Pottawatomie County; providing that the Excise Board of Pottawatomie County shall set up a special appropriation out of the court house fund for the completion of the court house and jail and the furnishing and equipping thereof and declaring an emergency.

1st Reading .....	1008
2nd Reading .....	1032
Withdrawn and to Calendar .....	1060
Advanced, 3rd Reading and Referred for Engrossment .....	1073-1074
Reported Engrossed and to House .....	1085
Returned by House, as amended; House Amendments Concurred in and Roll Call Deferred .....	1476-1477
Passed as amended and Referred for Enrollment .....	1588-1589
Reported Enrolled and 4th Reading .....	1609
To Governor .....	1656
Governor's Message .....	1783

**SENATE BILL NO. 336—By CURNUTT, WALDREP, LOGAN, BUSHYHEAD, RORSCHACH and RINEHART.**

An Act providing for and fixing the salaries of the Justices of the Supreme Court of the State of Oklahoma, and repealing all Acts or parts of Acts in conflict herewith.

1st Reading .....	1008
2nd Reading .....	1032
Committee Report .....	1034
Considered and Indefinitely Postponed .....	1160
Vote Reconsidered by which Indefinitely Postponed .....	1824-1825
Considered, Advanced, 3rd Reading and Motion Lodged .....	1825-1827

**SENATE BILL NO. 337—By WILBANKS, NICHOLS, NANCE and BRIGGS.**

An Act relating to primary elections; providing method of procedure for contest of candidate's filings; regulating designation of candidates on ballot; prohibiting the use of title, prefixes and suffixes; prescribing penalties; repealing certain sections, and declaring an emergency.

1st Reading .....	1008
2nd Reading .....	1032

Committee Report .....	1170
Advanced .....	1520
Reported Engrossed .....	1624
3rd Reading and Referred for Re-engrossment .....	1632-1633
Reported Engrossed and to House .....	1642

## SENATE BILL NO. 338—By JONES.

An Act authorizing County Commissioners to contract with person or persons to ferret out and recover gross production taxes due in part to said counties, and to audit and check accounts paid to the Oklahoma Tax Commission by operators of oil properties or pipe lines wherein proper allocation may not have been made to counties; designating compensation therefor; repealing Section 3 of Chapter 69, Oklahoma Session Laws, 1933, and declaring an emergency.

1st Reading .....	1008
2nd Reading .....	1032
Committee Report .....	1170
Stricken .....	1298

## SENATE BILL NO. 339—By TIMMONS of the Senate, and O'BRIEN, EASON and MOFFETT of the House.

An Act to accept the provisions of the Act of Congress of the United States of America approved June 6, 1933, entitled, "An Act to provide for the establishment of a national employment system and for co-operation with the states in the promotion of such system and for other purposes;" designating the Labor Commissioner of Oklahoma and the Department of Labor of Oklahoma as the agency of the State of Oklahoma to co-operate with the employment system in the administration of said Act; designating the State Treasurer as custodian of the funds; making appropriation; provisions of this Act to be effective July 1, 1935.

1st Reading .....	1059
2nd Reading and to Calendar .....	1069

## SENATE BILL NO. 340—By CURNUTT of the Senate, and HOLLIMAN of the House.

An Act amending Section 5918, Oklahoma Statutes, 1931, relating to the investment of sinking funds; authorizing State and municipal officials to agree to the refunding of bonds in default and to agree to a scaling down of the debt represented by defaulted bonds, and declaring an emergency.

1st Reading .....	1060
2nd Reading .....	1069
Committee Report .....	1089
Considered and Indefinitely Postponed .....	1225-1226

## SENATE BILL NO. 341—By CURNUTT of the Senate, and HOLLIMAN of the House.

An Act giving to cities and towns in the State of Oklahoma power to declare what is and what shall constitute a nuisance, to condemn any such nuisance and where practical to abate the same summarily; to bring action in the District Court to have any such nuisance abated and the cost thereof charged as a lien upon the property upon which any such nuisance exists or is maintained and the property sold to pay the cost of abating such nuisance; providing that the District Court shall have jurisdiction and



power to hear and determine any such action, and declaring an emergency.

1st Reading .....	1060
2nd Reading .....	1069
Committee Report .....	1089

SENATE BILL NO. 342—By CARMACK, NANCE, PAUL, NICHOLS, BROADDUS and COMMONS.

An Act amending Sections 2, 3, 4 and 6, of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the correlative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes, and declaring an emergency.

1st Reading .....	1060
2nd Reading .....	1069

SENATE BILL NO. 343—By BRIGGS.

An Act making an appropriation of \$500.00 out of the revolving fund of the Eastern Oklahoma Tubercular Sanitarium of Tahihina, for the purchase of land adjacent to the Hospital, and declaring an emergency.

1st Reading .....	1060
2nd Reading and to Calendar .....	1069
Advanced, 3rd Reading and Referred for Engrossment.....	1215-1216
Reported Engrossed and to House .....	1226
Referred for Enrollment .....	2231
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2266

SENATE BILL NO. 344—By WHITAKER and STEWART.

An Act amending Section 4, Chapter 14 of the Session Laws of 1933; providing procedure for the sale of real estate acquired by the County at Tax Resale, and declaring an emergency.

1st Reading .....	1060
2nd Reading .....	1069
Committee Report .....	1192
Considered and Advanced .....	1513
Reported Engrossed .....	1557
3rd Reading and to House .....	1591

SENATE BILL NO. 345—By CARMACK.

An Act prescribing and limiting the charge for compensation which may be allowed officers and employees of the State of Oklahoma for traveling expenses, where such officers or employees use their own or other privately owned automobiles, and declaring an emergency.

1st Reading .....	1060
2nd Reading .....	1069

SENATE BILL NO. 346—By SENATE COMMITTEE ON OIL AND GAS, and HOUSE COMMITTEE ON OIL AND GAS.

An Act relating to the Interstate Compact to Conserve Oil and Gas; amending Section 3 of Senate Bill 208, approved March 6, 1935; designating the Governor as the official representative of Oklahoma on the Interstate Oil Compact Commission; authorizing the Governor to appoint an assistant representative, prescribing his

duties and fixing his compensation; authorizing the employment of other assistants, and the incurring of expenses; creating a special fund and appropriating moneys to accrue thereto to the payment of the compensation and expenses authorized by this Act, prescribing manner of the disbursement of the special fund, and providing that any balance at the end of any fiscal year shall be credited to the proration fund; providing that provisions of the Act cease to operate if State withdraws from the compact and balance in the special fund shall be credited to the proration fund, and declaring an emergency.

1st Reading .....	1067
2nd Reading .....	1095
Committee Report .....	1198
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1235-1237
Reported Engrossed and to House .....	1247
Returned by House, as amended; House Amendments Concurred in and Roll Call Deferred .....	1495-1496
Passed, as amended, and Referred for Enrollment .....	1538-1539
Reported Enrolled and 4th Reading .....	1609
To Governor .....	1656
Governor's Message .....	1783

## SENATE BILL NO. 347—By RITZHAUPT.

An Act relating to narcotic drugs; enacting the provisions of the uniform narcotic drug act; making definitions; regulating the sale, transportation, disposition, manufacture, compounding, possession, prescription and administering of narcotic drugs and compounds thereof and making same unlawful, except as specifically authorized herein; authorizing same under certain conditions; requiring licenses therefor; prescribing qualifications for such licenses; authorizing suspension or revocation of such licenses; requiring certain forms to be used and certain records to be kept relating to use, handling, and possession of such drugs; requiring the labeling of containers of such drugs; declaring certain places and premises resorted to by drug addicts or used for illegal keeping or selling of such drugs to be a common nuisance; making unlawful the keeping of such nuisance; providing for the seizure, forfeiture and disposition of narcotic drugs unlawfully possessed; providing that certain information shall not be deemed privileged; making certain acts unlawful; prescribing certain procedure in prosecutions for violation hereof; prescribing penalties for violation of this Act; repealing conflicting laws, and declaring an emergency.

1st Reading .....	1068
2nd Reading .....	1095
Committee Report .....	1142
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1458-1460
Reported Engrossed and to House .....	1498
Referred for Enrollment .....	2236
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2281

## SENATE BILL NO. 348—By RITZHAUPT.

An Act relating to the operation and management of facilities for hospitalization and medical care and treatment of inmates of State penal institutions, and declaring an emergency.

1st Reading .....	1068
2nd Reading .....	1095

Committee Report .....	1142
Advanced .....	1521
Reported Engrossed, 3rd Reading and Referred for Re-engrossment .....	1683-1684
Reported Engrossed and to House .....	1708

SENATE BILL NO. 349—By RITZHAUPT, CARLILE and WALDREP of the Senate, and ABERNATHY, CAREY, MORROW and SPENCER of the House.

An Act amending Sections 4631 and 4656, Oklahoma Statutes, 1931, relating to the practice of medicine and surgery in the State of Oklahoma, and declaring an emergency.

1st Reading .....	1068
2nd Reading .....	1095
Committee Report .....	1142
Considered and Advanced .....	1518-1519
Reported Engrossed .....	1666
3rd Reading and Referred for Re-engrossment .....	1670-1671
Reported Engrossed and to House .....	1686-1687
Referred for Enrollment .....	2232
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2268

SENATE BILL NO. 350—By RORSCHACH of the Senate, and BAILEY of the House.

An Act making appropriation for the purpose of building a central dining hall and kitchen, a ward building in the fiscal year of 1935-36, a ward building in the fiscal year of 1936-37, and repairs to ward buildings in the fiscal year of 1936-37, at the Eastern Oklahoma Hospital for the Insane at Vinita, Oklahoma; authorizing the State Board of Public Affairs to expend said moneys, and declaring an emergency.

1st Reading .....	1068
2nd Reading .....	1095
Committee Report .....	1332
Advanced .....	1407
Reported Engrossed .....	1589
3rd Reading and Referred for Re-engrossment .....	1595
Reported Engrossed and to House .....	1609
Returned by House, as amended, and Consideration Deferred .....	1896-1897
House Amendments Concurred in, Bill Passed as amended, and Referred for Enrollment .....	2046-2047
Reported Enrolled and 4th Reading .....	2057
To Governor .....	2089

SENATE BILL NO. 351—By CHAMBERLIN of the Senate, and WORTHINGTON of the House.

An Act relating to the regular terms of County Courts; fixing the time and manner for convening County Courts in the various counties of this State; providing for two regular terms of said Court in each County in said State; defining and fixing the manner and procedure for convening and adjourning same; providing for jury, motion, and non-jury sessions of said Court; making provision for Court terms in counties in which there is more than one County Court town; repealing Sections 3961, 3962, 3963, 3964 and 3965, Oklahoma Statutes, 1931, in so far as same are in conflict with this Act and all other Acts and parts of Acts



in so far as the same are in conflict herewith; fixing the effective date of this Act, and declaring an emergency.

1st Reading .....	1068
2nd Reading .....	1095
Committee Report .....	1124
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1144-1146
Reported Engrossed and to House .....	1150
Referred for Enrollment .....	2150
Reported Enrolled and 4th Reading .....	2202
To Governor .....	2233

#### SENATE BILL NO. 352—By BRIGGS.

An Act amending Section 13241 as amended by Section One (1), of Enrolled House Bill No. 84, of the Fifteenth Legislature of the State of Oklahoma; providing for the removal of members of the Conservation Commission, and declaring an emergency.

1st Reading .....	1069
2nd Reading .....	1095

#### SENATE BILL NO. 353—By GEORGE.

An Act authorizing the State Board of Public Affairs to purchase additional lands adjacent to the Central State Hospital, Norman, Oklahoma; making an appropriation therefor, and declaring an emergency.

1st Reading .....	1094
2nd Reading .....	1143
Committee Report .....	1246
Considered, Advanced and 3rd Reading .....	1926

#### SENATE BILL NO. 354—By COMMONS, CHAMBERLIN, GEORGE, PAUL and NANCE.

An Act creating certain offices, positions and duties in the office of the Attorney General; prescribing the qualifications therefor; fixing the salary therefor and time of payment thereof; authorizing certain expenditures from appropriations made for said office for "Communications"; providing for the appointment of persons to such offices and positions; repealing conflicting laws; declaring the effective date of this Act; and declaring an emergency.

1st Reading .....	1094
2nd Reading .....	1143
Committee Report .....	1345
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1453-1454
Reported Engrossed and to House .....	1490

#### SENATE BILL NO. 355—By COMMONS of the Senate, and POTEET of the House.

An Act prohibiting domestic animals from running at large in the State of Oklahoma, repealing all Laws, or parts of Laws in conflict herewith, and declaring an emergency.

1st Reading .....	1094
2nd Reading .....	1143

#### SENATE BILL NO. 356—By COMMONS.

An Act amending Section 12518 of the Oklahoma Statutes 1931, re-

lating to revisions and adjustments of over payments as to claims for refunds that have been filed or may be filed; repealing all Laws in conflict herewith, and declaring an emergency.

1st Reading .....	1094
2nd Reading .....	1143
Committee Report .....	1333
Advanced .....	1914

#### SENATE BILL NO. 357—By FIDLER and NICHOLS.

An Act appropriating \$15,000.00 to pay the costs for supervisonal engineering and general planning necessary for the proper landscaping and beautification of the grounds of the State surrounding the State Capitol Building and the Governor's Mansion, providing for the manner of payment thereof, and declaring an emergency.

1st Reading .....	1094
2nd Reading and to Calendar .....	1143
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1237-1238
Reported Engrossed and to House .....	1247
Referred for Enrollment .....	1336
Reported Enrolled and 4th Reading .....	1337
Referred to Governor .....	1339
Governor's Message .....	1363

#### SENATE BILL NO. 358—By WILBANKS.

An Act authorizing Earl Spears to sue the State of Oklahoma to determine the amount of damages sustained by him by reason of an accident resulting from the negligence of employees of the State of Oklahoma; and making the State of Oklahoma liable in damages for any personal injury sustained by inmates of any penal institution of the State occasioned by the negligence of State employees; providing for service of summons, fixing the venue of such actions, and declaring an emergency.

1st Reading .....	1094
2nd Reading and to Calendar .....	1143
Advanced .....	1199
Reported Engrossed .....	1296
3rd Reading .....	1306-1307
Motion Lodged .....	1343
Vote Reconsidered by which Failed and by which Advanced ..	1665
Considered and Advanced .....	1665-1666
Stricken .....	1685

#### SENATE BILL NO. 359—By COMMITTEE ON MANUFACTURING AND INDUSTRY.

An Act creating the Oklahoma State Planning Board; providing for the appointment of its members; prescribing its powers and duties and relating to the natural, agricultural, industrial and human resources of the State; providing for a survey thereof, together with plans and programs for the conservation and better utilization of these resources and long-term co-ordinated planning and programming of public works; giving said Board authority to engage in the production and manufacture of food, clothing and supplies for State dependents and charges, and materials for State use and to utilize the labor of inmates of State Penal and Eleemosynary Institutions and of State dependents; providing for the salaries and expenses of the members of the Board; providing for the appointment of employees; making an appro-

priation to effectuate the purposes of said Board, and declaring an emergency.

1st Reading .....	1149
2nd Reading and to Calendar .....	1175
Considered and Made Special Order .....	1315-1319
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1339-1343
Reported Engrossed and to House .....	1352

#### SENATE BILL NO. 360—By WALDREP.

An Act amending Section 6240, Oklahoma Statutes 1931, relating assessments, repealing certain provisions of the Statutes; declaring an emergency.

1st Reading .....	1140
2nd Reading and to Calendar .....	1175
Committee Report .....	1266

#### SENATE BILL NO. 361—By NICHOLS.

An Act making an appropriation to supplement the re-appropriation of funds to the credit of the State Election Board made by House Bill No. 109 of the Fifteenth Legislature; prescribing the purposes for which said re-appropriation as supplemented hereby may be used, and declaring an emergency.

1st Reading .....	1141
2nd Reading and to Calendar .....	1175

#### SENATE BILL NO. 362—By HILL and BRIGGS.

A Bill to be entitled An Act making an appropriation from the general revenue fund of the State of Oklahoma for the purpose of paying claims hereinafter named in the amount set forth for groceries and foodstuffs furnished to the destitute in Pittsburg County, Oklahoma in December, 1934, and declaring an emergency.

1st Reading .....	1141
2nd Reading and to Calendar .....	1175
Advanced .....	1199
Reported Engrossed, 3rd Reading and to House .....	1214-1215

#### SENATE BILL NO. 363—By STEWART.

An Act classifying forty acres of land or less as a rural home for the purpose of taxation, and providing that such number of acres shall not be taxed a greater rate than four mills on each dollar of the assessed valuation, and providing for the selection of such lands by the owner and the filing of a certificate and designating said lands in the office of the County Clerk.

1st Reading .....	1141
2nd Reading and to Calendar .....	1175

#### SENATE BILL NO. 364—By HILL and NICHOLS.

A Bill to be entitled An Act making appropriation for the purchase of a car and for traveling expenses of the State Health Commissioner and declaring an emergency.

1st Reading .....	1141
2nd Reading and to Calendar .....	1175
Advanced .....	1283
Reported Engrossed .....	1296



3rd Reading and to House .....	1309-1310
Returned by House, as amended; House Amendments Con- curred in, Bill Passed as amended, and Referred for Enrollment .....	2152-2153
Reported Enrolled and 4th Reading .....	2226
To Governor .....	2260

## SENATE BILL NO. 365—By MacDONALD.

An Act authorizing the construction and equipment of dormitories on the campus of the Southeastern State Teachers' College of the State of Oklahoma; providing for the issuance and payment of Southeastern State Teachers' College dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

1st Reading .....	1174
2nd Reading .....	1194
Committee Report .....	1246
Advanced, 3rd Reading and Referred for Engrossment .....	1631-1632
Reported Engrossed and to House .....	1640

## SENATE BILL NO. 366—By ALBRIGHT.

An Act amending Section 1, Chapter 50, Oklahoma Session Laws, 1933, and declaring an emergency.

1st Reading .....	1228
2nd Reading and to Calendar .....	1249
Advanced .....	1327
Reported Engrossed .....	1450
3rd Reading and to House .....	1457-1458
Referred for Enrollment .....	2242
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2282

## SENATE BILL NO. 367—By CARMACK.

An Act amending Section 5314, Oklahoma Statutes, 1931, relating to the expenditures of money from prison revolving fund for the Oklahoma State Reformatory at Granite, and declaring an emergency.

1st Reading .....	1228
2nd Reading and to Calendar .....	1249
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	1812-1813
Reported Engrossed and to House .....	1824

## SENATE BILL NO. 368—By FIDLER and RINEHART of the Senate, and COE and GIBBONS of the House.

An Act excluding from the highways of the State the pulling or towing of any motor vehicle except for repairing.

1st Reading .....	1228
2nd Reading and to Calendar .....	1249
Advanced .....	1327
Reported Engrossed, 3rd Reading and to House .....	1427-1428
Referred for Enrollment .....	2224
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2268

## SENATE BILL NO. 369—By FIDLER and RORSCHACH.

An Act to promote public morals, by abolishing civil causes of action for breach of promise to marry, alienation of affections, criminal conversation, and certain causes of action for seduction; prohibiting the bringing, prosecution or settlement of any such actions; establishing limitations thereon; regulating the procedure in such actions and in actions and proceedings for divorce, separate maintenance, annulment of marriage, and for custody or support of children; prescribing penalties for the violation of this Act; making provisions of Act severable; repealing all conflicting Acts or parts of Acts, and declaring an emergency.

1st Reading .....	1228
2nd Reading .....	1249
Committee Report .....	1345

## SENATE BILL NO. 370—By NANCE, STEWART, COMMONS, NICHOLS and RINEHART.

An Act making an appropriation to pay the mileage and per diem of members of the House of Representatives and the Senate and the per diem of employees and for printing of the permanent Journals and Session Laws, together with other expenses of the Regular Session of the Fifteenth Legislature; providing for the closing of the business of the two Houses of said Session by the Speaker of the House of Representatives and the President Pro Tempore of the Senate, and declaring an emergency.

1st Reading .....	1228
2nd Reading and to Calendar .....	1249
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1319-1321
Reported Engrossed and to House .....	1346
Returned by House, as amended; House Amendments Rejected, Conference Requested and Conferees Named .....	1582-1584
House Grants Conference and Names Conferees .....	1610-1611
Conference Committee Report Submitted, Rejected, Further Conference Requested and Conferees Appointed .....	2036-2040
House Grants Further Conference and Names Conferees .....	2062
Vote Reconsidered by which Conference Committee Report Rejected; Conference Committee Report Adopted, Bill Passed as amended thereby and to House .....	2137-2138
Referred for Enrollment .....	2215
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2268

## SENATE BILL NO. 371—By NANCE and COMMONS.

An Act making an appropriation to defray the expenses of the State Board of Public Welfare and of the several County Welfare Boards in the State incurred, and to be incurred, in the administration of the funds appropriated by Senate Bill No. 1 of the Fifteenth Legislature, and declaring an emergency.

1st Reading .....	1228
2nd Reading and to Calendar .....	1249

## SENATE BILL NO. 372—By SOWARDS.

An Act amending Section 4581, Oklahoma Statutes, 1931, to provide for the licensing of itinerants or traveling vendors or hawkers offering for sale any drug or medicine, pharmaceutical preparation, chemical or any composition or combination thereof or any implement or appliance or other agency for the treatment of

disease, injury or deformity; providing for the issuance of County licenses by the Secretary of the State Board of Pharmacy; providing for the distribution of said fees, and declaring an emergency.

1st Reading .....	1228
2nd Reading .....	1249
Committee Report .....	1290
Considered and Indefinitely Postponed .....	1642-1643

#### SENATE BILL NO. 373—By BROADDUS.

A Bill to be entitled an Act making appropriation for the State Hospital for Negro Insane, Taft, Oklahoma, for the purpose of digging water wells, equipping the wells with pumps and connections, and declaring an emergency.

1st Reading .....	1229
2nd Reading and to Calendar .....	1249
Advanced .....	1329
3rd Reading and to House .....	1387-1388

#### SENATE BILL NO. 374—By THOMAS, WILLIS, BURNS, SOWARDS and KING.

An Act authorizing the State Board of Public Affairs to execute Oil and Gas Leases, to contract for drilling wells, to sell royalties and to sell real estate belonging to the State of Oklahoma under its control when deemed advisable and to the best interest of the State; providing that all proceeds accrued to the general revenue fund of the State to pay off deficits, and declaring an emergency.

1st Reading .....	1229
2nd Reading .....	1249
Committee Report .....	1515
Advanced .....	1520
3rd Reading, and Referred for Engrossment .....	1539-1540
Reported Engrossed and to House .....	1570
Returned by House, as amended; House Amendments Concurred in and Consideration Deferred .....	2236-2237
Passed, as amended, and Referred for Enrollment .....	2282-2283
Reported Enrolled and 4th Reading .....	2298-2299
To Governor .....	2305

#### SENATE BILL NO. 375—By TIMMONS of the Senate, and CHAMBERS, KIRKPATRICK, MOFFETT, O'BRIEN, EBY, MONTGOMERY and POE of the House.

An Act amending Sections 1, 8 and 12 of Chapter 51 of the Session Laws of Oklahoma 1923, as amended by Chapter 183 of the Session Laws of Oklahoma, 1925, and amending Section 3 of Chapter 51 of the Session Laws of Oklahoma, 1923, relating to the Court of Common Pleas, its powers, jurisdiction, its officers and their qualifications and salaries; the transfer of causes; repealing Section 9 of Chapter 51 of the Session Laws of Oklahoma 1923, and declaring an emergency.

1st Reading .....	1247
2nd Reading and to Calendar .....	1270
Advanced, 3rd Reading and Referred for Engrossment .....	1292-1293
Reported Engrossed and to House .....	1346

#### SENATE BILL NO. 376—By GEORGE.

An Act providing that the State of Oklahoma may enter into a compact or compacts with any of the States of the United States for



mutual helpfulness in relation to persons convicted of crime or offenses or who are or may be at large on probation or parole; and providing that the State of Oklahoma may enter into a compact or compacts with any of the States of the United States that will provide for co-operative effort and mutual assistance amongst them in the prevention of crime and in the enforcement of their respective penal laws and policies and to establish such agencies, joint or otherwise, as said States may deem desirable for making effective such agreements and compacts, and declaring an emergency.

1st Reading .....	1247
2nd Reading .....	1270
Committee Report .....	1373
Advanced .....	1709
Reported Engrossed, 3rd Reading and to House .....	1914-1915

SENATE BILL NO. 377—By THOMAS, BURNS, WILLIS, SOWARDS, and PUGH.

An Act authorizing the governing Board of each incorporated city and town of the State to employ and fix the compensation of such meter inspectors as are needed to check and read monthly all gas, water, electric and/or other meters of public utilities therein and which are not operated by said city or town; to require said public utilities to base their monthly bills on the reading of said meters by said inspectors; providing that the compensation and expense of said inspectors shall be paid from the general fund of the city, etc., and declaring an emergency.

1st Reading .....	1248
2nd Reading and to Calendar .....	1270
Advanced .....	1521
Reported Engrossed .....	1617
3rd Reading and Referred for Re-engrossment .....	1620-1621
Motion Lodged .....	1623
Motion Withdrawn .....	1789
Reported Engrossed and to House .....	1810

SENATE BILL NO. 378—By COMMITTEE ON APPROPRIATIONS.

A Bill making appropriation to pay certain unpaid claims contracted by the State Board of Public Affairs, during the early part of the fiscal year ending June 30, 1935, for material which was used in the Capitol Building, and declaring an emergency.

1st Reading .....	1248
2nd Reading .....	1270
Withdrawn and to Calendar .....	1824
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1923-1924
Reported Engrossed and to House .....	1929

SENATE BILL NO. 379—By WRIGHT.

An Act making it unlawful to sell gasoline in trucks in quantities less than twenty-five gallons; providing a penalty, and declaring an emergency.

1st Reading .....	1248
2nd Reading .....	1270

SENATE BILL NO. 380—By WRIGHT.

A Bill to be entitled an Act making supplemental appropriation for

for the West Oklahoma Home at Helena, Oklahoma, and declaring an emergency.

1st Reading .....	1248
2nd Reading .....	1270
Committee Report .....	1324
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1386-1387
Reported Engrossed and to House .....	1397
Referred for Enrollment .....	2242
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2282

#### SENATE BILL NO. 381—By BURNS.

An Act amending Section No. 6132, Oklahoma Statutes of 1931, relating to restrictions of limits of any incorporated city or town upon petition and notice by publication and providing a remedy by action at law or in equity in the name of the State on relation of any resident taxpayer, and declaring an emergency.

1st Reading .....	1248
2nd Reading and to Calendar .....	1270

#### SENATE BILL NO. 382—By FISCHL.

An Act amending Section 5934, Oklahoma Statutes, 1931, relating to the issuance of funding bonds, providing that the court may order the sale of funding bonds to the best bidder, setting out the manner of advertising, selling and return of sale of such bonds, providing for payment of proceeds of sale to the treasurer of the municipality, making the misappropriation of such funds a felony, providing a penalty for violation thereof, and providing further that creditors agreeing to the refunding agree to accept payment of their indebtedness with accrued interest, and declaring an emergency.

1st Reading .....	1248
2nd Reading and to Calendar .....	1270
Stricken .....	1786

#### SENATE BILL NO. 383—By WALDREP.

An Act declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and or projects to provide dwelling accommodations for persons of low income; providing for the creation of such housing authorities; defining the powers and duties of housing authorities and providing for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor, conferring remedies on obligees of housing authorities; providing the bonds of the authority shall be legal investments; providing that housing authorities, their property and securities shall be tax exempt.

1st Reading .....	1248
2nd Reading and to Calendar .....	1270

#### SENATE BILL NO. 384—By BRIGGS, WHITAKER, HILL and STEWART.

An Act making appropriation for the construction and repair for building, purchase of equipment, machinery and supplies for vocational education of orphans and for dependent youths of the State; providing the method and manner of determining State Educational Institution at which said improvements shall be

made and appropriation expended, giving the State Board of Public Affairs certain powers and authority in contracting for construction of such improvements under participation agreement with the Public Works Administration or other Federal Governmental Agency, and declaring an emergency.

1st Reading .....	1289
2nd Reading .....	1295

**SENATE BILL NO. 385—By RITZHAUPT, RAY, IVESTER, TAYLOR, BURNS, DUFFY, WHITAKER and STEWART.**

An Act providing for the incorporation of improvement authorities; prescribing the powers and duties of such authorities; and authorizing such authorities to engage in the enterprise of furnishing water, sewage, gas or electric heat, light or power services, and to issue bonds, and providing for the payment of such bonds, and declaring an emergency.

1st Reading .....	1324
2nd Reading .....	1336
Committee Report .....	1499

**SENATE BILL NO. 386—By RORSCHACH of the Senate, and MARTIN of the House.**

An Act making supplemental appropriation for the Whitaker State Orphans Home at Pryor, Oklahoma, for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	1325
2nd Reading .....	1336
Committee Report .....	1345
Advanced .....	1407
Stricken .....	1594

**SENATE BILL NO. 387—By JOHNSTON and WRIGHT.**

An Act authorizing John Horn, his heirs, executors and administrators, to institute and prosecute an action against the State of Oklahoma in the matter of damages suffered by him to his property by reason of the wrongful act of the Highway Department.

1st Reading .....	1344
2nd Reading and to Calendar .....	1353
Advanced, 3rd Reading and Referred for Engrossment .....	1431-1432
Reported Engrossed and to House .....	1447-1448
Referred for Enrollment .....	2254
Reported Enrolled and 4th Reading .....	2266
To Governor .....	2288

**SENATE BILL NO. 388—By BROADDUS and WHITAKER of the Senate, and SHOEMAKE, THORNTON and BRANAN of the House.**

An Act making appropriation for salaries, maintenance and equipment for the State Hospital for Negro Insane, Taft, Oklahoma, and declaring an emergency.

1st Reading .....	1344
2nd Reading and to Calendar .....	1353
Advanced .....	1822
Reported Engrossed .....	1914
3rd Reading and to House .....	1917-1918

**SENATE BILL NO. 389—By WHITAKER and BROADDUS of the Senate, and SHOEMAKE, THORNTON, and BRANAN of the House.**

An Act making an appropriation to construct, equip and furnish an



Industrial Building at the Oklahoma School for the Blind, Muskogee, Oklahoma, and declaring an emergency.

1st Reading .....	1344
2nd Reading and to Calendar .....	1353
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1717-1719
Reported Engrossed and to House .....	1768
Referred for Enrollment .....	2265
Reported Enrolled and 4th Reading .....	2268
To Governor .....	2296

#### SENATE BILL NO. 390—By ALBRIGHT and WALDREP.

An Act authorizing and directing County Commissioners to build township roads; authorizing the Highway Department to build and improve township and county roads and to co-operate with the County Commissioners in the construction of the same, providing the Highway Department shall not be liable for maintenance of township or county roads; making an appropriation therefor, and declaring an emergency.

1st Reading .....	1344
2nd Reading and to Calendar .....	1353
Considered and Referred to Committee .....	1449
Committee Report .....	1481
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1485-1490
Motion Lodged .....	1490
Motion Tabled—To Reconsider Vote .....	1585
Reported Engrossed and Referred for Re-engrossment .....	1609

#### SENATE BILL NO. 391—By WRIGHT, HOWSLEY and ALBRIGHT.

An Act creating a vocational training school at Helena, Oklahoma, for dependent children and giving the Superintendent of the West Oklahoma Home for white children control thereof, and declaring an emergency.

1st Reading .....	1352
2nd Reading and to Calendar .....	1376
Advanced .....	1409
Reported Engrossed .....	1450
3rd Reading and to House .....	1452-1453

#### SENATE BILL NO. 392—By WALDREP.

An Act amending Section 5970 and 5971, of the Oklahoma Statutes of 1931, being Sections 1 and 2, of Chapter 32, Session Laws of 1931, relating to the purchase of supplies, material and equipment and the letting of contracts for public work, and the keeping of an account thereof.

1st Reading .....	1352
2nd Reading and to Calendar .....	1376

#### SENATE BILL NO. 393—By WALDREP.

An Act making appropriation for the Department of State Examiner and Inspector, and declaring an emergency.

1st Reading .....	1352
2nd Reading and to Calendar .....	1376
Advanced .....	1786
Reported Engrossed .....	1804
3rd Reading and to House .....	1807-1808

## SENATE BILL NO. 394—By WALDREP.

An Act repealing Article 3 of Chapter 24, O. S. 1931, and Chapter 60 of Oklahoma Session Laws, 1933, being Senate Bill No. 372 of the Fourteenth Legislature.

1st Reading .....	1352
2nd Reading .....	1376

## SENATE BILL NO. 395—By RORSCHACH.

An Act providing for the formation of non-profit membership corporations, to be known as Electric Membership Corporations, for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent management of the business of such corporations; providing for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; providing for the payment of such bonds and the rights of the holders thereof, and declaring an emergency.

1st Reading .....	1375
2nd Reading and to Calendar .....	1412
Considered and Advanced .....	1447
3rd Reading and Referred for Engrossment .....	1468-1469
Reported Engrossed and to House .....	1479
Returned by House, as amended, and Consideration Deferred .....	1853-1865
House Amendments Rejected, Conference Requested and Con- ferees named .....	1878
House grants Conference and names Conferees .....	1897-1898
Senate Conferees Discharged and House Requested to do likewise .....	1901
Motion Tabled—to Reconsider Vote by which Senate Con- ferees Discharged .....	1901-1902
Bill Passed, as amended, and Referred for Enrollment .....	1903
House Message Ordered Returned .....	1931
House Conferees Discharged .....	1948-1949
Reported Enrolled and 4th Reading .....	1951
To Governor .....	1972
Governor's Message .....	2054

## SENATE BILL NO. 396—By RORSCHACH of the Senate, and COX, BAILEY, HOGG, DOTY, JONES, HUEY, CORSON, POTEET and JOHNSON of Comanche of the House.

An Act authorizing the Commissioners of the Land Office to cancel interest on delinquent school land loans and preventing said Commissioners from enforcing a penalty; repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	1376
2nd Reading .....	1412

## SENATE BILL NO. 397—By CURNUTT of the Senate, and JOHNSON of Osage and HUNT of Osage of the House.

An Act authorizing and empowering the Commissioners of the Land Office to transfer and convey land to the Game and Fish Commission for State Parks purposes, and declaring an emergency.

1st Reading .....	1376
2nd Reading .....	1412

## SENATE BILL NO. 398—By GEORGE.

An Act to prevent the fraudulent labelling and selling of archaeological specimens, to prohibit vandals and irresponsible persons from fraudulently exploiting, destroying, or defacing pre-historic archaeological and palentological features and remains, to provide for licensing persons engaged in exploring and excavating for ancient ruins and fossilized remains, providing a penalty for violation, and declaring an emergency.

1st Reading .....	1442
2nd Reading and to Calendar .....	1445
Advanced .....	1709
Reported Engrossed .....	1914
3rd Reading and to House .....	1916-1917
Referred for Enrollment .....	2265
Reported Enrolled and 4th Reading .....	2287
To Governor .....	2304

## SENATE BILL NO. 399—By BROADDUS.

An Act providing for the application of any surplus funds in the hands of the Treasurer of any County, City, Town, School District, or other municipal subdivision of the State of Oklahoma, at the close of any fiscal year to the payment of valid warrants of said municipal subdivisions which are unpaid for any reason and providing further that no surplus on hand at the close of any fiscal year shall be considered in the formation of the budget for any County, City, Town, School District, or other municipal subdivision of this State for the ensuing year if there are valid unpaid warrants of said municipal subdivisions that have not been fully paid or cash received to pay same, repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

1st Reading .....	1445
2nd Reading and to Calendar .....	1482

## SENATE BILL NO. 400—By CURNUTT of the Senate, and JOHNSON of Osage and HUNT of Osage, of the House.

An Act providing for and requiring all persons, firms or corporations engaged in the business of buying or selling livestock of any kind at private, community or public auction sale, to keep a record thereof, providing for the inspection of such livestock being so bought or sold and the records of such purchase or sale, making the violation of this Act a misdemeanor and providing a penalty therefor.

1st Reading .....	1490
2nd Reading and to Calendar .....	1504
Considered and Advanced .....	1602-1603
3rd Reading and Referred for Engrossment .....	1607-1608
Reported Engrossed and to House .....	1609

## SENATE BILL NO. 401—By HILL.

An Act authorizing the State Board of Public Affairs to lease for oil and gas development purposes the lands or any part thereof, known as the Atoka County Subprison lands belonging to the State of Oklahoma, and declaring an emergency.

1st Reading .....	1491
2nd Reading and to Calendar .....	1504
Advanced .....	1520
Reported Engrossed .....	1624
3rd Reading and to House .....	1628-1629



**SENATE BILL NO. 402—By COMMITTEE ON STATE AND COUNTY AFFAIRS.**

An Act dedicating certain portions of the State Capitol Grounds and approaches thereto to the public use as streets, boulevards and highways; providing for the filing of plats thereof, and declaring an emergency.

1st Reading .....	1514
2nd Reading and to Calendar .....	1523

**SENATE BILL NO. 403—By RITZHAUPT and PAUL.**

An Act authorizing and directing the Governor to contract with some competent accountant or firm of accountants to make a complete audit of the Oklahoma Tax Commission; prescribing the manner of payment of expenses thereof; making an appropriation therefor, and declaring an emergency.

1st Reading .....	1514
2nd Reading and to Calendar .....	1523
Considered .....	1523
Advanced, 3rd Reading and Referred for Engrossment .....	1627-1628
Reported Engrossed and to House .....	1640
Referred for Enrollment .....	2232
Reported Enrolled and 4th Reading .....	2244
To Governor .....	2268

**SENATE BILL NO. 404—By BROADDUS.**

A Bill to be entitled an Act creating a revolving fund for the Hospital for Negro Insane at Taft, Oklahoma, and declaring an emergency.

1st Reading .....	1558
2nd Reading and to Calendar .....	1561
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1716-1717
Reported Engrossed and to House .....	1736
Referred for Enrollment .....	2236
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2282

**SENATE BILL NO. 405—By TAYLOR.**

An Act providing that all inmates committed to a penal institution within the State of Oklahoma shall not be eligible for parole until said inmates have served at least one-fourth ( $\frac{1}{4}$ ) of the sentence assessed against them at the beginning of their term, and declaring an emergency.

1st Reading .....	1558
2nd Reading .....	1561

**SENATE BILL NO. 406—By RAY.**

An Act relating to fish and game, amending Sections 4824 and 4789, Oklahoma Statutes, 1931, as amended by Sections 1 and 2, respectively, of House Bill No. 419 of the Fifteenth Legislature; making it unlawful to possess any part of the carcass of deer or wild turkey; prescribing penalties for violation hereof, and declaring an emergency.

1st Reading .....	1558
2nd Reading, to Calendar and Advanced .....	1562
Reported Engrossed .....	1617
3rd Reading and Motion Lodged .....	1618-1619

Motion failed—to Reconsider vote .....	1643
Vote Reconsidered by which failed .....	1658
Bill Passed, Referred for Engrossment and Motion Lodged .....	1658-1660
Reported Engrossed and to House .....	1672
Returned by House, as amended; House Amendments Con- curred in and Consideration Deferred .....	1980-1981
Vote Reconsidered by which House Amendments Concurred in .....	2221
House Amendments rejected, Conference requested and Con- ferees named .....	2221
House grants Conference and names Conferees .....	2230-2231
Conference Committee Report Submitted, Adopted, Bill Passed as Amended thereby and Referred for Enrollment .....	2277-2279
Reported Enrolled and 4th Reading .....	2298-2299
To Governor .....	2303

## SENATE BILL NO. 407—By WALDREP.

An Act amending Section 2, Senate Bill No. 1, of the Fifteenth Legis-  
lature of Oklahoma; making the Board of County Commissioners  
of each county the County Welfare Board created therein, and  
declaring an emergency.

1st Reading .....	1558
2nd Reading and to Calendar .....	1562
Advanced .....	1607
Reported Engrossed .....	1617
3rd Reading and Referred for Re-engrossment .....	1619-1620
Reported Engrossed and to House .....	1640
Referred for Enrollment .....	1762
Reported Enrolled and 4th Reading .....	1768
To Governor .....	1790
Governor's Message .....	1832

SENATE BILL NO. 408—By JOHNSTON, WRIGHT and HUTCHINSON  
of the Senate, and O'NEILL of the House.

An Act authorizing Lucy Barby Hutchins, her heirs, executors and  
administrators, to institute and prosecute an action against the  
State of Oklahoma in the matter of damages suffered by her to  
her person by reason of the wrongful acts and omissions of the  
State, its agents, servants, or employees.

1st Reading .....	1558
2nd Reading .....	1562
Withdrawn and to Calendar .....	1683
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	1730-1731
Reported Engrossed and to House .....	1768

## SENATE BILL NO. 409—By STEWART.

An Act appropriating funds collected and placed to the credit of the  
State Highway Construction and Maintenance Fund in the State  
Treasury to be used and expended by the State Highway Com-  
mission of the State of Oklahoma in the payment of salaries,  
wages and expenses of the State Highway Commission, its agents,  
servants and employees, and other obligations and such other pur-  
poses as may be provided by law, and for the construction and  
maintenance of State Highways, and highways constructed under  
the provisions of Chapter 50, Article 2, Oklahoma Statutes, 1931,  
and Acts amendatory thereof, and declaring an emergency.

1st Reading .....	1604
2nd Reading and to Calendar .....	1606

Advanced, 3rd Reading and Referred for Engrossment.....	1719-1720
Reported Engrossed and to House .....	1768
Referred for Enrollment .....	2241
Reported Enrolled and 4th Reading .....	2261
To Governor .....	2282

## SENATE BILL NO. 410—By NICHOLS.

An Act making an appropriation from the maintenance fund of the Oklahoma State Reformatory at Granite, to pay the funeral expenses of one D. Jones, and declaring an emergency.

1st Reading .....	1691
2nd Reading and to Calendar .....	1692-1693
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1922-1923
Reported Engrossed and to House .....	1929

## SENATE BILL NO. 411—By RINEHART.

An Act amending Chapter 136, of the 1933 Session Laws of the State of Oklahoma, relating to salaries of Justices of the Supreme Court and Judges of the Criminal Court of Appeals, and repealing all Acts and parts of Acts in conflict herewith.

1st Reading .....	1756
2nd Reading .....	1769
Committee Report .....	1818

## SENATE BILL NO. 412—By CHAMBERLIN.

An Act providing for the commitment to the State Hospital for the Negro insane at Taft, Oklahoma, of Negro insane and certain Negro feeble-minded, and declaring an emergency.

1st Reading .....	1789
2nd Reading and to Calendar .....	1833
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1882-1883
Reported Engrossed and to House .....	1921

## SENATE BILL NO. 413—By NICHOLS, GARVIN and COMMONS of the Senate, and COE, GIBBONS, THORNTON, PHILLIPS, WELCH and SINGLETON of the House.

An Act amending Section 11551, Oklahoma Statutes of 1931, granting the right of eminent domain and use of the highways of Oklahoma for certain purposes, and declaring an emergency.

1st Reading .....	1869
2nd Reading, to Calendar and Advanced .....	1905
Reported Engrossed, 3rd Reading and Indefinitely Postponed .....	1944-1945



## Part II

# SENATE JOINT RESOLUTIONS

### SENATE JOINT RESOLUTION NO. 1—By CHAMBERLIN, NICHOLS, MacDONALD and RITZHAUPT.

A Joint Resolution providing for the submission of a proposed Amendment to the Constitution of the State of Oklahoma, relating to Section 3, Article 4, of said Constitution.	
1st Reading .....	66
2nd Reading .....	72
Committee Report .....	552
Considered, Advanced, 3rd Reading and Roll Call on Section 3 Deferred .....	640-644
Section 3 stricken and Referred for Engrossment .....	853
Reported Engrossed and to House .....	897
Returned by House, as amended; House Amendments Concurred in, Passed as Amended, and Referred for Enrollment .....	2216-2219
Reported Enrolled and 4th Reading .....	2233
To Governor .....	2259

### SENATE JOINT RESOLUTION NO. 2—By LOGAN.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 41 of Article 5, of the Constitution of the State of Oklahoma, so as to permit the pensioning of meritorious and disabled firemen and police officers.	
1st Reading .....	70
2nd Reading .....	101
Withdrawn and to Calendar .....	800-801
Made Special Order .....	801

### SENATE JOINT RESOLUTION NO. 3—By WILBANKS, MacDONALD, CHAMBERLIN and LOGAN.

A Joint Resolution providing for the submission of a proposed amendment to the Constitution of Oklahoma, relating to Article 6, of said Constitution.	
1st Reading .....	100
2nd Reading .....	118
Committee Report .....	553
Made Special Order .....	801
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	856-859
Reported Engrossed and to House .....	897

### SENATE JOINT RESOLUTION NO. 4—By CHAMBERLIN and others of the Senate.

A Joint Resolution providing for the submission of a proposed amend-

ment of the Constitution of the State of Oklahoma, amending Section 32 of Article 6 of said Constitution, relating to the Commissioners of the Land Office.

1st Reading .....	151
2nd Reading .....	157
Committee Report .....	553
Made Special Order .....	801
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	859-861
Reported Engrossed and to House .....	897
Returned by House, as amended; House Amendments Concurred in, Passed as Amended, and Referred for Enrollment .....	2204-2208
Reported Enrolled and 4th Reading .....	2221
To Governor .....	2238

#### SENATE JOINT RESOLUTION NO. 5—By RITZHAUPT.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection at the next regular election held in the State of Oklahoma, a proposed amendment to Section 1, of Article 16, of the Constitution of the State of Oklahoma.

1st Reading .....	151
2nd Reading .....	157
Committee Report .....	622

#### SENATE JOINT RESOLUTION NO. 6—By LOGAN.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 1 of Article 23, of the Constitution of the State of Oklahoma, stating the number of hours which shall constitute a day's work.

1st Reading .....	156
2nd Reading .....	163
Committee Report .....	622

#### SENATE JOINT RESOLUTION NO. 7—By LOGAN.

A Joint Resolution authorizing Eileen Denoya Collins to file suit against the State of Oklahoma.

1st Reading .....	198
2nd Reading .....	209

#### SENATE JOINT RESOLUTION NO. 8—By LOGAN.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Article 13, of the Constitution of the State of Oklahoma, relating to the University Board of Regents.

1st Reading .....	222
2nd Reading .....	239

#### SENATE JOINT RESOLUTION NO. 9—By LOGAN.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 5 of Article 13, of the Constitution of the State of Oklahoma, relating to the State Board of Education.

1st Reading .....	223
2nd Reading .....	239

## SENATE JOINT RESOLUTION NO. 10—By LOGAN.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 7 of Article 7, of the Constitution of the State of Oklahoma, relating to the office of Clerk of the Supreme Court.

1st Reading .....	223
2nd Reading .....	239

## SENATE JOINT RESOLUTION NO. 11—By LOGAN.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 31, of Article 6, of the Constitution of the State of Oklahoma, relating to the State Board of Agriculture.

1st Reading .....	223
2nd Reading .....	239
Committee Report .....	989
Stricken .....	1843

## SENATE JOINT RESOLUTION NO. 12—By NICHOLS.

A Joint Resolution authorizing H. A. Sarber and Esther Sarber, his wife, to bring suit against the State of Oklahoma for damages sustained by them by reason of an automobile collision on the 2nd day of August, 1933, between a Ford coupe in which they were riding and which was owned by the said H. A. Sarber, and a Chevrolet truck owned by the State Highway Department, and at the time driven by one W. S. Clark working out of the Seminole division of the State Highway Department, and declaring an emergency.

1st Reading .....	223
2nd Reading .....	239
Committee Report .....	256
Consideration Deferred .....	327
Withdrawn and to Committee .....	509

## SENATE JOINT RESOLUTION NO 13.—By MacDONALD.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection at the next General Election held in the State of Oklahoma a proposed amendment to Section 10, of Article 6 of the Constitution of the State of Oklahoma.

1st Reading .....	238
2nd Reading .....	251
Withdrawn and to Calendar .....	800-801
Made Special Order .....	801

## SENATE JOINT RESOLUTION NO. 14—By STEWART and BRIGGS.

A Resolution authorizing the submission of a proposed amendment to the Constitution of Oklahoma to the people for their approval or rejection for the purposes of amending Section 14, Article 10, authorizing the Legislature to provide for old age pensions.

1st Reading .....	250
2nd Reading .....	260
Committee Report .....	553
Made Special Order .....	1082

## SENATE JOINT RESOLUTION NO. 15—By STEWART and BRIGGS.

A Resolution authorizing the submission of a proposed amendment



to the Constitution of Oklahoma to the people for their approval or rejection, for the purpose of amending Section 50, of Article 5, exempting homesteads from ad valorem taxes.

1st Reading .....	251
2nd Reading .....	260
Committee Report .....	553
Made Special Order .....	801
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	861-864
Reported Engrossed and to House .....	897

SENATE JOINT RESOLUTION NO. 16—By SPENCER and BURNS of the Senate, and BYROM of the House.

A Joint Resolution authorizing the submission of a proposed Amendment to the Constitution of the State of Oklahoma to the people for their approval or rejection for the purpose of amending Section 1 of Article VI and repealing Sections 27, 28, 29 and 30 of Article VI of the Constitution of the State of Oklahoma, said amendment and repeal abolishing the office of Commissioner of Charities and Corrections.

1st Reading .....	317
2nd Reading and to Calendar .....	344
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	437-440
Reported Engrossed and to House .....	443

SENATE JOINT RESOLUTION NO. 17—By STEWART.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of Oklahoma repealing Section 9 of Article 5, Section 9A of Article 5, Section 11 of Article 5, Sections 12, 13, 14, 15, 16 and 21 of Article 5, and amending Sections 3 and 4 of Article 8, of the Constitution of Oklahoma, and inserting in lieu thereof an amendment to the Constitution of Oklahoma; providing for a One-House Legislature of fifty members, beginning the first Tuesday in January, 1939, providing that the Legislature, as now constituted, shall divide the State into fifty districts at the regular Session in 1937; that the salary of the members of the proposed One-House Legislature shall be fixed by Law, not to exceed the sum of One Thousand Dollars (\$1,000.00) per annum per member, but their term shall be for a period of two years; providing that the Lieutenant Governor shall be Presiding Officer, to be known as the President of the Legislature and for other purposes.

1st Reading .....	523
2nd Reading .....	528
Committee Report .....	1169
Advanced .....	1519
Reported Engrossed, 3rd Reading and Indefinitely postponed .....	1643, 1644-1645

SENATE JOINT RESOLUTION NO. 18—By JOHNSTON, WALDREP, TAYLOR, CARMACK, BURNS, LOWRANCE, NICHOLS, HOWSLEY, IVESTER, THOMAS, PUGH, PAUL, of the Senate, and BYROM, PETERSON, SULLIVAN MYERS BOGGS RAASCH, HUSER, HUNT of Pittsburg, MAUK, JONES, BEAMAN, HUEY, MORROW, PUGH, DEATON, CAMPBELL, STANDRIDGE, SPECK, FRAYER, ARMSTRONG, DOTY, WILLIAMS, TRAW, HOGG, BREWER, DUNN, MOONEY, BROWN, WINGO, KEYES, JOHN-

SON of Comanche, WORTHINGTON, WOOTEN, MUNGER, WRIGHT, of Washita, HOWELL, ALLEN, GREGORY, TAYLOR, CANTRELL, HANKLA, SINGLETON, WHITAKER, WRIGHT of Beaver, of the House.

A Joint Resolution directing the Secretary of the State to submit to the legally qualified voters of the State of Oklahoma for their approval or rejection a proposed amendment to Article No. Ten of the Constitution of the State of Oklahoma.

1st Reading .....	709
2nd Reading .....	751
Committee Report .....	778
Made Special Order .....	801
Considered and made Special Order .....	864-865
Consideration Deferred .....	879
Withdrawn and to Committee .....	906
Committee Report .....	1138
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1482-1485
Reported Engrossed and to House .....	1490

#### SENATE JOINT RESOLUTION NO. 19—By NICHOLS.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 17 of the Constitution of Oklahoma, to be known as Section 1-A of said Article.

1st Reading .....	783
2nd Reading and to Calendar .....	800
Made Special Order .....	801
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	850-853
Reported Engrossed and to House .....	897

#### SENATE JOINT RESOLUTION NO. 20—By NICHOLS.

A Joint Resolution providing for the submission of a proposed Amendment to the Constitution of the State of Oklahoma relating to Article XVII thereof, concerning counties by adding a Section providing for the consolidation of counties in said State, and the procedure to be followed therein.

1st Reading .....	783
2nd Reading and to Calendar .....	800
Made Special Order .....	801
Considered Advanced, 3rd Reading and Referred for Engrossment .....	854-856
Reported Engrossed and to House .....	897

#### SENATE JOINT RESOLUTION NO. 21—By TIMMONS.

A Joint Resolution authorizing and empowering the Oklahoma State tax Commission to refund an overcharge made in 1931.

1st Reading .....	799
2nd Reading and to Calendar .....	823-824
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	845-848
Reported Engrossed and to House .....	897
Referred for Enrollment .....	2265
Reported Enrolled and 4th Reading .....	2268
To Governor .....	2296

## SENATE JOINT RESOLUTION NO. 22—By WRIGHT, BRIGGS and HUTCHINSON.

A Joint Resolution authorizing, empowering and directing the State Highway Commission to conduct an investigation and hearing to determine the amount of damages, if any, sustained by Paul V. Pearce and Claud Baldwin in the Wister flood in April, 1927, and to pay the amount of such damages out of the State Highway Construction and Maintenance fund; authorizing the said Paul V. Pearce and Claud Baldwin to bring an Action against the State of Oklahoma to determine the State's liability for and to recover the amount of such damages in case Sections 1 and 2 of this resolution are held unconstitutional or invalid by a Court of competent jurisdiction, or in event the said Paul V. Pearce and Claud Baldwin shall consider themselves aggrieved by the insufficiency of the amount of damages fixed by the State Highway Commission; and declaring an emergency.

1st Reading .....	822
2nd Reading and to Calendar .....	843
Advanced .....	1330
Reported Engrossed .....	1450
3rd Reading and to House .....	1455-1456
Referred for Enrollment .....	2214
Reported Enrolled and 4th Reading .....	2226
To Governor .....	2260

## SENATE JOINT RESOLUTION NO. 23—By IVESTER.

A Resolution authorizing Edna E. Dawkins of Cheyenne, Oklahoma, to bring suit against the State of Oklahoma for damages sustained, and declaring an emergency.

1st Reading .....	842
2nd Reading .....	874
Committee Report .....	1169
Advanced .....	1199
Reported Engrossed .....	1296
3rd Reading and to House .....	1303-1304
Referred for Enrollment .....	2214
Reported Enrolled and 4th Reading .....	2226
To Governor .....	2260

## SENATE JOINT RESOLUTION NO. 24—By TAYLOR.

A Resolution authorizing Edna E. Dawkins of Cheyenne, Oklahoma, to bring suit against the State of Oklahoma for damages sustained, and declaring an emergency.

1st Reading .....	886
2nd Reading .....	922

## SENATE JOINT RESOLUTION NO. 25—By BRIGGS and CHAMBER-

LIN of the Senate, and PHILLIPS of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 9 of Article 10 of the Constitution of the State of Oklahoma.

1st Reading .....	913
2nd Reading and to Calendar .....	940
Considered .....	986-987
Considered, Advanced, 3rd Reading and Referred for En-	
grossment .....	1046-1051
Reported Engrossed and to House .....	1063



## SENATE JOINT RESOLUTION NO. 26—By JOHNSTON.

A Joint Resolution submitting to the people for their approval or rejection a proposed amendment to Section 21 of Article 10 of the Constitution of Oklahoma.

1st Reading .....	1094
2nd Reading and to Calendar .....	1143
Considered, Advanced, 3rd Reading, Referred for Engrossment and Motion Lodged .....	1585-1588

## SENATE JOINT RESOLUTION NO. 27—By JOHNSTON.

A Joint Resolution submitting to the people for their approval or rejection a proposed amendment to Section 21 of Article 10 of the Constitution of Oklahoma.

1st Reading .....	1094
2nd Reading and to Calendar .....	1143

## SENATE JOINT RESOLUTION NO. 28—By FIDLER.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 2, of the Constitution of the State of Oklahoma.

1st Reading .....	1141
2nd Reading .....	1175

## SENATE JOINT RESOLUTION NO. 29—By CARMACK.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of Oklahoma amending Section 12 of Article 10, authorizing the Legislature to levy in addition to other taxes a graduated gross production tax.

1st Reading .....	1141
2nd Reading and to Calendar .....	1175

## SENATE JOINT RESOLUTION NO. 30—By TIMMONS, BRIGGS, ALBRIGHT, KING, BUSHYHEAD, WALDREP, NANCE, SPENCER, BURNS and CARMACK.

A Resolution authorizing the establishment of the Oklahoma Commission on interstate co-operation to perfect the participation of this State in the council of State Governments.

1st Reading .....	1289
2nd Reading and to Calendar .....	1295
Advanced .....	1330
Reported Engrossed, 3rd Reading and to House .....	1479-1480

## SENATE JOINT RESOLUTION NO. 31—By JOHNSTON.

A Joint Resolution submitting to the people for their approval or rejection a proposed amendment to Section 21 of Article 10 of the Constitution of Oklahoma.

1st Reading .....	1352
2nd Reading and to Calendar .....	1376

## SENATE JOINT RESOLUTION NO. 32—By FIDLER.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article V, of the Constitution of Oklahoma to be known as Section 41-a of said Article.

1st Reading .....	1375
2nd Reading and to Calendar .....	1412

## Part III

# SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION NO. 1—By CARMACK of the Senate, and BYROM of the House.

A Concurrent Resolution expressing the profound regrets of the people and the Legislature of Oklahoma at the tragic death of one of Oklahoma's most useful and prominent citizens, Colonel Frank Harrison McGregor.

Introduced, Considered, Adopted and Referred for Engrossment .....	61-63
Reported Engrossed and to House .....	98
Referred for Enrollment .....	126-127
Reported Enrolled and to House .....	148
To Secretary of State .....	167

SENATE CONCURRENT RESOLUTION NO. 2—By RORSCHACH, COMMONS, BUSHYHEAD, CURNUTT of the Senate, and BAILEY, JOHNSTON, MARTIN, REED of the House.

A Resolution memorializing His Excellency, Honorable Franklin D. Roosevelt, President of the United States of America on the matter of the development and construction of a certain dam more generally known as the Pensacola dam on Grand River, located between the towns of Pensacola and Ketchum, in northeastern Oklahoma.

Introduced .....	63
Considered, Adopted and Referred for Engrossment .....	97-98
Reported Engrossed and to House .....	103
Referred for Enrollment .....	127
Reported Enrolled and to House .....	148
To Secretary of State .....	167

SENATE CONCURRENT RESOLUTION NO. 3—By NANCE.

A Concurrent Resolution requesting the Supreme Court of the State of Oklahoma to render an advisory opinion on certain constitutional questions concerning the interpretation of Section 58 of Article 5 of the Constitution of the State of Oklahoma.

Introduced, Considered, Adopted and Referred for Engrossment .....	223-225
Reported Engrossed and to House .....	234

SENATE CONCURRENT RESOLUTION NO. 4—By PAUL and CHAMBERLIN.

A Concurrent Resolution adopting an official song of the State of Oklahoma.

Introduced .....	258
Considered, Adopted and Referred for Engrossment.....	267-269
Reported Engrossed and to House .....	278

SENATE CONCURRENT RESOLUTION NO. 5—By BUSHYHEAD, of the Senate, and JOHNSTON, of the House.

- A Concurrent Resolution memorializing Congress to establish a Ground School of Aviation in Connection with the Oklahoma Military Academy at Claremore.

Introduced, Considered, Adopted and Referred for Engrossment .....	258-259
Reported Engrossed and to House .....	271-272
Referred for Enrollment .....	284
Reported Enrolled and to House .....	294
To Secretary of State .....	305

SENATE CONCURRENT RESOLUTION NO. 6—By LOGAN.

- A Resolution authorizing the appointment of Representatives from the State of Oklahoma to attend the Second Interstate Assembly to consider tax policies submitted by the Interstate Commission on conflicting taxation and requiring said Representatives to make recommendations based upon their findings to the Legislature.

Introduced .....	429
Considered .....	430
Stricken .....	589

SENATE CONCURRENT RESOLUTION NO. 7—By BURNS and SPENCER.

- A Concurrent Resolution providing for the Sine Die adjournment of the Regular Session of the Fifteenth Legislature of the Senate and House of Representatives of the State of Oklahoma.

Introduced, Considered and Referred to Committee.....	637-638
---	---------

SENATE CONCURRENT RESOLUTION NO. 8—By LOGAN.

- A Concurrent Resolution fixing the date for a recess of the House of Representatives and Senate for a period of thirty days; providing for the conducting of certain business of the Legislature during said period.

Introduced and Referred to Committee .....	638
--	-----

SENATE CONCURRENT RESOLUTION NO. 9—By TIMMONS.

- A Resolution inviting the Honorable George W. Norris, Senior United States Senator from the State of Nebraska, to address a joint assembly of the Oklahoma Legislature, re the Unicameral System of State Legislature.

Introduced .....	789
Stricken .....	1891

SENATE CONCURRENT RESOLUTION NO. 10—By FIDLER.

- A Concurrent Resolution memorializing and requesting the Congress of the United States to pay to Zoe A. Tilghman, the widow of Wm. (Bill) Tilghman, on account of the killing of said Wm. (Bill) Tilghman, by Federal Prohibition Officer.

Introduced .....	828
Considered, Adopted and Referred for Engrossment.....	944-945



Reported Engrossed and to House .....	968
Referred for Enrollment .....	1369
Reported Enrolled and to House .....	1397
To Secretary of State .....	1442

## SENATE CONCURRENT RESOLUTION No. 11—By JOHNSTON.

A Concurrent Resolution memorializing Congress to remedy the iniquitous sharp practices of commercial corporations in their business methods as to inter-state relationships, and to re-write the law as to removal of causes to accord to the spirit of the United States Constitution.

Introduced .....	842
Considered, Adopted and Referred for Engrossment .....	843-845
Reported Engrossed and to House .....	897

## SENATE CONCURRENT RESOLUTION NO. 12—By BURNS and THOMAS.

A Resolution condemning all places of business in the State of Oklahoma who mistreat the American Indians or refuse to extend the same courtesies as are extended to other citizens.

Introduced, Adopted and Referred for Engrossment.....	907-908
Reported Engrossed and to House .....	922

## SENATE CONCURRENT RESOLUTION NO. 13—By HUTCHINSON, ALBRIGHT, BRIGGS, BROADDUS, BURNS, BUSHYHEAD, CARLILE, CARMACK, CHAMBERLIN, COMMONS, CURNUTT, DUFFY, FIDLER, FISCHL, GARVIN, GEORGE, HILL, HOWSLEY, IVESTER, JOHNSTON, JONES, KING, LOGAN, LOWRANCE, MacDONALD, NANCE, NICHOLS, PAUL, PUGH, RAY, RINEHART, RITZHAUPT, RORSCHACH, SOWARDS, SPENCER, STEWART, TAYLOR, THOMAS, TIMMONS, WALDREP, WHITAKER, WILBANKS, WILLIS, and WRIGHT of the Senate, and PUGH, TAYLOR, PHILLIPS (Okfuskee), DOTY, MORTON, O'NEILL, PHILLIPS of Pawnee, ULMARK, WILDER and WRIGHT of the House.

A Resolution expressing regret at the death of former senator Dave Powers, admiration and respect for his life and works as a citizen and public official, and sympathy for his bereaved family.

Introduced, Considered, Adopted and Referred for Engrossment .....	1089-1090
Reported Engrossed and to House .....	1107
Referred for Enrollment .....	1211
Reported Enrolled and to House .....	1266
To Secretary of State .....	1323

## SENATE CONCURRENT RESOLUTION NO. 14—By ALBRIGHT and FIDLER.

A Concurrent Resolution designating and naming a certain public building in the State of Oklahoma.

Introduced .....	1192
Considered, Adopted and Referred for Engrossment.....	1299
Reported Engrossed and to House .....	1306
Referred for Enrollment .....	1369
Reported Enrolled and to House .....	1373
To Secretary of State .....	1407

## SENATE CONCURRENT RESOLUTION NO. 15—By COMMONS, NICHOLS and SPENCER.

A Resolution commending Lieutenant W. J. Sterrett, Robert Worth,

John Butler, and Ed White for their activity in apprehending automobile thieves in and around the State Capitol, and declaring an emergency.

Introduced ..... 1192

SENATE CONCURRENT RESOLUTION NO. 16—By RITZHAUPT, of the Senate, and Allen of the House.

A Concurrent Resolution ordering a Semi-Centennial Celebration of the opening of Oklahoma for settlement; and making Guthrie as the official city for such celebration.

Introduced, Considered, Adopted and Referred for Engrossment ..... 1291-1292

Reported Engrossed and to House ..... 1321

Referred for Enrollment ..... 1369

Reported Enrolled and to House ..... 1373

To Secretary of State ..... 1407

## Part IV

# SENATE RESOLUTIONS

---

### SENATE RESOLUTION NO. 1—By RITZHAUPT.

A Resolution authorizing and directing the Education Committee of the Senate to investigate the actions of the Oklahoma Textbook Commission in connection with their textbook adoptions, as provided for in House Bill No. 121, passed by the Fourteenth Legislature, to determine whether the law was followed in these adoptions, or favoritism shown, or the interest of the public not protected by the Commission in making the adoptions, and any other various and sundry matters pertaining to the Textbook adoptions; authorizing the subpoena of witnesses, providing for necessary expense and requiring said Committee to report its findings to the Senate of the State of Oklahoma for action thereon.

Introduced .....	99
Considered and Referred to Committee .....	118-119
Committee Report .....	976

### SENATE RESOLUTION NO. 2—By GARVIN, NANCE, PUGH, FISCHL, RAY and GEORGE.

A Resolution expressing regret at the death of Mrs. Claud Spencer, of Norman, Oklahoma, mother of our beloved colleague, Gerald Spencer; extending the sympathy of the members of the Senate of the Fifteenth Legislature to the bereaved family, authorizing the President of the Senate to appoint a Committee of five members to attend the funeral, and directing the Secretary of the Senate to arrange for a suitable floral offering.

Introduced, Considered, Adopted and Referred for Engrossment .....	102-103
Reported Engrossed and Referred for Enrollment .....	117
Reported Enrolled and to Secretary of State .....	127

### SENATE RESOLUTION NO. 3—By JONES.

A Resolution expressing regret at the death of George H. Davis, of Stillwater, Oklahoma, member of the House of Representatives from Payne County; extending the sympathy of the members of the Senate of the Fifteenth Legislature to the bereaved family; authorizing the President of the Senate to appoint a Committee of five members to attend the funeral, and directing the Secretary of the Senate to arrange for a suitable floral offering.

Introduced, Considered, Adopted and Referred for Engrossment .....	125-126
Reported Engrossed and Referred for Enrollment .....	178
Reported Enrolled and to Secretary of State .....	183



## SENATE RESOLUTION NO. 4—BY COMMITTEE ON MILITARY AFFAIRS.

A Resolution authorizing and directing the Committee on Military affairs to make a study and investigation of all matters necessary in the preparation and writing of a military code for the State of Oklahoma, to hold hearings and to employ a committee secretary in connection thereof.

Introduced, Considered, Adopted and Referred for Engrossment .....	158-159
Reported Engrossed and Referred for Enrollment .....	176
Reported Enrolled and to Secretary of State .....	183

## SENATE RESOLUTION NO. 5—By NICHOLS, COMMONS, SOWARDS and CHAMBERLIN.

A Resolution expressing faith in the financial policy of Honorable E. W. Marland, Governor of the State of Oklahoma, and Condemning the conduct of certain bankers and the Oklahoma City Clearing House Association of the State of Oklahoma.

Introduced, Considered, Adopted and Referred for Engrossment .....	291-293
Reported Engrossed and Referred for Enrollment .....	300
Reported Enrolled and to Secretary of State .....	311

## SENATE RESOLUTION NO. 6—By BURNS, TAYLOR, NICHOLS, PUGH and ALBRIGHT.

Asking information as to large land owners in this State.

Introduced .....	294
Considered, Adopted and Referred for Engrossment .....	383-384
Reported Engrossed and Referred for Enrollment .....	391
Reported Enrolled and to Secretary of State .....	401

## SENATE RESOLUTION NO. 7—By WHITAKER, BROADDUS and WRIGHT.

A Resolution authorizing and directing the President of the Senate to appoint a Special Committee to investigate the administration of the University Hospital and all Officers and Departments responsible for, or interested in the administration thereof; authorizing the subpoenaing of witnesses and the employment of necessary aid, and authorizing the exercise of the power to punish for contempt; requiring said Committee to report said findings to the Senate for its action thereon.

Introduced .....	342
Considered, Adopted and Referred for Engrossment .....	405-406
Reported Engrossed and Referred for Enrollment .....	421
Reported Enrolled and to Secretary of State .....	435

## SENATE RESOLUTION NO. 8—By GARVIN TAYLOR, MacDONALD, FISCHL and WILBANKS.

A Resolution authorizing and directing the President of the Senate to appoint a special committee to attend a conference called by Governor E. W. Marland, at Dallas, Texas, on February 15, 16 and 17, 1935, for the purpose of meeting with the Governors of other oil states or their representatives for the purpose of considering an oil states compact and other matters pertaining to the oil industry.

Introduced, Considered, Adopted and Referred for Engrossment .....	418
--	-----

Reported Engrossed and Referred for Enrollment.....	425
Reported Enrolled and to Secretary of State .....	443

## SENATE RESOLUTION NO. 9—By LOGAN.

A resolution authorizing the investigation of the delay in the issuance of salary warrants to maintenance workers in the State Highway Commission.

Introduced .....	733
Considered and Referred to Committee .....	758-759

## SENATE RESOLUTION NO. 10—By LOGAN, CARLILE, STEWART, MacDONALD, BRIGGS, BROADDUS, WHITAKER, BUSHYHEAD and COMMONS.

A Resolution expressing the regrets of the State Senate at the death of M. P. Hammond, President of the Northeastern State Teachers' College at Tahlequah.

Introduced, Considered, Adopted and Referred for Engrossment .....	794-795
Reported Engrossed and Referred for Enrollment.....	820
Reported Enrolled and to Secretary of State .....	824

## SENATE RESOLUTION NO. 11—By RAY and JONES.

A Resolution authorizing and directing the President of the Senate to appoint a special committee to investigate the administration of the Eastern Oklahoma Hospital for the Insane located at Vinita, Oklahoma, and all officials, employees and departments thereof responsible for or interested in the administration thereof; authorizing the subpoenaing of witnesses and authorizing the exercise of the power to punish for contempt; providing for the necessary traveling expenses for said committee, and requiring said committee to report said findings to the Senate for its action thereon.

Introduced .....	995
Stricken .....	1362

## SENATE RESOLUTION NO. 12—By WHITAKER and HUTCHINSON.

A Resolution expressing appreciation of the services rendered in promoting international understanding and friendship by Dr. Ricardo J. Alfaro, former President of the Republic of Panama, and now Envoy Extraordinary and Minister Plenipotentiary to the United States; thanking him for his visit to Oklahoma and inviting him to attend a session of the Senate.

Introduced, Considered, Adopted and Referred for Engrossment .....	1008-1009
Reported Engrossed and Referred for Enrollment.....	1046
Reported Enrolled and to Secretary of State .....	1063

## SENATE RESOLUTION NO. 13—

Account error in numbering, no S. R. 13.

## SENATE RESOLUTION NO. 14—By TIMMONS, ALBRIGHT, FISCHL, MacDONALD, HUTCHINSON and TAYLOR.

A Resolution expressing regret at the passing of J. F. Kirkpatrick, a pioneer citizen of Oklahoma.

Introduced, Considered, Adopted and Referred for Engrossment .....	1095-1096
--	-----------

Reported Engrossed and Referred for Enrollment.....	1107
Reported Enrolled and to Secretary of State .....	1132

## SENATE RESOLUTION NO. 15—By WHITAKER, BRIGGS and WRIGHT.

A Resolution expressing regret at the death of Miss Martha Broadus, of Kansas City, Missouri, sister of our beloved colleague, Bower Broadus; extending the sympathy of the members of the Senate of the Fifteenth Legislature to the bereaved family; authorizing the President of the Senate to appoint a Committee of five members to attend the interment in Fairlawn, and directing the Secretary of the Senate to arrange for a suitable floral offering.

Introduced, Considered, Adopted and Referred for Engrossment .....	1106
Reported Engrossed and Referred for Enrollment.....	1142
Reported Enrolled and to Secretary of State .....	1163

## SENATE RESOLUTION NO. 16—By BURNS and THOMAS.

A Resolution expressing regret at the death of Mr. W. G. Capps, of Mountain Park, Oklahoma, member of the State Banking Board, extending the sympathy of the members of the Senate of the 15th Legislature to the bereaved family.

Introduced, Considered, Adopted and Referred for Engrossment .....	1166
Reported Engrossed and Referred for Enrollment .....	1184
Reported Enrolled and to Secretary of State .....	1266

## SENATE RESOLUTION NO. 17—By PAUL, JOHNSTON, NANCE, COMMONS and GEORGE.

## SCOTT A. FERRIS

## AN OFFERING, A TRIBUTE, AND A MEMORIAL

Introduced, Considered, Adopted and Referred for Engrossment .....	1297-1299
Reported Engrossed and Referred for Enrollment.....	1331
Reported Enrolled and to Secretary of State .....	1346

## SENATE RESOLUTION NO. 18—By NICHOLS, JOHNSTON, KING, ALBRIGHT, WHITAKER, LOGAN, COMMONS and WALDREP.

A Resolution requesting the Oklahoma delegation in Congress to oppose the enactment of Senate Bill No. 2047 now pending in the Congress of the United States, in its present form.

Introduced, Considered, Adopted and Referred for Engrossment .....	1327-1329
Reported Engrossed and Referred for Enrollment.....	1352
Reported Enrolled and to Secretary of State .....	1373

## SENATE RESOLUTION NO. 19—By SPENCER, PUGH, GARVIN NANCE, NICHOLS, PAUL, COMMONS and HUTCHINSON.

A Resolution expressing regret at the death of former Senator W. M. Stacey, admiration and respect for his life and works as a citizen and public official, and sympathy for his bereaved family.

Introduced, Considered, Adopted and Referred for Engrossment .....	1329
Reported Engrossed and Referred for Enrollment .....	1346
Reported Enrolled and to Secretary of State .....	1373



## SENATE RESOLUTION NO. 20—By NICHOLS, WILBANKS, WHITAKER, MacDONALD, CURNUTT and HUTCHINSON.

A Resolution requesting the President of the United States, the Secretary of War, and the members of the Senate and House of Representatives of Congress of the United States to make available to the several states Federal funds to be used in the construction of armories necessary for the training of the National Guard and for the security and protection of Federal property issued to the National Guard.

Introduced, Considered, Adopted and Referred for Engrossment .....	1492-1493
Reported Engrossed and Referred for Enrollment .....	1513
Reported Enrolled and to Secretary of State .....	1557

## SENATE RESOLUTION NO. 21—By PAUL.

A Resolution to require the State Examiner and Inspector to audit the office of State Auditor as to all matters pertaining to the enforcement of Chapter 189 of the Session Laws of 1933.

Introduced, Considered, Adopted and Referred for Engrossment .....	1502-1503
Reported Engrossed and Referred for Enrollment .....	1513
Reported Enrolled and to Secretary of State .....	1557

## SENATE RESOLUTION NO. 22—By JONES, CHAMBERLIN and PAUL.

A Resolution expressing the regrets of the Oklahoma State Senate at the death of John Murray, member of the faculty of the Oklahoma Agricultural and Mechanical College at Stillwater.

Introduced, Considered, Adopted and Referred for Engrossment .....	1707-1708
Reported Engrossed and Referred for Enrollment .....	1768
Reported Enrolled and to Secretary of State .....	1868

## SENATE RESOLUTION NO. 23—By CURNUTT and FIDLER.

A Resolution expressing the regret of the Oklahoma State Senate of the death of Dr. R. L. Hall, of Pawhuska, Oklahoma.

Introduced, Considered, Adopted and Referred for Engrossment .....	1784-1785
Reported Engrossed and Referred for Enrollment .....	1828
Reported Enrolled and to Secretary of State .....	1868

## SENATE RESOLUTION NO. 24—By PAUL, BROADDUS and MacDONALD.

A Resolution requesting the Honorable Governor of the State of Oklahoma to appoint a special attorney without pay to bring suit for and in behalf of the school children of the State of Oklahoma and in the name of the State of Oklahoma, and to take such appropriate action or proceedings to enforce the laws of the State of Oklahoma, and particularly to collect from said officials and their bondsmen any sums found due.

Introduced, Considered, Adopted and Referred for Engrossment .....	1904
Reported Engrossed and Referred for Enrollment .....	1914
Reported Enrolled and to Secretary of State .....	1929

## SENATE RESOLUTION NO. 25—By RITZHAUPT and WHITAKER.

A Resolution commending the President of the United States for his efforts to effect recovery in the United States, and expressing

confidence in the President's program for the vitalization of recovery legislation.

Introduced, Considered, Adopted and Referred for Engrossment .....	2010-2011
Reported Engrossed and Referred for Enrollment .....	2047
Reported Enrolled and to Secretary of State .....	2099

SENATE RESOLUTION NO. 26—By IVESTER, et al.

A Senate Resolution requesting that the Congress of the United States without further delay enact into law the Thomas-Massingale cost of production marketing Bill S. 1220 and H. R. 4298.

Introduced, Considered, Adopted and Referred for Engrossment .....	2011-2012
Reported Engrossed and Referred for Enrollment .....	2047
Reported Enrolled and to Secretary of State .....	2099

SENATE RESOLUTION NO. 27—By FISCHL and LOWRANCE.

A Resolution commending and approving the erection of a monument to the memory of Colonel Sidney Suggs, first highway commissioner of the State of Oklahoma and pioneer road builder.

Introduced, Considered, Adopted and Referred for Engrossment .....	2119-2120
Reported Engrossed and Referred for Enrollment .....	2142
Reported Enrolled and to Secretary of State .....	2202

SENATE RESOLUTION NO. 28—By STEWART.

A Resolution presenting the President Pro Tempore of the Senate of the Fifteenth Legislature of Oklahoma, Typewriter, Desk and chairs in his office.

Introduced, Considered, Adopted and Referred for Engrossment .....	2200-2201
Reported Engrossed and Referred for Enrollment .....	2221
Reported Enrolled and to Secretary of State .....	2233

SENATE RESOLUTION NO. 29—By STEWART.

A Resolution to present the majority floor leader of the Senate of the State of Oklahoma of the Fifteenth Legislature, desk and chair used by him in his office during regular session of the Fifteenth Legislature of the State of Oklahoma.

Introduced, Considered, Adopted and Referred for Engrossment .....	2201-2202
Reported Engrossed and Referred for Enrollment .....	2216
Reported Enrolled and to Secretary of State .....	2221

SENATE RESOLUTION NO. 30—By NICHOLS.

A Resolution presenting to Senator Paul Stewart, President Pro Tempore of the Senate of the Fourteenth Legislature of the State of Oklahoma the roll top desk and swivel chair used by him as President Pro Tempore of the State Senate of the Fourteenth Legislature of the State of Oklahoma.

Introduced, Considered, Adopted and Referred for Engrossment .....	2202
Reported Engrossed and Referred for Enrollment .....	2221
Reported Enrolled and to Secretary of State .....	2233

## Part V

# SENATE RECORD OF HOUSE BILLS

---

HOUSE BILL NO. 1—By SULLIVAN, CAMPBELL, FRAZIER, TWIDWELL, SPEAR, COOK, ALLEN, PUGH, KING, BOGGS, HOWELL, HUNT of Pittsburg, TRAW, STANDRIDGE, O'BRIEN, and BREWER.

An Act appropriating the sum of seventy-nine hundred dollars for the purpose of repairing the library building of the Southeastern State Teachers' College to be used and expended by the Board of Control of said college, and declaring an emergency.

1st Reading .....	165-166
2nd Reading .....	180
Committee Report .....	235
Re-referred to Committee .....	263
Committee Report .....	761
Considered, Advanced, 3rd Reading and to House .....	789-791
4th Reading .....	826

HOUSE BILL NO. 2—By COOK, COE and WELCH.

An Act authorizing the Governor or his representative to meet with representatives of Governors of other oil producing states and of the United States, for the purpose of agreeing upon an interstate compact for the purpose of (1) making findings and determinations as to the demands for production, withdrawal from storage and importation of petroleum and the portion thereof allowable to each of such states, (2) voluntary regulations of production in each of such states by its own laws, and (3) formulations and recommendation of uniform conservation and tax laws to each state, and providing further that such compact shall bind the State of Oklahoma only upon certain specified conditions, and declaring an emergency.

1st Reading .....	218-219
2nd Reading and to Calendar .....	225
Committee Report .....	236
Considered, Advanced, 3rd Reading and to House .....	240-242
4th Reading .....	249

HOUSE BILL NO. 3—By MYERS.

An Act requiring persons engaged in conducting paleontological or Archaeological excavations or explorations in this State to secure a permit therefor from the director of the museum of vertebrate paleontology of the University of Oklahoma and from the county superintendent of public instruction of the county wherein such excavations or explorations are to be made, conditioned upon the donation to some museum of anthropology and paleontology within this State approved by the director of said museum of vertebrate paleontology, of one-half of the discoveries made by virtue



of such explorations or excavations; prescribing penalties for violation of this Act, and declaring an emergency.

1st Reading .....	1052
2nd Reading and to Calendar .....	1070
Considered, Advanced, 3rd Reading and to House .....	1136-1138
4th Reading .....	1209

HOUSE BILL NO. 4—By BAILEY, JOHNSTON, FRAZIER, TWIDWELL, RAWLS, WOOTEN, WELCH, COX, REED, PHILLIPS of Pawnee, O'NEILL, ULMARK, HUEY, LONG, COLEMAN and TRAW.

An Act abolishing run-off primary elections in this State; repealing Sections 2 to 7 inclusive, Chapter 24, Article 1, Session Laws 1929, and Sections 4, 5 and 9, Article 111, Chapter 29, Session Laws 1931, amending Section 2, Article 1, Chapter 29, Session Laws 1931, and Sections 3, 8 and 11, Article 111, Chapter 29, Oklahoma Session Laws 1931, and declaring an emergency.

1st Reading .....	333
2nd Reading .....	371
Committee Report .....	481
Withdrawn and to Committee .....	534
Committee Report .....	554
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	585-589
Reported Engrossed and to House .....	595
House Rejects Senate Amendments; Requests Conference, Naming Conferees .....	663-664
Senate Grants Conference and Names Conferees .....	664
Conference Committee Report Submitted and Consideration Deferred .....	774-776
Conference Committee Report Adopted, Bill as Amended thereby Falls of Passage .....	783-784
Vote Reconsidered by which Bill Failed to Pass .....	824
Bill, as Amended in Conference, Passed and to House .....	824-825
4th Reading .....	880
House Fails to Pass Bill over Veto by Governor .....	1064-1065
Governor's Veto .....	1065-1066

HOUSE BILL NO. 12—By CHAMBERS.

An Act authorizing banks, savings banks, trust companies, life insurance companies, fire insurance companies, mutual casualty insurance companies, and other insurance companies and investment companies, building and loan associations, trustees, guardians, executors, administrators, and other fiduciaries, the State of Oklahoma and cities, villages and other political subdivisions, and all other corporations, associations and persons, subject to the laws of this State, to make mortgage loans which are insured pursuant to the National Housing Act, and to invest in such mortgages and in obligations of national mortgage associations; and declaring an emergency.

1st Reading .....	165-166
2nd Reading .....	180
Committee Report .....	191-192
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	203-205
Reported Engrossed and to House .....	207
Senate Amendments Concurred in .....	219
4th Reading .....	219-220

HOUSE BILL NO. 15—By PHILLIPS of Okfuskee, REED, HUNT of

Osage, COOK, BEAMAN, COX, WINGO, MUNGER, HUEY, SADLER and others.

An Act relating to the waiver, releasing and rebating of penalties, interest and costs on certain ad valorem taxes on real and personal property in this State, prescribing the duties of the County Treasurers of this State relating thereto; providing, that if any section or portion thereof of this Act shall be held to be unconstitutional, same will not affect, impair or invalidate other provisions thereof, and declaring an emergency.

1st Reading .....	206
2nd Reading and to Calendar .....	209-210
To Special Committee .....	210
Considered and Referred to Special Committee .....	294
House Special Committee Appointed .....	334

#### HOUSE BILL NO. 16—By ALLEN.

An Act amending Section 6005, Oklahoma Statutes, 1931, relating to the disposition of fees collected for fishing and hunting privileges on property owned by incorporated cities or towns, and declaring an emergency.

1st Reading .....	1259
2nd Reading .....	1271
Committee Report .....	1515
Advanced .....	1824
Reported Engrossed .....	2063
3rd Reading and to House .....	2078-2079
House Concurs in Senate Amendments and Passes Bill .....	2238
4th Reading .....	2262

#### HOUSE BILL NO. 21—By HANKLA of the House and WILLIS of the Senate.

An Act amending Section 6604, Oklahoma Statutes, 1931, relating to the Nomination and Election of City Marshals and Street Commissioners in Cities Situated in Two Counties, and declaring an emergency.

1st Reading .....	296
2nd Reading .....	301
Withdrawn and to Calendar .....	821
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	894-895
Reported Engrossed and to House .....	901
4th Reading .....	958-959

#### HOUSE BILL NO. 24—By ABERNATHY of Pottawatomie, CAREY, WILLIAMS, MUNGER, MUNSON, HUEY, COOK, REED, DEATON, COE, STOKES, HOWELL, HUSER, SADLER, TRAW, MARTIN, WRIGHT of Beaver, FREEMAN, WHITAKER, BROWN, COUCH, HAYNES, BILLINGS, SPENCER, DAVIS, BECK, MORSE, MAUK, BREWER, BOGGS, HUNT of Osage, STANDRIDGE, FRAYER, SPEAR, WORTHINGTON, FRAZIER, CARMICHAEL, DOGGETT, ROBERTS, WELCH, ALLEN and PHILLIPS of Pawnee, of the House and KING of the Senate.

An Act requiring licenses for the operation, maintenance, opening or establishing of stores in this State; prescribing the license and filing fees to be paid therefor; providing further that the revenue collected hereunder, less expenses for collection and enforcement, shall be placed to the credit of the general revenue fund for the

purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and making appropriations therefor; prescribing penalties; repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	601
2nd Reading .....	610
Committee Report .....	1191
Stricken .....	1971

HOUSE BILL NO. 27—By CHAMBERS of the House, and TIMMONS of the Senate.

An Act amending Sections 6527 and 6528 of Oklahoma Statutes, 1931 (being 14 and 15, respectively, of Chapter 199, Session Laws of 1919), relating to commitment and imprisonment of persons convicted in municipal courts, and declaring an emergency.

1st Reading .....	1552
2nd Reading and to Calendar .....	1562
Advanced .....	1843
3rd Reading and to House .....	2102-2103
4th Reading .....	2186

HOUSE BILL NO. 29—By ABERNATHY of Pottawatomie, ABERNETHY, of Harmon, CAREY, FRAZIER, FREEMAN, HOYT, JONES, MUNSON and SPENCER.

An Act amending Sections 12527, 12535 and 12536, Oklahoma Statutes, 1931, levying an excise tax on gasoline; providing for the apportionment of the revenue derived from the excise tax on gasoline; creating a rural highway improvement fund; allocating money to such rural highway improvement fund; providing for the expenditure of such fund by the County Commissioners of the several counties of Oklahoma; repealing all Sections in conflict herewith.

1st Reading .....	785
2nd Reading .....	800
Committee Report .....	1197
Motion Lodged to Reconsider Vote by which Committee Report Adopted .....	1212
Vote Reconsidered and Referred to Special Committee .....	1605
House Requested to Appoint Committee to Work with Senate Committee .....	1612
House Appoints Special Committee .....	1648-1649
Withdrawn and Re-referred to Special Committee .....	1823
House Grants Request and Appoints Special Committee .....	1846
House Appoints Additional Conferees .....	1870-1871
Special Committee Report Submitted, Adopted, Bill Advanced, 3rd Reading and Referred for Engrossment .....	1879-1882
Reported Engrossed and to House .....	1882
House Concurs in Senate Amendments and Passes Bill .....	1899
4th Reading .....	2000

HOUSE BILL NO. 33—By HUEY, MORSE, MARTIN and MUNSON.

An Act amending Section 2250, Oklahoma Statutes, 1931, relating to kidnaping for reward, providing punishment by death; making it a felony to participate, receive or possess ransom moneys or value received from kidnaping, providing severing clause, repealing all laws in conflict, and declaring an emergency.

1st Reading .....	226
2nd Reading .....	239
Committee Report .....	245-246



Considered, Advanced, 3rd Reading and Referred for Engrossment .....	466-467
Reported Engrossed and to House .....	480
House Concurs in Senate Amendments and Passes Bill .....	511
4th Reading .....	521-522
Enrolled Copy Returned for Correction of Date of Senate Amendments .....	529-530
Senate Amendments Reported Correctly Engrossed and to House .....	542
4th Reading .....	591

## HOUSE BILL NO. 36—By MUNSON and JOHNSON of Comanche.

An Act authorizing the construction and equipment of dormitories on the campus of the Cameron State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Cameron State Agricultural College dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; and declaring an emergency.

1st Reading .....	166
2nd Reading and to Calendar .....	180
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	192, 201-203
Reported Engrossed and to House .....	207
Senate Amendments Rejected and Conference Requested .....	226-227
Senate Grants Conference and Names Conferees .....	227
House Conferees Appointed .....	240
Conference Committee Report Submitted, Adopted, Bill Passed as Amended Thereby and to House .....	260-262
4th Reading .....	283

## HOUSE BILL NO. 38—By COX, EASON, ABERNETHY of Harmon, WINGO, PAULS, TWIDWELL, MAUK, ARMSTRONG, HOWELL, WILLIAMS, WORTHINGTON, COUCH, WHITAKER, MARTIN, LARASON, CAMPBELL, SPECK, HOGG, TRAW, DOGGETT, DOTY, HANKLA, JONES and BECK of the House, and CHAMBERLIN, HOWSLEY and NICHOLS of the Senate.

An Act amending Section 12527, Oklahoma Statutes, 1931, and Sections 12576 and 12577, Oklahoma Statutes, 1931; relating to motor fuel or gasoline excise tax, agricultural exemptions and refunds; providing the time of refund and providing a penalty for violation of this Act, and declaring an emergency.

1st Reading .....	512
2nd Reading and to Calendar .....	524
Referred to Special Committee .....	528
Special Committee Report .....	594
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	612-616
Reported Engrossed and to House .....	638
House Rejects Senate Amendments, Requests Conference, Naming Conferees .....	718-719
Senate Grants Conference and Names Conferees .....	719
House Rescinds Action and Concurs in Senate Amendments, Passing Bill as Amended .....	736-737
Vote Reconsidered by which Conference was Granted and Conferees Appointed .....	737
4th Reading .....	776

## HOUSE BILL NO. 39—By WHITT, HUNT of Pittsburg, BYROM and BOGGS.

An Act providing for the payment by the State of the cost of criminal prosecution conducted in any county of this State for violation of any criminal law committed by any inmate of any penal institution of this State; providing that such payment shall be out of any funds available for the support and maintenance of the institution of which the person committing such crime is an inmate, and declaring an emergency.

1st Reading .....	419
2nd Reading .....	429
Committee Report .....	573
Considered, Advanced, 3rd Reading and to House .....	601-603
4th Reading .....	633-634

## HOUSE BILL NO. 42—By GREGORY and BYROM.

An Act relating to the County Fair Funds of Counties; providing that any cash surplus therein in excess of the estimated needs for the current fiscal year may be used to pay any outstanding warrants of any previous fiscal year issued against said fund; repealing conflicting laws, and declaring an emergency.

1st Reading .....	580
2nd Reading .....	597
Withdrawal and to Calendar .....	667
Considered, Advanced, 3rd Reading and Roll Call on Emergency Deferred .....	698-699
Roll Call on Emergency and Referred for Engrossment .....	700
Reported Engrossed and to House .....	709
4th Reading .....	827

## HOUSE BILL NO. 43—By MONTGOMERY.

An Act relating to evidence offered by defendant in criminal cases to establish an alibi; providing for notice thereof to the County Attorney, or in the event of failure to give such notice, the court may continue said case for investigation upon motion of County Attorney.

1st Reading .....	243
2nd Reading .....	251
Committee Report .....	622
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	699, 992-993
Reported Engrossed and to House .....	1016
House Concurs in Senate Amendments .....	1138-1139
4th Reading .....	1168

## HOUSE BILL NO. 45—By COMMITTEE ON REVENUE and TAXATION.

An Act levying a stamp tax on the sale of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expenses for collection, enforcement and purchase of stamps and refunds, shall be placed to the credit of the General Revenue Fund for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refunds and making appropriations therefor; pre-

scribing penalties; repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	248
2nd Reading .....	260
Committee Report and Made Special Order .....	271
Considered, Advanced, 3rd Reading and to House .....	289-290
4th Reading .....	305-306

**HOUSE BILL NO. 46—By HUEY, MORSE, MORROW, BAILEY, SCHWOERKE, HOGG, SADLER, FREEMAN, GOODWIN, WINGO, BECK, ABERNATHY and WYLY.**

An Act providing for the reporting of treatment of wounds caused by firearms, by hospitals, sanitariums, physicians and other persons in charge of such institutions, and providing the penalty and declaring an emergency.

1st Reading .....	216
2nd Reading .....	225
Committee Report .....	246
Re-referred to Committee .....	297
Committee Report .....	673
Considered .....	2226
Stricken .....	2298

**HOUSE BILL NO. 49—By EASON.**

An Act amending Section 6389 of the Compiled Oklahoma Statutes, 1931, relating to the licensing of photographers, photographers' agents and solicitors.

1st Reading .....	226
2nd Reading .....	239
Committee Report .....	838
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	999-1000
Reported Engrossed and to House .....	1016
House Concurs in Senate Amendments .....	1138-1139
4th Reading .....	1184

**HOUSE BILL NO. 53—By BRUCE, HUEY and GIBBONS.**

An Act relating to the licensing of operators and chauffeurs of motor vehicles; defining motor vehicles; defining operators and chauffeurs; providing for issuance of licenses to operators and chauffeurs and prescribing the fee therefor and method of securing such licenses; providing for the collection of such fee and disposition of same; prescribing the individual and/or joint liability of certain persons violating the provisions of this Act, prohibiting the operations of motor vehicles except in accordance with the provisions of this Act; providing for the suspension and revocation of licenses issued pursuant hereto; prescribing penalties for the violation of this and other Acts, and declaring an emergency.

1st Reading .....	980
2nd Reading .....	1006
Committee Report and Made Special Order .....	1191
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1354-1362
Reported Engrossed and to House .....	1382
House Rejects Senate Amendments, Requests Conference, Naming Conferences .....	1433
Senate Grants Conference and Defers Appointment of Con-	



ferrees .....	1433
Senate Conferees Appointed .....	1444

## HOUSE BILL NO. 55—By THE COMMITTEE ON SOLDIERS' RELIEF.

An Act making appropriation for the salaries, operation and maintenance of the Soldiers' Tubercular Sanatorium, and declaring an emergency.

1st Reading .....	825
2nd Reading .....	843
Committee Report .....	922
Considered and Advanced .....	985
3rd Reading and to House .....	1015-1016
4th Reading .....	1099-1100

## HOUSE BILL NO. 56—By GIBBONS.

An Act amending Section 9704, Oklahoma Statutes, 1931, relating to the taking of acknowledgments, providing for the taking of acknowledgments relating to military business of the State before officers in charge of summary courts-martial, and declaring an emergency.

1st Reading .....	848
2nd Reading .....	874
Withdrawn and to Calendar .....	926
Advanced .....	940
3rd Reading and to House .....	998-999
4th Reading .....	1017

## HOUSE BILL NO. 59—By COX and STOKES.

An Act authorizing the Board of County Commissioners in each county having a population of less than ten thousand to appoint a cattle brand inspector; defining his powers and duties; making it unlawful to drive to, or ship from any such county any cattle until same have been inspected by said brand inspector, evidenced by proper certificate; prescribing a compensation of said inspector and declaring it an emergency.

1st Reading .....	166
2nd Reading .....	180
Committee Report .....	385
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	487-489
Reported Engrossed and to House .....	493-494
House Rejects Senate Amendments; Requests Conference, Naming Conferees .....	498
Senate Grants Conference and Names Conferees .....	498
Conference Committee Report Submitted, Adopted, Bill Passed as Amended thereby, and to House .....	913-916
4th Reading .....	982

## HOUSE BILL NO. 60—By DAVIS and BRUCE.

An Act providing for the deposit of public funds without collateral up to amount insured by the Federal Deposit Insurance Corporation, and declaring an emergency.

1st Reading .....	1028
2nd Reading .....	1033
Committee Report .....	1213
Advanced .....	1292
3rd Reading and Referred for Engrossment .....	1314-1315
Notice Lodged .....	1315

Notice Withdrawn .....	1382
Reported Engrossed and to House .....	1397
Senate Amendments Concurred in, Bill Passed as Amended ..	1434
4th Reading .....	1473

HOUSE BILL NO. 62—By PAULS of the House, and HOWSLEY of the Senate.

An Act amending Section 5925, Oklahoma Statutes, 1931, relating to the transfer of surplus in the sinking funds of counties, cities, towns, townships and school districts; providing for the transfer of surplus in the sinking fund of townships in counties with a population of less than 8,000 population to the general funds of the county, and declaring an emergency.

1st Reading .....	990
2nd Reading .....	1006
Committee Report .....	1121
Considered, Advanced, 3rd Reading and to House .....	1221-1222
4th Reading .....	1263

HOUSE BILL NO. 65—By COE and MAUK.

An Act amending Section 1, Chapter 126, Oklahoma Session Laws, 1933, and providing that the excise tax levied in said Section shall not apply to gasoline sold, or stored and distributed, or withdrawn from storage, within this State, to be used by airplanes or other aircraft, and declaring an emergency.

1st Reading .....	1576
2nd Reading and to Calendar .....	1607
Referred to Committee .....	1668

HOUSE BILL NO. 67—By WELCH and FRAZIER.

An Act amending Section 6778, Oklahoma Statutes, 1931, relating to the appeal of decisions, of County Superintendent in matters affecting boundaries of school districts, or the membership of school boards, and declaring an emergency.

1st Reading .....	1053
2nd Reading .....	1070
Committee Report and Re-referred .....	1168-1169
Committee Report .....	1176
Stricken .....	2145

HOUSE BILL NO. 68—By BARNETT.

An Act requiring the giving of a bond on all public works, repealing all Acts in conflict herewith, and declaring an emergency.

1st Reading .....	1471
2nd Reading and to Calendar .....	1482
Advanced .....	1844
Indefinitely Postponed .....	2101

HOUSE BILL NO. 69—By MONTGOMERY.

An Act amending Section 862, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace.

1st Reading .....	899
2nd Reading .....	922
Committee Report .....	1226
Advanced .....	1843
3rd Reading and to House .....	1997-1998
4th Reading .....	2031

## HOUSE BILL NO. 71—By WINGO, BOGGS and MAUK.

An Act providing for the payment by the Counties of this State, of the premium on all surety bonds required by law to be executed by any County Officer or his deputy

1st Reading .....	590
2nd Reading .....	597
Committee Report .....	867
Considered, Advanced, 3rd Reading and to House .....	890-891
4th Reading .....	917

## HOUSE BILL NO. 73—By FREEMAN and GOODWIN.

An Act repealing Sections 4021 to 4029, inclusive, of the Oklahoma Statutes, 1931, abolishing all County Court Districts in Garvin County, Oklahoma, providing for one district and terms of County Court therein, requiring all books and records of County Court District to be delivered to the Court Clerk of said County, providing for the future disposal of all cases now pending in said district, and declaring an emergency.

1st Reading .....	206
2nd Reading and to Calendar .....	210
Referred to Committee .....	228
Withdrawn, to Calendar and Advanced .....	385
3rd Reading and to House .....	436-437
4th Reading .....	485-486

## HOUSE BILL NO. 76—By SHOEMAKE.

An Act authorizing the State Board of Affairs to transfer unused property from one department or institution to another and declaring an emergency.

1st Reading .....	216
2nd Reading .....	225
Withdrawn and to Calendar .....	526
Considered, Advanced, 3rd Reading and to House .....	569-571
4th Reading .....	591

## HOUSE BILL NO. 79—By BILLINGS and WOOTEN.

An Act providing for the appointment by the County Commissioners of the County Surveyor in each county; fixing his term; repealing any provisions of Section 7606, Oklahoma Statutes, 1931, and all other laws or parts of laws in conflict herewith.

1st Reading .....	737
2nd Reading .....	758
Committee Report .....	867
Advanced .....	1708
3rd Reading and Consideration Deferred .....	1799
3rd Reading and Indefinitely Postponed .....	1944

## HOUSE BILL NO. 82—By HUSER.

An Act repealing Section 800, Oklahoma Statutes, 1931, relating to talesmen and special venires, and declaring an emergency.

1st Reading .....	581
2nd Reading .....	597
Committee Report .....	673
Considered and Indefinitely Postponed .....	1136

## HOUSE BILL NO. 84—By RAASCH, KIKER, BRANAN, BREWER, BYROM, COX, FRAYER, HANKLA, HOGG, HOWELL, JOHNSON



of Comanche, JONES, LARASON, McCOLLOM, MAUK, MUNGER, PAULS, PETERSON, PUGH, TAYLOR, WHITAKER and WRIGHT of Beaver.

An Act conferring additional duties, powers and limitations, upon the Conservation Commission of the State of Oklahoma as created by the laws of Oklahoma, Article 5, Chapter 70, Compiled Oklahoma Statutes, 1931, Sections 13240 to 13327, both inclusive; amending Section 13241, Compiled Oklahoma Statutes, 1931, fixing the terms of the members of the commission; declaring the conservation of the waters within the State in every manner and means therefor as public necessity and public utility; authorizing and encouraging the building and conservation of ponds, lakes and reservoirs, terracing, contour cultivation, non-erosion planting and forestation; vesting the construction and control of conservation works in the Conservation Commission; authorizing the Commission to accept and acquire gifts and gratuitous grants of real or mixed property, to purchase personal property or sell the same when no longer needed; authorizing the Commission to accept grants, gratuities and assistance from the United States of America, and its agencies; amending Section 13242, Compiled Oklahoma Statutes, 1931, relating to the duties of the State engineer and the State Highway Engineer, and as to their records; amending Section 13246, Compiled Oklahoma Statutes, 1931, fixing salaries of members of the Commission and authorizing the Commission to employ assistance; providing that no member of the Commission shall become interested in a contract of the Commission or profit thereby; and providing penalties; providing said Commission may sue and be sued; empowering the Commission to establish rates and collect for services supplied; authorizing the impounding of waters by saturation, and to appropriate and conserve water; declaring all works of the Commission to be public utilities; districting the State into three areas, and declaring an emergency.

1st Reading .....	334
2nd Reading .....	371
Committee Report and Made Special Order .....	481
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	499-503
Reported Engrossed .....	511
Referred for Correction .....	512
Reported Engrossed and to House .....	526
House Rejects Senate Amendments; Requests Conference, Naming Conferees .....	546
Senate Grants Conference and Names Conferees .....	547
House Rejects Conference Committee Report, Requests Further Conference, Naming Conferees .....	701-702
Senate Grants Request, Naming Conferees .....	702
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	738-742
4th Reading .....	788-789
Corrected Enrolled Copy Received and 4th Reading .....	917

#### HOUSE BILL NO. 87—By COMMITTEE ON REVENUE AND TAXATION.

An Act amending Section 5, Chapter 103, Session Laws of 1933, and Section 12445, Oklahoma Statutes, 1931, relating to the payment of gross production tax on asphalt, ores bearing lead, zinc, jack, gold, silver, copper, petroleum crude oil, other mineral oil, natural gas and/or casinghead gas; providing for apportionment of taxes and penalties; providing for the enforcement of said

Act; making an apportionment for the collection thereof; repealing conflicting laws.

1st Reading .....	512
2nd Reading .....	524
Committee Report and Made Special Order .....	609
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	711-718, 728-732
Reported Engrossed and to House .....	781
House Rejects Senate Amendments and Requests Conference, Naming Conferees .....	825-826
Senate Grants Conference and Names Conferees .....	826
Senate Conferees Instructed and Motion Lodged .....	900
Considered .....	991-992
Conference Committee Report Submitted .....	1002-1005
Conference Committee Report Adopted, Bill Passed as amended thereby and to House .....	1009-1012
4th Reading .....	1066-1067

#### HOUSE BILL NO. 89—By COMMITTEE ON PENAL INSTITUTIONS.

An Act requiring all inmates of the State Penitentiary at McAlester, Oklahoma, the sub-prison at Stringtown, Oklahoma, and the State Reformatory at Granite, Oklahoma, to wear the regulation uniforms prescribed by the warden or superintendent thereof, for regular use of said inmates at all times said inmates are for any lawful reason without the confines of said institutions; prescribing penalties for violation hereof, and declaring an emergency.

1st Reading .....	296
2nd Reading .....	301
Committee Report .....	406-407
Considered, Advanced, 3rd Reading and to House .....	446-447
4th Reading .....	485-486

#### HOUSE BILL NO. 91—By BILLINGS.

An Act declaring that the creation, establishment, operation or maintenance of public parks or municipalities is a governmental function of the State; providing that no municipality shall incur liability for any acts arising ex delicto in connection with the creation, establishment, operation or maintenance of public parks; providing that this Act shall not be construed to make municipalities liable for any other governmental functions performed for the State.

1st Reading .....	872
2nd Reading .....	874
Committee Report .....	1007

#### HOUSE BILL NO. 93—By CAREY, ABERNATHY and SPENCER.

An Act creating three physical or geographical districts in the county of Pottawatomie for the purpose of nominating and electing representatives to the Legislature, and making said physical or geographical districts conform to the physical boundaries of the County Commissioners' districts of Pottawatomie County, as they now exist or may hereafter be changed.

1st Reading .....	801
2nd Reading .....	824

#### HOUSE BILL NO. 94—By MONTGOMERY, O'BRIEN, CHAMBERS, PETERSON, MAUK and POTEET.

An Act amending Section 13371, Oklahoma Statutes, 1931, to provide that an employee who has suffered previous disability by reason

of the loss of a hand, arm, foot, leg, or loss of an eye may waive the right to recover compensation for permanent total disability as provided in Section 13356, Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	991
2nd Reading .....	1006
Committee Report .....	1266
Advanced .....	1891
Reported Engrossed .....	1984
3rd Reading and Referred for Re-engrossment .....	1985-1986
Reported Engrossed and to House .....	2034
House Rejects Senate Amendments, requests Conference, Naming Conferees .....	2058
Senate Grants Conference and Names Conferees .....	2058
Conference Committee Report Submitted, Adopted, Bill Fails of Passage as Amended Thereby .....	2082-2083

#### HOUSE BILL NO. 99—By KEYES and WINGO.

An Act amending Section 54, Oklahoma Statutes, 1931, relating to legal notices to be published in paper of paid general circulation; prior publication for one hundred and four weeks; change of location in county; failure of publication for 14 days due to accident or mortgage foreclosure; exception where no newspaper in county.

1st Reading .....	1651
2nd Reading, to Calendar and Advanced .....	1666
3rd Reading and to House .....	1711
4th Reading .....	1830

#### HOUSE BILL NO. 102—By GREGORY.

An Act amending Section 9732, Oklahoma Statutes, 1931, providing that amended charters of corporations shall be signed by the Secretary of State, and declaring an emergency.

1st Reading .....	529
2nd Reading and to Calendar .....	555
Considered, Advanced, 3rd Reading and to House .....	578-579
4th Reading .....	620-621

#### HOUSE BILL NO. 108—By WHITT.

An Act amending Section 10474, Oklahoma Statutes, 1931; relating to the requirements made of any foreign insurance company, firm, association, co-partnership, corporation or individual, and same shall be authorized to do business in this State, and declaring an emergency.

1st Reading .....	1029
2nd Reading .....	1033
Withdrawn and to Calendar .....	1385-1386
Advanced .....	1758
3rd Reading .....	1802-1803
Vote Reconsidered by which Failed of Passage .....	1901
Stricken .....	1995

#### HOUSE BILL NO. 109—By COMMITTEE ON APPROPRIATIONS.

A Bil to be entitled An Act making supplemental appropriations for the Hospital for Negro Insane at Taft, for the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	227
2nd Reading .....	239



Committee Report .....	278-279
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	304
Reported Engrossed and to House .....	310
House Rejects Senate Amendments, Requests Conference, Naming Conferees .....	319-320
Senate Grants Conference and Names Conferees .....	320
Conference Committee Report Submitted, Adopted, Bill Passed as Amended thereby and to House .....	416-417
4th Reading .....	425-426

## HOUSE BILL NO. 111—By COOK and FRAZIER.

An Act amending Section 12527, Oklahoma Statutes, 1931, as amended by Section 1, Chapter 126, Oklahoma Session Laws, 1933, relating to the taxation of gasoline, and declaring an emergency.

1st Reading .....	1053
2nd Reading .....	1069
Committee Report .....	1469

## HOUSE BILL NO. 112—By CARLETON, MOFFITT, BREWER, HUEY, DAVIS, SCHWOERKE, BYROM, GOODWIN, EBY, COE, BROWN, GIBBONS, BILLINGS and CAMPBELL.

An Act amending Section 6, Chapter 26, Oklahoma Session Laws 1933, relating to Statewide Primary and General Elections and certain Special Elections; fixing the per diem of precinct Election Boards; making an appropriation therefor, and declaring an emergency.

1st Reading .....	1054
2nd Reading and to Calendar .....	1070
Considered, Advanced, 3rd Reading .....	1133-1134

## HOUSE BILL NO. 113—By CARLETON, COE, SCHWOERKE, KEYES and GIBBONS.

An Act creating and relating to Municipal Courts in cities having a population of more than 175,000 inhabitants; defining the jurisdiction thereof; providing the powers and jurisdiction of said Court in relation to juvenile delinquent cases; providing a code of procedure therefor; providing for the appointment of the officers thereof, prescribing their powers and duties; providing for the disposition of fines, penalties and forfeitures; prescribing procedure for appeals from said Court; providing for the empaneling and for the compensation of jurors in said Court; providing for the issuance monthly of a bulletin showing the style, disposition, etc., of each case filed in said Court; providing that the unconstitutionality of any portion of this Act shall not affect the remainder thereof; repealing all Acts in conflict and declaring an emergency.

1st Reading .....	529
2nd Reading and to Calendar .....	558
Indefinitely Postponed .....	1000

## HOUSE BILL NO. 114—By SPECK, HOYT, KERR, COOK and PETERSON.

An Act amending Sections 3, 11 and 12, of Chapter 32, Oklahoma Session Laws of 1925, being Sections 10622, 10630 and 10631, Oklahoma Statutes, 1931, relating to mutual benefit associations, and declaring an emergency.

1st Reading .....	1596
-------------------	------

2nd Reading and to Calendar .....	1607
Advanced .....	1936
3rd Reading and to House .....	1994-1993
4th Reading .....	2095

## HOUSE BILL NO. 115—By ARMSTRONG.

An Act amending Section 7114, Oklahoma Statutes, 1931, authorizing military reservations to be attached to independent school districts for school purposes; providing procedure therefor; providing for the disposition of taxes for such school purposes levied against railroads and other corporations and their franchises and property on said reservation; repealing all laws in conflict therewith, and declaring an emergency.

1st Reading .....	720
2nd Reading .....	752
Committee Report .....	850
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	891-892
Report Engrossed and to House .....	897
4th Reading .....	982

## HOUSE BILL NO. 117—By COE of the House, and BROADDUS of the Senate.

An Act amending Sections 10285 and 10286, Oklahoma Statutes, 1931, providing for obtaining service of process on owners and drivers of motor vehicles from other States in causes arising in the operation of said cars within the State of Oklahoma, and declaring an emergency.

1st Reading .....	721
2nd Reading .....	752

## HOUSE BILL NO. 118—By EASON.

An Act authorizing cities and towns to open, extend, lay out or widen streets and avenues upon, over and across public property owned by the State, county, school district or board of education; prescribing the procedure for extending, widening, opening or laying out such streets or avenues; providing for compensation to be paid under certain circumstances; authorizing Boards of County Commissioners, school districts or Boards of Education owning property wholly within the limits of any municipality to dedicate such property or a part thereof to public use for street purposes; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	1031
2nd Reading .....	1033
Committee Report .....	1122
Advanced .....	1331
3rd Reading and to House .....	1792-1793
4th Reading .....	1909

## HOUSE BILL NO. 119—By DAVIS.

An Act amending Section 917, Oklahoma Statutes, 1931, relating to jurisdiction of Justices of the Peace in forcible entry and detainer suits, and declaring an emergency.

1st Reading .....	581
2nd Reading .....	597
Committee Report .....	1640
Advanced .....	1786
3rd Reading and Referred for Engrossment .....	1839-1840

Reported Engrossed and to House .....	1868
House Concurs in Senate Amendments and Passes Bill as Amended .....	1905
4th Reading .....	1908

HOUSE BILL NO. 121—By WELCH, BRUCE, CARMICHAEL, COE, DAVIS, FRAZIER, MONTGOMERY, O'BRIEN, RAWLS, RONE, SADLER, SPEAR, STANDRIDGE, STOKES, WYLY, SCHWOERKE, and DOTY.

An Act giving to former owners of real estate the title to which has been acquired by the Chairman of the Board of County Commissioners of any County at resale and has not been further conveyed, and their grantees, assigns, heirs, devisees and successors in interest the exclusive right during the remainder of the year 1935 to reacquire the title thereto, procedure and conditions therefor; and providing that upon such reacquisition, title to such real estate shall revert just as though resale tax deed had never been issued except that the same shall be free from ad valorem taxes for the years for which the same was sold and all subsequent years up to and including the year 1934; apportioning the funds derived therefrom; providing the duties of the County Clerk and the County Treasurer in connection therewith, suspending the enforcement of Chapter 159, House Bill No. 682, Fourteenth Legislature, 1933, Regular Session and all other laws and parts of laws in conflict herewith, and declaring an emergency.

1st Reading .....	581
2nd Reading .....	597
Committee Report .....	898
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1116-1121
Reported Engrossed and to House .....	1142
House Rejects Senate Amendments, Requests Conference, Naming Conferees .....	1180-1181
Senate Grants Conference and Names Conferees .....	1181
Conference Committee Report Submitted and Adopted .....	1977-1978
Bill Passed, as amended in Conference, and to House .....	1989-1990
4th Reading .....	2030

HOUSE BILL NO. 125—By WILLIAMS and MOONEY of the House, and GARVIN and NANCE of the Senate.

An Act authorizing the State Highway Commission to use funds in the State Highway Construction and Maintenance Fund to purchase certain bridges, including the bridge property, known as the Meridian Bridge, located two miles west of Ryan, Oklahoma, on the Red River, between Jefferson County, Oklahoma, and Clay County, Texas; and the bridge property known as Byers Bridge, located three miles north of Byers, Texas, on the Red River, between Cotton County, Oklahoma, and Clay County, Texas, etc., and declaring an emergency.

1st Reading .....	1906
2nd Reading and to Calendar .....	1933
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	2005-2007
Reported Engrossed and to House .....	2034
House Rejects Senate Amendments, Requests Conference, Naming Conferees .....	2084
Senate Grants Conference and Names Conferees .....	2084
House Reconsiders Vote whereby Senate Amendments were Rejected, Concurs therein and Passes Bill as Amended .....	2221-2222
4th Reading .....	2262



HOUSE BILL NO. 126—By SCHWOERKE, BREWER, JOHNSON of Osage, MYERS, and EBY of the House, and HILL, TAYLOR and FIDLER of the Senate.

An Act relating to the practice of chiropody (podiatry) in this State, regulating the practice thereof; creating a State Board of Chiropody and providing for appointment by the Governor of its members; prescribing its duties and powers and compensation; providing for its organization and duties of its officers; defining the practice of chiropody (podiatry) and defining chiropodist (podiatrist); providing for the licensing of persons practicing chiropody (podiatry) and for the revocation and suspension of licenses; providing fees and for their collection and payment, and for payment thereof into the State Treasury; making violations of this Act and of provisions of this Act unlawful and providing punishment; exempting licensed physicians and surgeons not practicing or offering to practice chiropody (podiatry) as a specialty; creating the chiropodist fund; making appropriation for the expenses of said Board; providing manner of expenditure thereof; limiting expenses and expenditures of said Board; making it compulsory to record license in County Clerk's office; providing that invalidity of any provision of the Act shall not affect the validity of any other provision.

1st Reading .....	547
2nd Reading .....	558
Committee Report .....	593
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	616-618
Reported Engrossed and to House .....	634
4th Reading .....	723

HOUSE BILL NO. 127—By WRIGHT of Beaver, and WELCH.

An Act authorizing the remission of all penalties from delinquent paying taxes and assessments in organized paying districts in cities or towns in counties having a population of less than 16,000, providing conditions therefor and authorizing and directing the County Treasurer of said counties to collect said paying taxes and assessments without collecting said penalties, and declaring an emergency.

1st Reading .....	318
2nd Reading .....	344
Committee Report .....	1027
Considered, Advanced, 3rd Reading and to House .....	1130-1131
4th Reading .....	1183

HOUSE BILL NO. 131—By HUSER.

An Act regulating cosmetology in this State, creating a State Board of Cosmetologists; prescribing the powers and duties; authorizing the licensing of said Board and persons engaged in cosmetology; prescribing the fee for such license and requirements for applicants for such licensing; providing for the revocation of licenses issued by said Board; defining terms; defining offenses hereof; prescribing penalties for violation of this Act; providing that the provisions hereof are severable; repealing all conflicting laws, and declaring an emergency.

1st Reading .....	1259
2nd Reading and to Calendar .....	1270-1271
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1570-1575
Reported Engrossed and to House .....	1609

House Concurs in Senate Amendments and Passes Bill as Amended .....	1818-1819
4th Reading .....	1895

HOUSE BILL NO. 134—By MUNGER, WRIGHT of Washita and HOWELL.

An Act relating to the purchase, sale, tagging, labelling and inspection of seeds and plants sold or offered for sale within this State for agricultural purposes; repealing all laws in conflict herewith; defining agricultural and vegetable seeds; providing for the certification of field seeds; prescribing the powers and duties of the Oklahoma State Board of Agriculture relating to seed and certain plants; the establishment of quarantine regulations relative to seeds and plants; requiring the labelling and tagging of seeds and certain plants sold in this State; providing for the sale of such labels and tags; providing for the seizure and withdrawal from sale of impure or mislabeled or mistagged seeds and plants; levying an annual license tax upon wholesale and retail seed dealers; prohibiting common carriers from accepting for transportation into or within this State of any seed not tagged or labeled according to the provisions hereof; prescribing penalties for violation hereof, and declaring an emergency.

1st Reading .....	1546
2nd Reading and to Calendar .....	1562
Considered and Advanced .....	2243
Reported Engrossed .....	2287
3rd Reading and Stricken .....	2288

HOUSE BILL NO. 139—By DUNN of the House and THOMAS and BURNS of the Senate.

An Act making an appropriation of \$500.00 out of any moneys in the State Treasury not otherwise appropriated for the fiscal year ending June 30, 1936, to pay the Clinton Cemetery Association of Clinton, Oklahoma, for grave lots owned thereby and which were used by the Western Oklahoma Tubercular Sanitarium for the burial of persons dying in said institution, and declaring an emergency.

1st Reading .....	997
2nd Reading .....	1006

HOUSE BILL NO. 140—By BAILEY, COLEMAN, HANKLA, MAUK, STANDRIDGE and BECK.

An Act amending Sections 10090, 10142, 10144, 10146, 10170, 10174, 10175, 10176, 10183, Oklahoma Statutes, 1931, providing that all roads in each county, except those designated as State Highways, shall be county roads; providing County Commissioners have authority over said county roads, the designation, construction, maintenance and repair thereof; providing for the county road maintenance fund and the expenditure thereof; providing for the appointment of road supervisors; providing for the salary for said road supervisors; providing for road duty for male citizens of the State of Oklahoma, or a cash payment in lieu thereof; providing for the collection and distribution of said cash payment; providing penalties for the violation of this Act; and repealing Sections 10165, 10166, 10167, 10168, 10169, 10172, 10173, 10184, 10185, 10186, 10187, 10188, 10190, 10191, 10192, 10193, 10194, 10195, and 10196 of Chapter 50, Article 7, Oklahoma Statutes, 1931 and declaring an emergency.

1st Reading .....	721
-------------------	-----

2nd Reading .....	752
Committee Report .....	1480
Advanced .....	1643
Reported Engrossed, 3rd Reading, Referred for Re-engross- ment, Motion Lodged and Tabled .....	1720-1726
Reported Engrossed and to House .....	1736-1737
House Rejects Senate Amendments and Requests Conference, Naming Conferees .....	1775-1776
Senate Grants Conference and Names Conferees .....	1776
Conference Committee Report Submitted, Adopted, Bill Passed as Amended thereby and to House .....	2017-2021
4th Reading .....	2095

## HOUSE BILL NO. 150—By COX.

An Act amending Section 5491, Oklahoma Statutes, 1931, relating to deferred payments of purchasers of school lands.

1st Reading .....	1576
2nd Reading and to Calendar .....	1607
Considered, Advanced, 3rd Reading and to House .....	2243-2244
4th Reading .....	2264

## HOUSE BILL NO. 154—By HUEY of the House, and GEORGE of the Senate.

An Act amending Section 5440, of the Oklahoma Statutes for 1931, relating to the revolving fund of the University of Oklahoma; creating a contingent fund for the State University of Oklahoma; providing for the expenditure of such fund, and declaring an emergency.

1st Reading .....	1230
2nd Reading and to Calendar .....	1250
Considered, Advanced, 3rd Reading and to House .....	1813-1814
4th Reading .....	1891

## HOUSE BILL NO. 158—By COMMITTEE ON JUDICIAL REFORM.

An Act providing for the choosing of alternate jurors in criminal cases, the manner of choosing, and the rights and duties of alternate jurors, repealing all laws and parts of laws in conflict, and declaring an emergency.

1st Reading .....	1099
2nd Reading and to Calendar .....	1143
Advanced .....	2009
3rd Reading .....	2123

## HOUSE BILL NO. 165—By MONTGOMERY, CAREY and MARTIN.

An Act amending Section 2724, Oklahoma Statutes, 1931, relating to limitation of time in the prosecution of crimes, providing no limitation in certain crimes of embezzlement of public moneys, and falsifications of public records, and declaring an emergency.

1st Reading .....	512
2nd Reading .....	524
Committee Report .....	667
Considered .....	692-693
Advanced .....	1935
Reported Engrossed .....	2063
3rd Reading and to House .....	2079-2080
House Concurs in Senate Amendments and Passes Bill as Amended .....	2138-2139
4th Reading .....	2186



## HOUSE BILL NO. 170—By WELCH and O'DELL of the House, and RAY of the Senate.

An Act providing for cancellation of unpaid back taxes levied for sinking fund purposes in the various municipal subdivisions of the State of Oklahoma, and declaring an emergency.

1st Reading .....	720
2nd Reading .....	752
Committee Report .....	1169
Considered, Advanced, 3rd Reading and to House .....	1187-1189
4th Reading .....	1210

## HOUSE BILL NO. 171—By TRAW and TWIDWELL.

An Act amending Section 12315, Oklahoma Statutes, 1931, providing that warrants of school districts may be issued during the protest period for transportation of children and for compensation of drivers of school buses, and declaring an emergency.

1st Reading .....	849
2nd Reading .....	874
Committee Report .....	976
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1128-1130
Reported Engrossed and to House .....	1142
4th Reading .....	1239

## HOUSE BILL NO. 173—By COE, BARNETT, CAREY, KERR, JOHN-SON of Osage, GREGORY, HUEY, BRANAN, WORTHINGTON, CORSON, BYROM, ALLEN, ULMARK, O'NEILL, PHILLIPS of Pawnee and MORSE of the House, and FIDLER of the Senate.

An Act to create an organization to be known as "The Registered Dentists of Oklahoma," to provide for its organization, membership, dues and powers; defining the practice of dentistry, and dental hygiene; prescribing rules of admission, professional conduct, and prohibiting certain practices; providing for penalty for the violation of the provisions of said Act; to repeal Chapter 41 the Session Laws of the Seventh Legislature, same being Article 7, Chapter 24, Oklahoma Statutes, 1931, and all others laws in conflict herewith, and declaring an emergency.

1st Reading .....	777
2nd Reading .....	783
Committee Report .....	884
Re-referred to Committee .....	992
Committee Report .....	1269
Advanced .....	1446-1447
3rd Reading and Referred for Engrossment .....	1563-1570
Motion Lodged as to Emergency .....	1570
Motion Tabled—to Reconsider Vote .....	1608
Reported Engrossed and to House .....	1635
Returned by House .....	1651
Vote Reconsidered by which Passed and Advanced .....	1663
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1663-1665
Reported Engrossed and to House .....	1672
House Rejects Senate Amendments, Requests Conference, Naming Conferees .....	1694-1695
Senate Grants Conference and Names Conferees .....	1695
House Reconsiders Vote whereby it Rejected Senate Amendments, Concurs therein and Passes Bill, as Amended .....	1819
Special Committee Appointed to make inquiry Concerning Bill .....	1891
4th Reading .....	1909

## HOUSE BILL NO. 175—By GREGORY.

An Act amending Sections 1729 and 1737, Oklahoma Statutes, 1931, so that the laws of this State relating to dependent, neglected and delinquent children will apply to male children under the age of 16 years and female children under the age of 18 years, and declaring an emergency.

1st Reading .....	581
2nd Reading .....	597
Committee Report .....	867
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	926-928
Reported Engrossed and to House .....	943
4th Reading .....	1100

## HOUSE BILL NO. 179—By DAVIS.

An Act exempting municipal corporations within the State of Oklahoma from the payment of taxes; making provisions for the refund of taxes paid by municipal corporations.

1st Reading .....	1829
2nd Reading and to Calendar .....	1869
Advanced .....	1936
3rd Reading and Indefinitely Postponed .....	1942
Vote Reconsidered by which Indefinitely Postponed .....	1950

## HOUSE BILL NO. 180—By DAVIS.

An Act making it unlawful to use any article or product for any other than municipal purposes, or to sell or offer the same for sale, where such article or product has been by the laws of the State of Oklahoma declared to be exempt from the payment or a sales or excise tax thereon, on account of its purchase by a municipal corporation; providing penalties for violation of this Act.

1st Reading .....	1829
2nd Reading .....	1869

## HOUSE BILL NO. 186—By BEAMAN, BILLINGS, COE, COOK, ELLIS, GIBBONS, JOHNSON of Osage, MORSE, PHILLIPS of Okfuskee, ROBERTS, SCHWOERKE, SINGLETON, WINGO, REED and WELCH.

An Act to amend Section 1, Section 2, Section 6 and Section 9 of Chapter 28, Oklahoma Session Laws, 1933, creating a State Insurance Fund Commission, providing for the personnel thereof, providing for the method of selection thereof, prescribing the duties of such State Insurance Fund Commission, providing for the salaries of said members, and the methods of payment.

1st Reading .....	1087
2nd Reading .....	1095

## HOUSE BILL NO. 187—By KERR and KIKER.

An Act amending Sections 2, 3, 4 and 6 of Chapter 131, Session Laws of Oklahoma, 1933, providing for the spacing of oil wells in the common sources of oil supply in this State, more effectively preventing waste and adjusting the co-relative rights of producers of oil and royalty owners in such common sources of supply, and for other purposes.

1st Reading .....	1259
2nd Reading .....	1271
Committee Report .....	1331

Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1394-1397
Reported Engrossed and to House .....	1410
House Rejects Senate Amendments, Requests Open Conference, Naming Conferees .....	1435
Senate Grants Conference and Names Conferees .....	1435
Additional Conferee Appointed .....	1445
Conference Committee Report Submitted, Adopted, Bill Passed as Amended and to House .....	1596-1600
4th Reading .....	1696

## HOUSE BILL NO. 188—By KERR, EASON and KIKER.

An Act levying an Excise Tax of one-eighth of one cent per barrel on petroleum oil produced in the State of Oklahoma subsequent to the passage and approval of this Act; providing for the deposit of the proceeds of such tax in the State Treasury to the credit of the "proration Fund" created hereby, and the appropriation of said fund for the payment of salaries and expenses of the proration umpire, his assistant and deputies, and the proration attorney or attorneys, and for the payment of salaries and expenses of reporters, stenographers and clerks, and all items of office expense and supplies, as fixed and authorized by the provisions of Chapter 132 of the Session Laws of Oklahoma, 1933; providing for the time and manner of the payment of said tax by the purchaser or producer; providing for penalties and proceedings or delinquencies, and prescribing penalties for the violation of this Act; repealing Chapter 132 of the Session Laws of Oklahoma, 1933; repealing all Acts in conflict herewith, and for other purposes, and declaring an emergency.

1st Reading .....	957
2nd Reading .....	974
Committee Report .....	1269
Referred to Committee .....	1295
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1391-1393
Reported Engrossed and to House .....	1420
House Rejects Senate Amendments, Requests Conference, Naming Conferees .....	1471
Senate Grants Conference and Defers Naming Conferees .....	1471
Senate Conferees Appointed .....	1480
House Reconsiders Vote, Concurs in Senate Amendments and Passes Bill as Amended .....	1576-1577
4th Reading .....	1831

## HOUSE BILL NO. 192—By LARASON, COOK, STANDRIDGE, TAYLOR, SPECK and CARLETON.

An Act relating to and providing for an annual tax upon the net income of individuals, corporations, estates and trusts, and an annual tax on national banking associations, State banks and trust companies according to or measured by their net incomes authorized by Method Four (4) of Section 5219, U. S. Revised Statutes as amended, relating to National Banking Associations, and complying therewith, to provide revenues for general governmental functions of the State; providing for the disposition of revenues arising thereunder; prescribing the rates of such taxes; providing for specific deductions and exemptions from said tax; providing for the computation and collection of such taxes by the Oklahoma Tax Commission and empowering same to enforce said Act and to prescribe and enforce rules and regulations in relation thereto; defining the powers of said Commission in the collection of



additional and delinquent taxes; making certain violations of Acts unlawful and prescribing penalties therefor; requiring income tax returns to be made by taxpayers and prescribing how same shall be prepared and filed; making said taxes and penalties a lien on taxpayers' property and providing for the enforcement thereof; requiring persons paying income to individuals to report same to said Commission; providing, in certain cases, for withholding income taxes at the source and the method of payment thereof; providing a legal remedy for aggrieved taxpayers; repealing Chapter 195, Oklahoma Session Laws, 1933, and all Acts or parts of Acts in conflict with this Act, except as same apply to accrued income taxes and penalties thereon and to the collection thereof; providing that if a portion of Act is held invalid same will not affect other portions thereof, and declaring an emergency.

1st Reading .....	1087
2nd Reading .....	1095
Committee Report and made Special Order .....	1184
Considered .....	1194-1196, 1199-1202
Considered and Report of Committee of the Whole .....	1251-1257
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1274-1281
Reported Engrossed and to House .....	1310
House Rejects Senate Amendments, Requests Open Conference, Naming Conferees .....	1333-1334
Senate Grants Conference and Names Conferees .....	1334
House Appoints Additional Conferees .....	1364-1365
Senate Appoints Additional Conferees .....	1365
Conference Committee Report Submitted, Adopted, Bill Passed as Amended thereby and to House .....	1732-1736
4th Reading .....	1766

#### HOUSE BILL NO. 195—By HUSER.

An Act authorizing the county clerks to verify, free of charge, signatures to any forms required by law to be filed with the State or the United States or their agencies; and declaring an emergency.

1st Reading .....	1232
2nd Reading and to Calendar .....	1249-1250
Advanced .....	1447
3rd Reading and to House .....	1454-1455
4th Reading .....	1578

#### HOUSE BILL NO. 196—By HUSER.

An Act repealing Section 7734, Oklahoma Statutes, 1931, relating to a County Treasurer holding his office for a longer period than two terms in succession.

1st Reading .....	902
2nd Reading .....	922
Committee Report .....	1196
Considered, Advanced, 3rd Reading and Indefinitely Postponed .....	1225
Motion Lodged .....	1265
Vote Reconsidered by which Indefinitely Postponed .....	1420
3rd Reading and Motion Lodged .....	1448-1449
Motion Tabled to Reconsider Vote and to House .....	1606
4th Reading .....	1653

#### HOUSE BILL NO. 198—By HUSER, CARMICHAEL, DAVIS, KERR, COE, BARNETT, ELLIS and MONTGOMERY.

An Act amending Sections 5415 and 5419, Oklahoma Statutes, 1931.

as amended by Sections 1 and 2, Chapter 207, Session Laws 1933, and amending Section 4 of said Chapter 207, relating to the duties of the State Depository Board and depository banks, the depositing of state funds daily in banks selected by said Board, the rate of interest to be paid on such deposits, authorizing the state depository semi-annually to fix the rate of interest to be paid by depository banks upon all public deposits, and declaring an emergency.

1st Reading .....	1109
2nd Reading and to Calendar .....	1144
Considered, Advanced, 3rd Reading and to House .....	1217-1218
4th Reading .....	1273

#### HOUSE BILL NO. 199—By DAVIS.

An Act relating to actions for foreclosure of chattel mortgages and providing for obtaining possession of mortgaged property at institution of suit.

1st Reading .....	1703
2nd Reading .....	1769

#### HOUSE BILL NO. 201—By SHOEMAKE, THORNTON, BRANAN, CANTRELL and TWIDWELL of the House, and BROADDUS and WHITAKER of the Senate.

An Act authorizing the construction and equipment of an addition to the Administration Building of the Connors State Agricultural College of the State of Oklahoma; providing for the issuance and payment of Connors State Agricultural College Building Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency.

1st Reading .....	1031
2nd Reading .....	1033
Committee Report .....	1093
Stricken .....	2121

#### HOUSE BILL NO. 204—By ELLIS and HUSER.

An Act to provide for the rehabilitation of the Treasury of Oklahoma and the retirement of State indebtedness; authorizing the State Treasurer to issue short time Treasury Certificates; making appropriation therefor, defining the purpose of this Act, and declaring an emergency.

1st Reading .....	920
2nd Reading .....	940
Committee Report .....	2008

#### HOUSE BILL NO. 206—By KERR and DEATON.

An Act authorizing the construction and equipment of dormitories on the campus of the East Central State Teachers' College of the State of Oklahoma; providing for the issuance and payment of East Central State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

1st Reading .....	997
2nd Reading .....	1006

Committee Report .....	1055
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1161-1163
Reported Engrossed and to House .....	1171-1172
House Concurs in Senate Amendments and Passes Bill as Amended .....	1203
4th Reading .....	1239

## HOUSE BILL NO. 209—By COMMITTEE ON EDUCATION NO. 1.

An Act to establish a legal procedure for the employment, dismissal, or demotion of teachers in the public schools of Oklahoma and to require boards of education to prepare lists of regularly employed teachers at the end of each fiscal year and to prohibit the employment of teachers other than those whose names appear on said list without first employing those whose names appear thereon and to provide for notice and a hearing before excluding from said list the name of any teacher, to define causes for exclusion of the names of teachers from said list to repeal Acts in conflict with this Act.

1st Reading .....	1259
2nd Reading .....	1271
Withdrawn and to Calendar .....	1478
Advanced .....	1822
3rd Reading, Indefinitely Postponed and Motion Lodged .....	1884
Motion Fails—to Reconsider .....	1951-1952

## HOUSE BILL NO. 210—By CHAMBERS.

An Act relating to the Board of Commissioners of the Blind; amending Section 4360, Oklahoma Statutes, 1931; fixing the compensation of members and the Executive Secretary of said Board; providing for the employment by the Board of certain employees, including a stenographer, a home teacher and a home teacher for Negroes; fixing their compensation; allowing the home teacher to employ a guide; creating a revolving fund of the Commissioners of the Blind and a market revolving fund of the Commissioners of the Blind to be administered by and under the direction of said Board; prescribing the purposes for which said funds may be used, and declaring an emergency.

1st Reading .....	1365
2nd Reading and to Calendar .....	1376
Advanced .....	1720
3rd Reading and to House .....	1799-1800
4th Reading .....	1895

## HOUSE BILL NO. 212—By BRANAN, TWIDWELL, WILLIAMS, POETEET and TRAW.

An Act establishing the "General School Fund of the State"; providing the purposes for which such fund shall be used; providing for an appropriation therefor in the sum of \$10,000,000, excepting the income and revenue mentioned in Section 3, Article 11 of the Constitution; providing for estimating the amount of said fund for each fiscal year and the apportionment of said "General School Fund of the State"; the method of drawing warrants against said fund; and of distributing the same to school districts of the State; authorizing any school district to sell non-payable warrants drawn against said fund; authorizing the withholding of State aid from schools under certain conditions; providing for reports and applications for State aid; authorizing any cash surplus in said fund on June 30, of any year to be transferred to that fund for the ensuing fiscal year; fixing the date this Act becomes



effective; making the provisions of the Act severable; repealing all Laws and parts of Laws in conflict herewith.

1st Reading .....	633
2nd Reading .....	640
Committee Report .....	1331
Special Committee Appointed to Redraft .....	1385
Special Committee Instructed .....	1408-1409
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1445-1446
Reported Engrossed and to House .....	1463
Special Committee Appointed .....	1464
House Rejects Senate Amendments, Requests Conference, naming Conferees .....	1505
Senate grants Conference and names Conferees .....	1505-1506
Senate Conferees Discharged and Re-appointed .....	1692
Original House Conferees discharged and Conferees appointed .....	1703
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1737-1743
4th Reading .....	1763

HOUSE BILL NO. 213—By CARMICHAEL and ROBERTS of the House, and SPENCER of the Senate.

An Act amending Section 9455, Oklahoma Statutes, 1931, requiring certain rental contracts to be in writing, and declaring an emergency.

1st Reading .....	1029
2nd Reading .....	1033
Committee Report .....	1868
Advanced .....	2009
3rd Reading and Indefinitely Postponed .....	2203

HOUSE BILL NO. 214—By RAWLS of the House, and RAY of the Senate.

An Act authorizing persons who have been for one year a resident of the State of Oklahoma and are over the age of sixty years to fish in any public stream or to hunt without a license; providing for the issuance by the State Game Commission of permits to such persons to fish and hunt; authorizing such persons to sell any fish lawfully caught, killed, or trapped in this State without any license or permit therefor, and declaring an emergency.

1st Reading .....	958
2nd Reading .....	974

HOUSE BILL NO. 217—By GIBBONS, KING, CAMPBELL, TRAW, JONES, MORROW, BROWN, HOWELL, DOTY, HUEY, WILLIAMS, CORSON, ARMSTRONG PUGH, WRIGHT, BYROM, BREWER, TAYLOR, EASON, PHILLIPS of Pawnee, MOONEY, HOLLMAN, GREGORY, RAASCH and WHITAKER of the House, and BRIGGS, HILL, GARVIN, BURNS and STEWART of the Senate.

An Act authorizing and providing for the issuance of negotiable coupon bonds of the State of Oklahoma for the purpose of funding the indebtedness of the State represented by the treasury notes issued under authority of Chapter 164, Session Laws, 1933, and by valid warrants drawn against the general revenues of the State for any fiscal year prior to July 1, 1935, providing for the issuance of the bonds by the State Board of Equalization; prescribing the procedure to be followed in issuing the bond; requiring the bonds to be approved by the Supreme Court and making them thereafter incontestable in any court in the State; providing

for the execution, registration and other details of the bonds; prescribing the duties of officers with reference to said bonds; providing for their issuance in series; and authorizing the bonds to be either sold or exchanged for the purpose of paying and cancelling the treasury notes or warrants funded; providing for the payment of the bonds, creating a special fund therefor, and appropriating the moneys to be placed therein to the payment of the principal and interest of said bonds; pledging certain revenues for the payment of the bonds; pledging the full faith, credit and resources of the State to the payment of the bonds; prescribing penalties for misappropriation of funds referred to in the Act; making an appropriation for cost of printing and lithographing bonds; authorizing the investment of certain public and private funds in bonds and permitting said bonds to be used as collateral security for the deposit of public funds; providing that the provisions of the Act are severable, and declaring an emergency.

1st Reading .....	721
2nd Reading and to Calendar .....	751
Committee Report .....	1270
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1377-1379
Reported Engrossed and to House .....	1410
House Rejects Senate Amendments, Requests open Conference, naming Conferees .....	1435-1436
Senate grants Conference .....	1436
Senate Conferees Appointed .....	1444
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1972-1974
4th Reading .....	2095

HOUSE BILL NO. 220—By COX, BAILEY, HOGG, DOTY, JONES, HUEY, CORSON, JOHNSON of Comanche, POTEET, WRIGHT of Beaver and BRANAN.

An Act authorizing the Commissioners of the Land Office to cancel interest on delinquent school land loans when it is necessary in order to refinance said loan with any agency of the Federal Government, providing that the provisions of this Act shall expire on the 15th day of July, 1936, suspending all laws in conflict herewith, and declaring an emergency.

1st Reading .....	1892
2nd Reading and to Calendar .....	1905
Advanced .....	1936
Stricken .....	2120

HOUSE BILL NO. 221—By COX, HOWELL, WRIGHT of Beaver, WORTHINGTON and PAULS.

An Act authorizing the County Commissioners over the several counties of the State of Oklahoma to devise methods and means to stop and prevent soil-drifting; and to provide rules and regulations for the enforcement of the same; repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	1547
2nd Reading .....	1562
Committee Report .....	1623
Considered and Advanced .....	1709-1710
Reported Engrossed .....	1790
3rd Reading and to House .....	1803-1804
House Concurs in Senate Amendments and Passes Bill as	

Amended .....	1847
4th Reading .....	1908

## HOUSE BILL NO. 223—By HUNT of Pittsburg.

An Act authorizing counties to hire additional help for the county clerk's office, providing salary therefor and payment of same out of additional appropriations made from additional receipts of country clerk's office received from extraordinary increased recording of instruments caused by unusual oil and gas leasing, deeds, and other instruments, and declaring an emergency.

1st Reading .....	1892
2nd Reading and to Calendar .....	1905
Advanced .....	2009
3rd Reading and to House .....	2203-2204
4th Reading .....	2253

## HOUSE BILL NO. 227—By REED.

An Act validating the collection of the special permits on license fees to hunt deer during the open season declared in 1933; providing for the disposition of funds received from the collection of such special permits or fees; and declaring an emergency.

1st Reading .....	802
2nd Reading .....	824
Committee Report .....	1055-1056
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1127-1128
Reported Engrossed and to House .....	1142
House Concurs in Senate Amendments and Passes Bill as Amended .....	1181
4th Reading .....	1211

## HOUSE BILL NO. 230—By EBY and DOTY.

An Act consolidating township funds in each township in the several counties in the State into a consolidated fund; providing for the transfer of cash on hand in said funds and the apportionment of revenue and tax levies to said consolidated fund and authorizing unpaid warrants to be paid therefrom; providing for the disposition of remaining cash and future collections of revenue and tax levies in such townships and repealing all acts and parts of acts in conflict with this act and declaring an emergency.

1st Reading .....	802
2nd Reading .....	824
Committee Report .....	867
Considered, Advanced, 3rd Reading and to House .....	1043-1045
4th Reading .....	1111

## HOUSE BILL NO. 234—By PETERSON.

An Act authorizing the State Board of Public Affairs to assign the attic space on the sixth floor of the State Capitol Building now occupied by Boy Scouts No. 29, commonly designated "the Capitol Troop," together with the roof court immediately adjoining thereto, to said "Capitol Troop" for the meeting place and for games thereof, and declaring an emergency.

1st Reading .....	737
2nd Reading .....	758
Committee Report .....	943
Advanced .....	1330
3rd Reading and to House .....	1793-1794
4th Reading .....	1830



## HOUSE BILL NO. 239—By ALLEN of the House, and RITZHAUPT of the Senate.

An Act making appropriation to supplement the maintenance fund of the Colored Agricultural and Normal University at Langston, for the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	722
2nd Reading .....	752
Committee Report .....	1056
Considered, Advanced, 3rd Reading and to House .....	1134-1136
4th Reading .....	1211

## HOUSE BILL NO. 241—By KING, O'DELL and BREWSTER.

An Act relating to the nomination and election of County Commissioners in Creek County; providing for nomination of Commissioners by districts and election at large.

1st Reading .....	590
2nd Reading .....	597
Committee Report .....	867
Considered, Advanced, 3rd Reading and to House .....	924-925
4th Reading .....	958-959

## HOUSE BILL NO. 244—By STANDRIDGE and HUNT of Pittsburg.

An Act directing the Commissioner of Pensions to pay all confederate pensions authorized by law monthly, and declaring an emergency.

1st Reading .....	1204
2nd Reading .....	1230
Committee Report .....	1785
Advanced .....	1891
Reported Engrossed .....	2099
3rd Reading and to House .....	2106-2107
House Concurs in Senate Amendments and Passes Bill as Amended .....	2272
4th Reading .....	2279

## HOUSE BILL NO. 246—By BRUCE, DAVIS, STOKES, WELCH, SADLER and FREEMAN.

An Act amending Section 12040, Oklahoma Statutes, 1931, as amended by Chapter 78, Oklahoma Session Laws, 1933, relating to Confederate pensions, and declaring an emergency.

1st Reading .....	1821
2nd Reading .....	1833
Withdrawn, to Calendar and Advanced .....	1969
3rd Reading and to House .....	2066-2067
4th Reading .....	2092

## HOUSE BILL NO. 261—By MYERS.

An Act regulating procedure relating to the foreclosure of mortgages and other liens upon real estate; providing for distribution in the judges of the district and superior courts for continuances of said causes under certain conditions, and for the appointment of a receiver; providing for a waiver of the benefits of said Act upon a conveyance or encumbrance of said property without the consent of the mortgagee, and excepting from the provisions of said Act foreclosure of labor, mechanic or material liens existing

upon the passage and approval of this Act, and providing an emergency.

1st Reading .....	1205
2nd Reading and to Calendar .....	1229
Considered and Referred to Committee .....	1388
Committee Report .....	1481
Advanced .....	1822
3rd Reading and Motion Lodged .....	2119

#### HOUSE BILL NO. 264—By MUNSON, HUEY, ROBERTS and SULLIVAN.

An Act regulating the practice of professional engineering; providing for the registration of professional engineers; fixing fees and penalties, repealing conflicting laws, and declaring an emergency.

1st Reading .....	1233
2nd Reading .....	1250
Withdrawn and to Calendar .....	1785-1786
Considered and Advanced .....	2245-2247
Reported Engrossed .....	2287
3rd Reading and to House .....	2296-2298
House Concurs in Senate Amendments and Passes Bill as Amended .....	2300-2301
4th Reading .....	2301

#### HOUSE BILL NO. 269—By KIRKPATRICK.

An Act defining, for the purpose of this Act, the phrase "Banking Institution," "Closed Institution" and "Federal Deposit Insurance Corporation," authorizing banking institutions to purchase stock or securities from and to contract with the Federal Deposit Insurance Corporation, authorizing said corporation to serve as liquidating agent in the State of Oklahoma, providing for the subrogation of said corporation to depositors of closed institutions to the extent that said deposits have been paid, authorizing the exchange of reports and examinations of the State Bank Commissioner and Federal Deposit Insurance Corporation, providing for the sale of assets of closed banking institutions, or the pledge of its assets to secure a loan or loans, repealing all laws or parts of laws in conflict with this Act, and declaring an emergency.

1st Reading .....	981
2nd Reading and to Calendar .....	1005-1006
Considered and Advanced .....	1034
3rd Reading and to House .....	1037-1038
4th Reading .....	1111

#### HOUSE BILL NO. 270—By KIRKPATRICK.

Authorizing banks and trust companies organized under the laws of this State under certain conditions and in a manner specified to issue and sell preferred stock of one or more classes from time to time, to provide for the method and manner of retirement thereof, providing that the holders thereof shall not be subject to double liability, providing that neither said stock nor the holder thereof shall be subject to assessments thereon, providing for amendments to the Articles of Incorporation necessary to accomplish the purposes of this Act, authorizing the sale of said preferred stock to the Reconstruction Finance Corporation and others, providing that such stock in the hands of agencies of the Federal or State Governments shall not be subject to ad valorem tax, limiting preemptive rights of stockholders to subscribe and purchase said newly issued preferred stock, defining the

words "Capital" and "Capital Stock" to include such preferred stock, authorizing and prescribing a method for the reduction of common stock outstanding, providing a method and manner of retirement of preferred stock and declaration and payment of a common stock dividend equal in aggregate par value to the aggregate par value of the preferred stock retired, providing that the validity of a portion of this Act shall not affect the balance hereof and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

1st Reading .....	981
2nd Reading .....	1006
Withdrawn and to Calendar .....	1221
Considered, Advanced, 3rd Reading and to House .....	1281-1282
4th Reading .....	1336

#### HOUSE BILL NO. 272—By MONTGOMERY, FREEMAN and GOODWIN.

An Act amending Section 1, of Chapter 263, of the Session Laws of 1919, relating to continuances; repealing all Acts in conflict herewith, and declaring an emergency.

1st Reading .....	722
2nd Reading .....	752
Committee Report .....	885
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	994-995
Reported Engrossed and to House .....	1016
House Concurs in Senate Amendments and Passes Bill as amended .....	1138-1139
4th Reading .....	1183

#### HOUSE BILL NO. 273—By BYROM.

An Act giving the Governor the power to release purchase options or waive the mineral rights under certain conditions, and declaring an emergency.

1st Reading .....	581
2nd Reading and to Calendar .....	597
Advanced, 3rd Reading and to House .....	611-612
4th Reading .....	665

#### HOUSE BILL NO. 274—By KERR.

An Act relating to Chapter 131, Oklahoma Session Laws, 1933, providing that said chapter shall hereinafter be designated the "Oklahoma Oil and Gas Conservation Act," changing the designation of certain officers named therein and of the fund thereof; abolishing certain positions in the "Bureau for the Conservation of Oil and Gas" and providing that the remaining positions in said bureau be placed under the supervision and control of the "Conservation Officer" mentioned in this Act and be paid from the "Conservation Fund" named therein rather than from the General Revenue Fund of the State; placing the Well Log Division of the Corporation Commission under the supervision and control of said Conservation Officer and providing that fees collected thereby be paid into said Conservation Fund; creating certain positions in said division and providing that the salaries fixed therefor be paid from said Conservation Fund, and declaring an emergency.

1st Reading .....	1548
2nd Reading and to Calendar .....	1562
Withdrawn and to Committee .....	1691



Committee Report .....	1868
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1939-1942
Reported Engrossed and to House .....	1952
House Concurs in Senate Amendments and Passes Bill as amended .....	2021-2022
4th Reading .....	2095

## HOUSE BILL NO. 275—By ROBERTS.

An Act providing for the use of safety glass in designated types of motor vehicles; defining the term "safety glass"; providing penalties for violation thereof, and declaring an emergency.

1st Reading .....	849
2nd Reading .....	874
Committee Report .....	1169
Considered .....	1810
Advanced .....	1935
Reported Engrossed .....	1992
3rd Reading and to House .....	2000-2001
House Concurs in Senate Amendments and Passes Bill as amended .....	2028
4th Reading .....	2095

## HOUSE BILL NO. 276—By WHITAKER of the House, and GARVIN of the Senate.

An Act appropriating and authorizing the payment of the sum of \$1,253.54, in payment of claim for injuries received by G. W. Lewis under the Workman's Compensation Act.

1st Reading .....	1233
2nd Reading .....	1250
Committee Report .....	1556
Advanced .....	1632
3rd Reading and to House .....	1713-1714
4th Reading .....	1832

## HOUSE BILL NO. 279—By SINGLETON and PHILLIPS of Okfuskee of the House, and BROADDUS and HILL of the Senate.

An Act amending Section 1678, Chapter 13, of the Oklahoma Statutes of 1931, providing against the marriage of white persons with negroes, or persons of African descent, or fornication between such persons; defining fornication within the meaning of this Act; fixing a penalty, and declaring an emergency.

1st Reading .....	1110
2nd Reading and to Calendar .....	1144
Advanced .....	2009
3rd Reading and to House .....	2123-2124
4th Reading .....	2186

## HOUSE BILL NO. 283—By THORNTON, SHOEMAKE and BRANAN.

An Act authorizing Leo D. Harman, Sr., formerly a captain in the Oklahoma National Guard, to bring suit against the State of Oklahoma for injuries sustained in line of duty as a soldier, providing that if judgment is entered in his favor, that the same shall be paid from the general funds of the State, appropriating not to exceed \$2,500.00, for the purpose of payment of any judgment rendered, and declaring an emergency.

1st Reading .....	899
2nd Reading and to Calendar .....	922
Considered, Advanced, 3rd Reading and Referred for En-	

grossment .....	1034-1036
Reported Engrossed and to House .....	1051
House Concurs in Senate Amendments .....	1138
4th Reading .....	1183

## HOUSE BILL NO. 286—By STANDRIDGE.

An Act authorizing S. B. Callahan to institute and prosecute an action against the State of Oklahoma for the use and benefit of himself and family for the alleged wrongful destruction of his automobile.

1st Reading .....	1233
2nd Reading and to Calendar .....	1250
Advanced .....	1283
3rd Reading and to House .....	1312-1313
4th Reading .....	1368

## HOUSE BILL NO. 293—By FRAZIER.

An Act directing proper state officers to furnish to the county attorney of Pushmataha County a set of the Oklahoma Reports and the Oklahoma Criminal Records; and to certain other officers of said county sets of the Session Laws of Oklahoma to replace similar documents destroyed by fire, and declaring an emergency.

1st Reading .....	1206
2nd Reading and to Calendar .....	1229
Advanced .....	1283
3rd Reading and to House .....	1313-1314
4th Reading .....	1368

## HOUSE BILL NO. 298—By BREWER.

An Act amending Section 1, Chapter 205, Oklahoma Session Laws, 1933, relating to the transportation of children to and from school and declaring an emergency.

1st Reading .....	1053
2nd Reading and to Calendar .....	1069
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1113-1114
Reported Engrossed and to House .....	1136
House Concurs in Senate Amendments and Passes Bill as amended .....	1181
4th Reading .....	1210

## HOUSE BILL NO. 309—By BOGGS, FRAZIER, HUNT of Osage, THORNTON and WRIGHT of Washita.

An Act amending Sections 8903, 8904, 8914, 8915, 6917, 8918, 8919, 8920, 8922 and 8923 Oklahoma Statutes 1931 relating to plant inspection and quarantine; providing for registration of nurserymen and nursery dealers; fixing salaries; repealing Acts in conflict herewith; and declaring an emergency.

1st Reading .....	1979
2nd Reading and to Calendar .....	1984
Advanced .....	2009
3rd Reading and to House .....	2224-2225
4th Reading .....	2263

## HOUSE BILL NO. 311—By WYLY, REED, MORTON and MORROW.

An Act to amend Section 1, of Article 1, of Chapter 96, Session Laws

of Oklahoma, 1933, relating to District Court Judicial Districts in the State of Oklahoma.

1st Reading .....	1820
2nd Reading and to Calendar .....	1833
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	2089-2091
Reported Engrossed and to House .....	2114
House rejects Senate Amendments, requests Conference, naming Conferees .....	2186-2187
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	2238-2240
4th Reading .....	2280

HOUSE BILL NO. 313—By ABERNATHY of Pottawatomie, CAREY, SPENCER, FRAYER and HOYT.

An Act amending Section 1, Article 1, Chapter 96, Session Laws of Oklahoma, 1933, relating to District Court Judicial Districts in the State of Oklahoma, and declaring an emergency.

1st Reading .....	601
2nd Reading .....	610

HOUSE BILL NO. 321—By COE of the House, and NICHOLS of the Senate.

An Act making an appropriation of \$4,004.00 to pay each of the District Court reporters, a payment of whose salaries was not covered by the case of Telle vs. Carter, State Auditor, the sum of Twenty-Five (\$25.00) Dollars per month for each month served as a District Court reporter during the period beginning July 1, 1933, and ending January 14, 1935, providing procedure therefor, and declaring an emergency.

1st Reading .....	1347
2nd Reading and to Calendar .....	1353
Considered and Advanced .....	1714
3rd Reading and Referred for Engrossment .....	2047-2048
Reported Engrossed and to House .....	2057
House Concurs in Senate Amendments and Passes Bill as Amended .....	2161-2162
4th Reading .....	2228

HOUSE BILL NO. 322—By TRAW and COLEMAN.

An Act providing for the disposition of funds received by the Treasurers of the various counties of the State from the Federal Government as said counties' share of revenue derived from rental of forest reserves, and declaring an emergency.

1st Reading .....	1181
2nd Reading and to Calendar .....	1194
Advanced .....	1283
3rd Reading and to House .....	1790-1791
4th Reading .....	1832

HOUSE BILL NO. 323—By REED.

An Act authorizing the State Game and Fish Commission to declare open season on certain game and to fix the time and conditions thereof in any counties or parts of counties of this State; and to require a special license or permit to hunt during such season, and to fix the amount thereof; and to prescribe any rules and regulations regarding the conduct and policing of such season and



areas during such season; repealing all conflicting laws, etc., and declaring an emergency.

1st Reading .....	1234
2nd Reading and to Calendar .....	1250
Considered .....	1343
Advanced .....	1377
3rd Reading and Referred for Engrossment .....	1388-1389
Reported Engrossed and to House .....	1397
House concurs in Senate Amendments and Passes Bill as amended .....	1434
4th Reading .....	1495

#### HOUSE BILL NO. 324—By JOHNSTON.

An Act amending Section 9123, Oklahoma Statutes, 1931, relating to the bonding of officers and employees of state banks, and declaring an emergency.

1st Reading .....	1233
2nd Reading .....	1280
Committee Report .....	1351
Considered, Advanced, 3rd Reading and to House .....	1808-1810
4th Reading .....	1852

#### HOUSE BILL NO. 328—By COE.

An Act providing for and relating to pensions or benefits for persons who are wholly or partially blind and without means of support and incapable of self-support, adding certain powers and duties to the Oklahoma Commission for the Adult Blind, creating an "Adult Blind Revolving Fund," providing for its expenditure and making an appropriation therefor; making appropriations for the administration of this Act, and declaring an emergency.

1st Reading .....	1704
2nd Reading and to Calendar .....	1769
Advanced .....	1936
Referred to Special Committee .....	1985
3rd Reading and to House .....	2063-2064
4th Reading .....	2092

#### HOUSE BILL NO. 329—By FRAZIER of the House, and STEWART of the Senate.

An Act requiring in counties of this State all drivers of trucks, automobiles and other vehicles to have and exhibit to peace officers upon demand written permit covering movements of live stock and domestic fowls contained therein, or to make written statement in the absence of said permit, and providing penalties for failing to exhibit the same or to make said statement false or forged permits, and declaring an emergency.

1st Reading .....	1206
2nd Reading and to Calendar .....	1229
Considered and Advanced .....	1710
Reported Engrossed .....	1790
3rd Reading and Referred for Re-engrossment .....	1800-1802
Reported Engrossed and to House .....	1813
House Concurs in Senate Amendments and Passes Bill as amended .....	1847
4th Reading .....	1910

#### HOUSE BILL NO. 332—By CAREY and ABERNATHY of Pottawatomie.

An Act amending Section 1223, Oklahoma Statutes, 1931, relating to

property to be delivered to surviving spouse after death of husband or wife and pertaining to administration of homestead property, and declaring an emergency.

1st Reading .....	990
2nd Reading .....	1006
Committee Report .....	2008

HOUSE BILL NO. 335—By COE, BILLINGS, CARLETON, GIBBONS, ELLIS, KEYES and SCHWOERKE of the House, and FIDLER of the Senate.

An Act authorizing and relating to the installation, maintenance and operation of a short-wave radio system for the Sheriff's Office of each county of the State having a population in excess of 150,000 persons according to the last Federal Decennial Census or any succeeding Federal Decennial Census which has secured permission to establish such a system from the Federal Communication Commission; said system to be used in apprehending criminals, preserving public peace and safety and in performing other duties pertaining to said office; providing for county appropriations and levies to establish, maintain and operate such a radio system, and declaring an emergency.

1st Reading .....	1548
2nd Reading and to Calendar .....	1563
Considered, Advanced, 3rd Reading and to House .....	1656-1658
4th Reading .....	1696

HOUSE BILL NO. 336—By MONTGOMERY, CHAMBERS, O'BRIEN, EBY, MOFFETT, KIRKPATRICK and POE.

An Act making an appropriation from the General Revenue Fund of the State of Oklahoma for the purpose of paying claims herein-after named and in the amount set opposite each, for groceries and foodstuffs furnished to the destitute of Tulsa County, Oklahoma, in the year 1931, and declaring an emergency.

1st Reading .....	921
2nd Reading .....	940
Committee Report .....	1056
Considered, Advanced, 3rd Reading and to House .....	1173, 1178-1179
4th Reading .....	1210

HOUSE BILL NO. 337—By HUSER.

An Act safeguarding the public health of the people of the State of Oklahoma, and requiring examination and licensing of superintendents and operators in charge of water supplies and sewage disposal plants of cities, towns and villages, having a population of less than one hundred thousand, according to the last United States Census reports; repealing all Acts in conflict therewith, and declaring an emergency.

1st Reading .....	1549
2nd Reading and to Calendar .....	1563

HOUSE BILL NO. 338—By FREEMAN and GOODWIN.

An Act authorizing C. B. McCormack to institute and prosecute an action against the State of Oklahoma for the use and benefit of himself and family for the alleged wrongful failure of the State Highway Department to comply with contract entered upon in 1923 to do certain work on highway in Pawnee County.

1st Reading .....	1272
2nd Reading and to Calendar .....	1295

Advanced, 3rd Reading and to House .....	1432-1433
4th Reading .....	1554

HOUSE BILL NO. 340—By KEYES, WINGO and PHILLIPS of Okfus-  
kee.

An Act amending Section 57, Oklahoma Statutes, 1931, same being Chapter 81, Section 1, Session Laws, 1919, relating to publication of legal notices in daily and semi-weekly newspapers, and declaring an emergency.

1st Reading .....	920
2nd Reading .....	940
Committee Report .....	1823
Advanced .....	1843
3rd Reading and to House .....	2101-2102
4th Reading .....	2235

HOUSE BILL NO. 343—By KEYES, CARLETON, GIBBONS and  
ELLIS.

An Act creating and establishing a county school district in Oklahoma County, Oklahoma, embracing all the territory in said county except that territory embraced by the Oklahoma City School District; creating the office of county school supervisor of said county, prescribing his qualifications and duties; providing for his election, fixing his term of office and the time when he shall begin his duties, and providing for the election or appointment of his successor; providing for the number of assistants that shall be employed in the county school supervisor's office; fixing the salary of the county school supervisor and his assistants; fixing the place where the county school supervisor and his assistants shall maintain his office; providing for the levying of taxes upon the real and personal property in said district for the maintenance of the county school supervisor's office, and the payment of the salaries of the county school supervisor and his assistants; providing for the levying of taxes for the maintenance of the separate white and negro schools located in said district; making the county treasurer of said county the collector and custodian of the tax funds of said district; providing for the manner in which claims against said district shall be filed, allowed, and the funds disbursed; abolishing the office of superintendent of public instruction of said county, and directing that official to surrender on July 1, 1937, to the county school supervisor all records, files and effects appertaining to that office, and repealing all laws and parts of laws, and all acts and parts of acts in conflict herewith.

1st Reading .....	1235
2nd Reading .....	1250
Committee Report and returned to House .....	1398
Returned by House and Referred to Committee .....	1436-1437

HOUSE BILL NO. 346—By O'DELL, LONG, ALLEN, PETERSON,  
WOOTEN, ELLIS, CAREY, KIKER, HUNT of Osage, BARNETT,  
DOGGETT and BREWSTER.

An Act requiring all persons, firms, associations or corporations owning, operating or leasing any gas, water, or oil pipe lines in any county, to file a map or plat thereof with the county assessor; prescribing the contents of said map or plat; prescribing penalties for failure to comply with the provisions hereof, and declaring an emergency.

1st Reading .....	1204
-------------------	------



2nd Reading .....	1230
Committee Report .....	1324
Withdrawn and to Committee .....	1397
Committee Report .....	1603
Withdrawn and Re-referred to Committee .....	1807
Advanced .....	1758

## HOUSE BILL NO. 348—By CARLETON, SCHWOERKE and BILLINGS.

An Act declaring the policy of the State with reference to and regulating taxicabs, as defined herein, operating in cities having a population of 125,000 or more; prohibiting the operation of such taxicabs without a certificate of convenience and necessity; requiring such taxicabs to carry liability insurance covering loss or damage to persons and property; conferring jurisdiction upon the Corporation Commission over such taxicabs and their operation; authorizing and directing said Commission to fix fares to be charged by such taxicabs; authorizing and directing said Commission to issue certificates of convenience and necessity for the operation of such taxicabs; fixing the fees for such certificates; authorizing said Commission to make rules and regulations governing the fixing of fares and issue of certificates of convenience and necessity; providing for the enforcement and punishment for the violation of the provisions of this Act, and the orders, rules and regulations of said Commission; reserving to cities certain powers heretofore granted them; repealing all Acts inconsistent with the provisions of this Act.

1st Reading .....	1653
2nd Reading .....	1666
Withdrawn and to Calendar .....	1983
Advanced and 3rd Reading .....	2289

## HOUSE BILL NO. 350—By BRUCE.

An Act authorizing the purchase of Cigarette Tax Stamps from the Oklahoma Tax Commission by wholesalers and jobbers of cigarettes at a discount of 5% to compensate such wholesalers or jobbers for expenses necessarily incurred under the provisions of House Bill No. 361 of the Fifteenth Legislature, and declaring an emergency.

1st Reading .....	1347
2nd Reading .....	1353
Committee Report .....	1770
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1771-1772
Reported Engrossed and to House .....	1773
House rejects Senate Amendments and requests Conference, naming Conferees .....	1804-1805
Senate grants Conference and names Conferees .....	1805
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1817-1850
4th Reading .....	1878

## HOUSE BILL NO. 354—By COLEMAN and TRAW.

An Act authorizing Jack Byers and Aler Boyd of Poteau, Oklahoma, to sue the State of Oklahoma to determine the amount of damages sustained to themselves and certain property and the liability of the State therefor, by reason of an accident caused by alleged negligence of the employees of the State Highway Department, and declaring an emergency.

1st Reading .....	899
-------------------	-----

2nd Reading .....	922
Withdrawn, to Calendar and Advanced .....	1412
3rd Reading and to House .....	1794-1795
4th Reading .....	1894

## HOUSE BILL NO. 355—By GIBBONS.

An Act regulating the use of roads and highways by motor vehicles; providing for the establishment, operation and maintenance of ports of entry in the State of Oklahoma; prescribing certain conditions that must be met by motor carriers and operators thereof before same shall be allowed to proceed in this State; providing for employees necessary to operate such ports of entry and fixing the salaries thereof; prescribing the duties of such employees; providing penalties for the violation of this statute, and declaring an emergency.

1st Reading .....	1549
2nd Reading and to Calendar .....	1553
Considered, Advanced, 3rd Reading and referred for Engrossment .....	1693-1694
Reported Engrossed and to House .....	1711
House rejects Senate Amendments, requests Conference, Naming Conferees .....	1757
Senate grants Conference and names Conferees .....	1757
Conference Committee Report submitted, Adopted, Bill Passed as Amended and to House .....	1871-1878
4th Reading .....	1948
House reconsiders Vote by which Bill Passed and requests further Conference .....	2022-2023
Vote reconsidered by which Passed, as amended in Conference .....	2023
Vote reconsidered by which Conference Committee Report Adopted .....	2023
Senate grants further Conference and names Conferees .....	2023
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	2058-2061
4th Reading .....	2108

## HOUSE BILL NO. 357—By DAVIS.

An Act to amend Section 780, Oklahoma Statutes, 1931, relating appeals in receivership cases, and declaring an emergency.

1st Reading .....	990
2nd Reading .....	1006
Committee Report .....	1177
Advanced .....	1869
3rd Reading and to House .....	2103-2104
4th Reading .....	2214

## HOUSE BILL NO. 358—By THORNTON.

An Act authorizing the merger and consolidation of Domestic Corporations; providing the manner of such merger, or consolidations, for surrender and cancellation of corporate franchises, and declaring an emergency.

1st Reading .....	1778
2nd Reading .....	1833
Committee Report .....	1837-1838
Advanced .....	1844
3rd Reading .....	1987

HOUSE BILL NO. 360—By PHILLIPS of Okfuskee of the House, and BROADDUS, JONES and RORSCHACH of the Senate.

An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this state as the guest of such owner, or operator, and without pay, shall have a cause of action for injury or death in case of accident, unless such accident and injury shall have been intentional on the part of the said owner, or operator, providing exceptions, and declaring an emergency.

1st Reading .....	1109
2nd Reading and to Calendar .....	1144
Considered and Advanced .....	1244-1246
3rd Reading, Referred for Engrossment and Motion Lodged ..	1887
Motion Tabled, to Reconsider Vote .....	1952
Reported Engrossed and to House .....	1952
House rejects Senate Amendments, requests Conference and names Conferees .....	2007
Senate grants Conference and names Conferees .....	2007
Conference Committee Report submitted .....	2061-2062
Conference Committee Report adopted and Bill Falls of Passage, as amended thereby .....	2126-2127

HOUSE BILL NO. 361—By BAILEY, MUNSON, SHOEMAKE, HOLLI-MAN, KIKER, CARMICHAEL and STOKES.

An Act levying a stamp tax on the sales of cigarettes, prescribing rates thereof; providing for the stamps and the use thereof; providing for the enforcement of this Act by the Oklahoma Tax Commission and for rules and regulations in relation thereto; providing that the revenue derived hereunder, less expense of collection, enforcement, purchase of stamps and refunds, shall be placed to the credit of the general revenue fund of the State for the purpose of affording general revenues for the support of governmental functions; creating a fund for the enforcement of this Act and for refunds and making appropriations therefor; requiring wholesalers and/or jobbers and retailers to procure licenses or permits and regulating the issuance and revocation of such licenses or permits; prescribing penalties; repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	636
2nd Reading and to Calendar .....	640
Considered, Advanced, 3rd Reading and referred for Engrossment .....	684-689
Reported Engrossed and to House .....	704-705
House rejects Senate Amendments, requests Conference, naming Conferees .....	712-713
Senate grants Conference, naming Conferees .....	713
House and Senate name additional Conferees .....	742
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	785-787
House Requested to Return Bill .....	853
House Returns Bill .....	886-887
Vote Reconsidered by which Emergency Passed .....	929
Roll Call on Emergency and Referred for Engrossment .....	929-930
Reported Engrossed and to House .....	934
4th Reading .....	958-959

HOUSE BILL NO. 372—By WHITAKER and GIBBONS.

An Act permitting and authorizing any municipal corporation to participate, either as creditor or debtor, in the plan and plans of



readjustment of municipal debts provided by the bankruptcy acts of the United States and to participate in the proceedings either as creditor or debtor under said Acts, and to become bound thereby; defining debtor and creditor municipal corporation; providing further that any Bonds or other securities issued by any municipal corporation under the readjustment provisions of said bankruptcy acts shall be issued and refunded under the provisions of the laws of Oklahoma governing the refunding of municipal and public indebtedness; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	1064
2nd Reading .....	1095
Committee Report .....	1122
Considered and Advanced .....	1144
3rd Reading and referred for Engrossment .....	1218-1219
Reported Engrossed and to House .....	1226
House concurs in Senate Amendments and Passes Bill as Amended .....	1259-1260
4th Reading .....	1273

**HOUSE BILL NO. 373—By MARTIN of the House, and RORSCHACH of the Senate.**

An Act amending Section 9038, Compiled Oklahoma Statutes, 1931, relating to the herding of domestic animals, and declaring an emergency.

1st Reading .....	1234
2nd Reading and to Calendar .....	1250
Advanced .....	1709
3rd Reading and to House .....	1797-1798
4th Reading .....	1909

**HOUSE BILL NO. 375—By MUNGER.**

An Act authorizing the Board of County Commissioners of each county in the State to render certain assistance to State or Federal Relief Administrations or Agencies; authorizing expenditures from the charity and highway funds of the counties for such purposes in taking care of the indigent persons of the county and in connection with the State or Federal Relief Administrations or Agencies; repealing all laws in conflict herewith, and declaring an emergency.

1st Reading .....	1030
2nd Reading and to Calendar .....	1033
Considered and Advanced .....	1102-1103
Reported Engrossed, 3rd Reading and to House .....	1126-1127
House concurs in Senate Amendments and Passes Bill as Amended .....	1182
4th Reading .....	1211

**HOUSE BILL NO. 376—By HUEY, MUNSON and SADLER.**

An Act making an appropriation for the Oklahoma Geological survey for the remainder of the fiscal year ending June 30, 1935.

1st Reading .....	1778
2nd Reading .....	1833

**HOUSE BILL NO. 377—By HOWELL, HUNT (Osage) and WILLIAMS.**

An Act appropriating Thirty-seven Thousand, One Hundred and Twenty-five (\$37,125.00) Dollars, to be used by the superintendent

of public instruction, in compliance with Compiled Oklahoma Statutes 1931, Section 6943, and declaring an emergency.

1st Reading .....	1031
2nd Reading .....	1033
Committee Report and Re-referred .....	1503
Withdrawn, to Calendar and Advanced .....	1844
3rd Reading and referred for Engrossment .....	1969-1971
Reported Engrossed and to House .....	1992
House rejects Senate Amendments and Consideration De- ferred .....	2027-2028
House reconsiders vote whereby Senate Amendments Re- jected .....	2222
Senate Amendments Concurred in and Bill Passed as Amended .....	2222
4th Reading .....	2253

#### HOUSE BILL NO. 379—By WYLY.

An Act authorizing the construction and equipment of dormitories on the campus of the Northeastern State Teachers' College of the State of Oklahoma, providing for the issuance and payment of Northeastern State Teachers' College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of municipal sinking funds and the capital and surplus of banks, trust and insurance companies in said bonds; making the same approved security for the deposit of public or trust funds; making the bonds non-taxable for any purpose, and declaring an emergency.

1st Reading .....	991
2nd Reading .....	1006
Withdrawn and to Calendar .....	1033
Considered, Advanced, 3rd Reading and Referred for En- grossment .....	1088, 1114-1116
Reported Engrossed and to House .....	1142
House rejects Senate Amendments, requests Conference, nam- ing Conferees .....	1182-1183
Senate grants Conference and names Conferees .....	1183
Conference Committee Report submitted .....	1207-1208
Conference Committee Report Adopted, Bill Passed as amended thereby and to House .....	1223-1224
4th Reading .....	1273
House Reconsiders Vote by which Bill Passed as Amended in Conference and requests further Conference .....	1368-1369
Senate Defers Consideration of Request .....	1369
Vote Reconsidered by which Passed .....	1379
Vote Reconsidered by which Conference Committee Report Adopted .....	1379
Further Conference granted and Conferees named .....	1380
Second Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1380-1382
House Adopted Second Conference Committee Report and Passes Bill as amended thereby .....	1398-1399
4th Reading .....	1474

#### HOUSE BILL NO. 382—By DOTY.

An Act amending Sections 12306, 12310 and 12311, Compiled Statutes, 1931, the same being Section 2, Section 6 and Section 7, respectively, of Initiative Petition 100, providing that any taxpayer shall have fifteen days within which to inspect municipal budgets after the same have been filed with the State Auditor and permitting

said taxpayer to file a protest to any alleged erroneous or illegal taxes within said time; authorizing excise board to correct illegal or irregular budget or levy; permitting any party to an action before the court of tax review to appeal to the Supreme Court, and requiring such party desiring to make such appeal to file a written notice thereof with the State Auditor within ten (10) days after the court of tax review has rendered its judgment, and prescribing the procedure for such appeals; requiring protestant appealing to give bond, prescribing purpose of bond and its forfeiture; repealing all laws in conflict herewith.

1st Reading .....	1053
2nd Reading .....	1070
Committee Report .....	1198
Stricken .....	2127

## HOUSE BILL NO. 386—By BRANAN.

An Act amending Section 8948, Oklahoma Statutes, relating to predatory animals, and providing for recovery for damages.

1st Reading .....	1636
2nd Reading and to Calendar .....	1640
Advanced .....	1935
3rd Reading and to House .....	1986-1987
4th Reading .....	2095

## HOUSE BILL NO. 388—By LONG.

An Act providing for the enlargement, maintenance, care, beautifying and landscaping of cemeteries which were, prior to August 15, 1933, owned by townships and were maintained and kept by the Township Board of Trustees of the Township or by the Board of County Commissioners; authorizing the Board of County Commissioners of any county to make an annual appropriation therefor and authorizing the making of a county ad valorem levy for such purpose; providing that no burial fee shall be charged, and declaring an emergency.

1st Reading .....	1030
2nd Reading .....	1033
Committee Report .....	1088
Considered, Advanced, 3rd Reading and to House .....	1101-1102
4th Reading .....	1168

## HOUSE BILL NO. 389—By COE, ELLIS, BILLINGS, GIBBONS, SCHWOERKE, CARLETON and KEYES of the House, and FIDLER of the Senate.

An Act making appropriations from the General Revenue Fund for the purpose of paying certain claims for foodstuffs furnished State Relief Camp No. 1, and declaring an emergency.

1st Reading .....	920-921
2nd Reading .....	940
Committee Report .....	1056
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1711-1713
Reported Engrossed and to House .....	1721
House Concurs in Senate Amendments and Passes Bill as Amended .....	1776
4th Reading .....	1832

## HOUSE BILL NO. 390—By CHAMBERS.

An Act defining arson as to first, second, third and fourth degrees,



relating to the unlawful burning or the attempted burning of property, fixing the penalty for conviction thereof, repealing Sections 2046 to 2058 inclusive, Article 47, Chapter 6, Compiled Oklahoma Statutes, 1921, and all other Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	1110
2nd Reading and to Calendar .....	1144
Considered, Advanced, 3rd Reading, Indefinitely Postponed and Motion Lodged .....	1716
Motion tabled, to Reconsider Vote .....	2056
Motion to Reconsider Vote Fails of Adoption .....	2226
Motion to Reconsider Vote Fails of Adoption .....	2288

#### HOUSE BILL NO. 393—By CHAMBERS.

An Act providing for the regulation and supervision by the State Bank Commissioner, corporations, companies, firms, co-partnerships, corporations, organizations, associations and individuals, engaged in the profession or business of making chattel loans; defining the profession or business of making chattel loans; providing for the issuance and revocation of licenses to engage in such business; limiting the interest rate that may be charged in making such loans; defining the word "interest" as used herein; providing for examination of the books of those covered by the terms of this Act; providing for an annual license fee; providing for payment of expenses of the State Bank Commissioner in carrying out the terms hereof, exempting chartered banks from the effects hereof, and providing a penalty for the violation hereof, and declaring an emergency.

1st Reading .....	1777
2nd Reading and to Calendar .....	1833
Withdrawn and to committee .....	1842
Committee Report .....	1949

#### HOUSE BILL NO. 394—By MORSE, PETERSON, TRAW and BARNETT.

An Act to provide for the safety of persons employed in and about coal mines, and to provide for the examination of coal miners, and providing penalty for the violation of the same, and declaring an emergency.

1st Reading .....	1907
2nd Reading and to Calendar .....	1933
Considered, Advanced, 3rd Reading and to House .....	1995-1996
4th Reading .....	2092

#### HOUSE BILL NO. 395—By BECK.

An Act amending Section 6798, Oklahoma Statutes, 1931, relating to the election of district school board members; providing method of selection in case of tie, and declaring an emergency.

1st Reading .....	1322
2nd Reading .....	1336

#### HOUSE BILL NO. 397—By GIBBONS and ELLIS.

An Act amending Section 3700, Oklahoma Statutes, 1931, as amended, by Section 1, Chapter 156, Session Laws of 1933, defining and classifying Motor Carriers; defining the word "Market" as used in this Act, and declaring an emergency.

1st Reading .....	1493
2nd Reading and to Calendar .....	1504

Advanced .....	1933
3rd Reading and Referred for Engrossment .....	1936-1938
Reported Engrossed and to House .....	1950
House concurs in Senate Amendments and Passes Bill as Amended .....	2028
4th Reading .....	2095

## HOUSE BILL NO. 398—By GIBBONS and ELLIS.

An Act amending Section 3711, Oklahoma Statutes, 1931, as amended by Oklahoma Session Laws, 1933, Chapter 156, providing a penalty for the violation of the Motor Vehicle Act; prescribing the procedure to be had thereunder, and declaring an emergency.

1st Reading .....	1335
2nd Reading .....	1353
Withdrawn and to Calendar .....	1603
Advanced .....	1933
3rd Reading and to House .....	1938-1939
4th Reading .....	2031

## HOUSE BILL NO. 399—By CORSON of the House, and BURNS of the Senate.

An Act waiving immunity of the State of Oklahoma to be sued and authorizing J. F. Jack and his wife, Mrs. Iris Jack and J. F. Jack and Mrs. Iris Jack as next of kin to Jeff Jack and Bernice Jack, deceased, or J. F. Jack as administrator of the estate of Jeff Jack and Bernice Jack, deceased, and J. T. Easum and Mrs. J. T. Easum and Clifford Easum and Mable Easum to commence and carry on a civil action or civil actions against the State of Oklahoma to recover damages claimed by said persons to have been occasioned and brought about by the negligence of the officers, agents, servants, and employees of the State Highway Department of the State of Oklahoma; in failing to maintain State Highway No. 14, at a point about one mile north of Snyder, Oklahoma, in a reasonably safe condition of repair and by permitting a large tree to remain in and obstruct a portion of such Highway No. 14 at said point, on the night of June 27, 1930, and that as a direct and approximate result of such negligence, J. F. Jack's automobile was destroyed, and Mrs. Iris Jack was seriously and permanently injured and Bernice and Jeff Jack were seriously and mortally injured from which injuries they thereafter died, and that J. T. Easum received serious and parmanent injuries and Mrs. J. T. Easum received serious and permanent injuries, and Mable Easum received serious and permanent injuries, Clifford Easum received serious and permanent injuries as a result of said accident, etc., and declaring an emergency.

1st Reading .....	1232
2nd Reading and to Calendar .....	1250
Advanced .....	1282
3rd Reading and to House .....	1293-1295
4th Reading .....	1368

## HOUSE BILL NO. 404—By COE and DOTY.

An Act authorizing the governing bodies of cities and towns to levy and collect gross receipts taxes upon public utilities operating within the corporate limits of such cities and towns without franchises, limiting the amount of such taxes; excepting certain utilities from the provisions hereof; providing for the collection of such tax by civil action; repealing all Acts or parts of Acts in

conflict herewith; providing that invalidity of any part shall not affect the validity of remainder, and declaring an emergency.

1st Reading .....	1577
2nd Reading and to Calendar .....	1607
Referred to Special Committee with Instructions .....	1643
Committee Report and Advanced .....	1823-1824
Reported Engrossed .....	1992
3rd Reading and Referred for Engrossment .....	1996-1997
Reported Engrossed and to House .....	2034
House concurs in Senate Amendments and Passes Bill as Amended .....	2115
4th Reading .....	2144

#### HOUSE BILL NO. 406—By COMMITTEE ON APPROPRIATIONS.

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State educational, eleemosynary and penal institutions, and from the revolving funds and hospital funds of certain institutions; providing for the appropriation and distribution of the new college funds in accordance with Section 6526, Oklahoma Statutes, 1931, to the institutions entitled to same, and providing for the appropriation and distribution of Section 13 funds; as provided in Section 5464, Oklahoma Statutes, 1931, to the institutions entitled to the same and appropriating the public building fund to certain institutions herein specified.

1st Reading .....	1233
2nd Reading .....	1250
Committee Report .....	1344
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1464-1467
Reported Engrossed and to House .....	1479
House rejects Senate Amendments, requests Conference, naming Conferees .....	1549-1550
Senate grants Conference and names Conferees .....	1549-1550
Additional Conferee Appointed .....	1585
House Appoints Additional Conferee .....	1609-1610
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1689-1691
4th Reading .....	1763

#### HOUSE BILL NO. 409—By DAVIS of the House, and RORSCHACH of the Senate.

An Act amending Section 4930, Oklahoma Statutes, 1931, 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; excepting sales to the United States Government, or any agency thereof, from the operation thereof, and declaring an emergency.

1st Reading .....	1322
2nd Reading .....	1336
Committee Report .....	1409
Advanced, 3rd Reading and to House .....	1461-1462
4th Reading .....	1579

#### HOUSE BILL NO. 410—By ROBERTS, REED, STANDRIDGE and BREWER.

An Act amending Section 2193, Oklahoma Statutes, 1931; defining automatic vending machines and Pinor marble machines; providing a permit system for the operation of such machine or ma-



chines; prescribing the fees for such permits and specifically stating the purpose for which such fees are to be used; providing for the allocation and distribution of such fees; providing a penalty for the violation of this Act; repealing Section 2194, Oklahoma Statutes, 1931; and all other Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	1260
2nd Reading .....	1271
Withdrawn and Re-referred .....	1490
Committee Report .....	1556
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1614-1617
Reported Engrossed and to House .....	1640
House concurs in Senate Amendments and Passes Bill as Amended .....	1820
4th Reading .....	1830

#### HOUSE BILL NO. 413—By EBY and EASON.

An Act to regulate the business of buying, selling and otherwise dealing in used pipe line, oil, gas and other mineral equipment; defining dealers, peddlers, truckmen and brokers engaged in said business; providing for the licensing of such dealers, peddlers, truckmen and brokers; providing for the making, keeping and filing of reports covering purchases and sales of such used equipment; and providing penalties for the violation of this Act and declaring an emergency.

1st Reading .....	1234
2nd Reading .....	1250
Committee Report .....	1469
Considered, Advanced, 3rd Reading and to House .....	1611-1614
4th Reading .....	1696

#### HOUSE BILL NO. 414—By O'BRIEN, EASON and MOFFETT.

An Act to accept the provisions of the Act of Congress of the United States of America approved June 6, 1933, entitled, "An Act to provide for the establishment of a National Employment System and for cooperation with the States in the promotion of such system and for other purposes;" designating the Labor Commissioner of Oklahoma and the Department of Labor of Oklahoma as the agency of the State of Oklahoma to cooperate with the Employment System in the administration of said Act; designating the State Treasurer as custodian of the funds; making appropriation; provisions of this Act to be effective July 1, 1935.

1st Reading .....	1366
2nd Reading .....	1376
Committee Report .....	1481
Advanced .....	1786
3rd Reading and to House .....	1889-1890
4th Reading .....	1948

#### HOUSE BILL NO. 416—By SCHWOERKE (by request).

An Act authorizing Mrs. Fanny Beleele, wife of George Beleele, and their minor daughter, Loretta, by her father as next friend to sue the State of Oklahoma to determine the amount of damages sustained by them by reason of an accident caused by alleged negligence of an employee of the State Highway Commission and the liability of the State therefor.

1st Reading .....	1366
2nd Reading and to Calendar .....	1376

Advanced .....	1708
3rd Reading and to House .....	1798-1799
4th Reading .....	1911

## HOUSE BILL NO. 419—By MUNGER, O'DELL, POTEET, WILY,

MARTIN, BAILEY, JOHNSON of Osage and JOHNSTON.

An Act relating to the game and fish laws of the State of Oklahoma; making certain exemption; making certain Acts unlawful and fixing a penalty therefor; amending Sections 4824 and 4784, Oklahoma Statutes, 1931; repealing Sections 4790 and 4791 Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	1167
2nd Reading and to Calendar .....	1175
Considered, Advanced, 3rd Reading and to House .....	1220-1221
4th Reading .....	1263

## HOUSE BILL NO. 421—By KIRKPATRICK.

An Act amending Chapter 21, of the Session Laws of 1933, relating to the depositing of county funds in banks and giving of security therefor; repealing all Acts in conflict therewith, and declaring an emergency.

1st Reading .....	1471
2nd Reading and to Calendar .....	1482
Advanced .....	1520
3rd Reading and to House .....	1795-1796
4th Reading .....	1910

## HOUSE BILL NO. 422—By GREGORY.

An Act amending Section 9732, Oklahoma Statutes, 1931, providing that amended charters of corporations shall be signed by the Secretary of State, and declaring an emergency.

1st Reading .....	849
2nd Reading and to Calendar .....	874
Advanced, 3rd Reading and to House .....	1074-1075
4th Reading .....	1111

## HOUSE BILL NO. 423—By REED.

An Act amending Section 2, Article 6, Chapter 219, of Session Laws of 1913, "an Act prescribing laws for the government of the common schools of Oklahoma, and repealing conflicting laws," and to amend same by limiting liability of taxable property of adjacent territory outside limit of independent school district attached thereto for school purposes to expenses of independent school district incurred after being attached thereto; and further prescribing laws governing adjustment of finances, and charge and distribution of indebtedness; and distribution of assets; on adjacent territory being attached to or detached from independent school districts, and declaring an emergency.

1st Reading .....	1259
2nd Reading .....	1271
Committee Report .....	1332
Advanced .....	2009
3rd Reading .....	2146-2147

## HOUSE BILL NO. 424—By CHASE, O'DELL, BARNETT, LONG and HUNT of Pittsburg of the House, and NICHOLS of the Senate.

An Act to prohibit persons, individuals, firms, corporations and others engaged in the purchase or transportation of oil from discounting



or docking said oil in any sum greater than the actual gauged test of waste sediment when in a storage tank or tanks or in transportation, providing penalties for violation thereof.

1st Reading .....	997
2nd Reading .....	1006
Withdrawn and Re-referred .....	1397
Committee Report .....	1556
Stricken .....	1971

#### HOUSE BILL NO. 426—By O'DELL (by request).

An Act authorizing Earl W. Baker & Co., to institute and prosecute an action against the State Highway Department for the use and benefit of the said Earl W. Baker & Co., on account of the failure of the Highway Department to complete contract No. NRM 12-C paving in Tulsa County, and declaring an emergency.

1st Reading .....	1653
2nd Reading and to Calendar .....	1666
Advanced .....	1935
3rd Reading .....	1998
Stricken .....	2114

#### HOUSE BILL NO. 427—By STOKES and WRIGHT of Beaver, of the House and HOWSLEY of the Senate.

An Act providing for the repayment of penalties, interest and costs collected on ad valorem taxes in all counties of the State where the penalties are now held in the Sinking Fund of said Counties and against which there is no bonded indebtedness now outstanding, and declaring an emergency.

1st Reading .....	921
2nd Reading .....	940
Withdrawn and to Calendar .....	968
Considered and Advanced .....	995, 1132-1133
Referred to Special Committee .....	1176
Reported Engrossed .....	1296
3rd Reading and Referred for Re-engrossment .....	1311-1312
Reported Engrossed and to House .....	1331
House rejects Senate Amendments, requests Conference, naming Conferees .....	1366-1367
Senate grants Conference and names Conferees .....	1367
Conference Committee Report Submitted and Adopted .....	1437-1439
Bill Passed as amended in Conference and to House .....	1463-1464
4th Reading .....	1579

#### HOUSE BILL NO. 429—By BOGGS.

An Act waiving immunity of the State of Oklahoma to be sued, and authorizing a legal representative of the estate of Gordon Stringer, or his surviving wife and his minor children, by their guardian or next friend, or the administrator of the estate of Gordon Stringer, to commence and carry on a civil action or actions against the State of Oklahoma to recover damages alleged by said persons to have been occasioned by the carelessness and negligence of the State of Oklahoma by and through one of its prisoners who engaged in driving a truck for and on behalf of the State of Oklahoma, and that as a direct and approximate result of such carelessness and negligence Gordon Stringer lost his life, and declaring an emergency.

1st Reading .....	1053
2nd Reading .....	1070



Committee Report .....	1122
Advanced .....	1283
3rd Reading and to House .....	1791-1792
4th Reading .....	1895

## HOUSE BILL NO. 430—By O'DELL.

An Act authorizing County Commissioners to contract with person or persons to ferret out and recover gross production taxes due in part to said counties, and to audit and check accounts paid to the Oklahoma Tax Commission by operators of oil properties or pipe lines wherein proper allocation may not have been made to counties; designating compensation therefor; repealing Section 3 of Chapter 69, Oklahoma Session Laws, 1933.

1st Reading .....	1829
2nd Reading .....	1869

## HOUSE BILL NO. 431—By HOLLIMAN of the House, and CURNUTT of the Senate.

An Act giving to cities and towns in the State of Oklahoma power to declare what is and what shall constitute a nuisance, to condemn any such nuisance and where practical to abate the same summarily; to bring action in the District Court to have any such nuisance abated and the cost thereof charged as a lien upon the property upon which any such nuisance exists or is maintained and the property sold to pay the cost of abating such nuisance; providing that the District Court shall have jurisdiction and power to hear and determine any such action, and declaring an emergency.

1st Reading .....	1705
2nd Reading .....	1769
Committee Report .....	1818
Advanced .....	1891
3rd Reading and to House .....	2105-2106
4th Reading .....	2235

## HOUSE BILL NO. 437—By DEATON, KERR and ALLEN.

An Act amending Section 7852, Oklahoma Statutes, 1931, relating to the number of deputy sheriffs in the several counties of the State of Oklahoma.

1st Reading .....	1705
2nd Reading and to Calendar .....	1769-1770
Advanced .....	1824
3rd Reading and Referred for Engrossment .....	1884-1885
Reported Engrossed and to House .....	1904
House Concurs in Senate Amendments and Passes Bill as Amended .....	2021-2022
4th Reading .....	2095

## HOUSE BILL NO. 439—By HOLLIMAN.

An Act amending Section 5918, Oklahoma Statutes, 1931, relating to the investment of sinking funds; authorizing State and municipal officials to agree to the refunding of bonds in default and to agree to a scaling down of the debt represented by defaulted bonds, and declaring an emergency.

1st Reading .....	1610
2nd Reading and to Calendar .....	1640
Stricken .....	2148

## HOUSE BILL NO. 440—By COMMITTEE ON REVENUE AND TAXATION.

An Act levying a consumers' tax upon the gross receipts derived from the sales to consumers or users, of all tangible personal property, and of all goods, wares, merchandise, foods, confections, and drinks sold in the State of Oklahoma, and of tickets or admissions to places of amusement or athletic events, and of gas, electricity, and water, and of transportation to passengers, and of communication service by telephone, telegraph, and radio-casting, and of advertising and printing; upon the gross receipts derived from the sales to consumers or users, of all service of furnishing rooms by hotels, public inns and public rooming or lodging houses and tourist camps; defining terms; prescribing certain exemptions; providing for the disposition of the revenues arising hereunder, providing for the collection of such taxes and for the enforcement of this Act by the Oklahoma Tax Commission; providing for the expenses of such collection and enforcement; empowering said Commission to prescribe rules and regulations for the enforcement of this Act; prescribing penalties for the violation of this Act; authorizing refunds; making such taxes and penalties a lien on vendor's property; providing a legal remedy for aggrieved taxpayers; declaring the provisions of this Act to be severable; repealing conflicting laws, and declaring an emergency.

1st Reading .....	1500
2nd Reading and to Calendar .....	1504
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1524-1536
Reported Engrossed and to House .....	1561
House Requested to Return Bill for Correction .....	1606
House rejects Senate Amendments, requests Conference, naming Conferees .....	1643-1644
Senate grants Conference and names Conferees .....	1644
House Requested to Return Senate message .....	1692
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1743-1747
House Returns Senate Message .....	1759
4th Reading .....	1764

## HOUSE BILL NO. 441—By O'DELL and KIKER.

An Act levying an excise tax on every motor vehicle, automobile, motor truck, motor tractor, trailer, semi-trailer, tractor, motorcycle and motor bus, as the same are respectively defined by Section 1, Chapter 290, Oklahoma Session Laws, 1919; providing the time when such tax shall be levied and collected, the manner and method of collecting said tax; fixing the rate of such tax and basis of value; providing that the Oklahoma Tax Commission shall ascertain, compute and collect the tax and enforce the provisions of this Act; authorizing the Oklahoma Tax Commission to prescribe and promulgate rules and regulations for the enforcement of said Act and the collection of said tax; making said tax a lien on the vehicles; exempting certain vehicles; making such tax in lieu of all other taxes, general or special, except motor registration fees, mileage taxes and fees paid to the Corporation Commission, and declaring an emergency.

1st Reading .....	1501
2nd Reading and to Calendar .....	1504
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1537-1538
Reported Engrossed and to House .....	1561

House rejects Senate Amendments, requests Conference, naming Conferees .....	1649-1650
Senate grants Conference and names Conferees .....	1650
Conference Committee Report submitted, Adopted, Bill Passed as amended thereby and to House .....	1743-1744, 1748-1750
4th Reading .....	1764

## HOUSE BILL NO. 442—By ALLEN.

An Act amending Sections 10595, 10597 and 10598, Oklahoma Statutes, 1931, and relating to Industrial Life, Health and Accident Insurance Companies, and declaring an emergency.

1st Reading .....	1760
2nd Reading .....	1770
Withdrawn and to Calendar .....	1844
Advanced .....	1936
3rd Reading .....	1987-1988
Bill Passed and to House .....	1998-1999
4th Reading .....	2031

## HOUSE BILL NO. 443—By ALLEN.

An Act to prohibit after the effective date hereof, the writing of contingent or so-called mortality endowment contracts by life insurance companies, mutual aid associations and fraternal benefits societies; regulating the writing of such contracts; repealing all laws conflicting, and declaring an emergency.

1st Reading .....	1547
2nd Reading and to Calendar .....	1563
Advanced .....	1936
3rd Reading and to House .....	1999-2000
4th Reading .....	2031

## HOUSE BILL NO. 444—By ALLEN.

An Act authorizing the Insurance Commissioner for certain causes to request the appointment of a receiver for the operation or liquidation of insurance companies authorized to do business in this State; setting out the manner of the operation of said companies by the Insurance Commissioner; providing that no other person other than the Insurance Commissioner may ask for the appointment of a receiver, and declaring an emergency.

1st Reading .....	1760
2nd Reading .....	1770
Withdrawn and to Calendar .....	1844
Advanced .....	1928
3rd Reading and to House .....	1988-1989
4th Reading .....	2031

## HOUSE BILL NO. 447—By HOLLIMAN.

An Act amending Section 11017, Oklahoma Statutes, 1931, with reference to the limitation of an action upon a lien.

1st Reading .....	1653
2nd Reading and to Calendar .....	1666
Advanced .....	2110
Stricken .....	2148
Vote Reconsidered by Which Stricken .....	2154
3rd Reading and to House .....	2154
4th Reading .....	2228



## HOUSE BILL NO. 448—By HOLLIMAN and MONTGOMERY.

An Act amending Section 5914 of Oklahoma Statutes, 1931, so as to permit treasurers of various subdivisions of the State to purchase for cancellation the bonds of their respective municipalities at a price above par upon conditions herein prescribed, and declaring an emergency.

1st Reading .....	1547
2nd Reading and to Calendar .....	1563
Advanced .....	1936
3rd Reading and to House .....	2120-2121
4th Reading .....	2235

## HOUSE BILL NO. 449—By STOKES.

An Act authorizing the legal representatives of the estate of O. M. Colson, deceased, or his surviving heirs to bring a suit against the State of Oklahoma in Love County, Oklahoma, for the benefit of estate or said heirs for damages resulting from the death of said O. M. Colson on account of injuries sustained and resulting in death to O. M. Colson, deceased, by being run over by a truck belonging to the State of Oklahoma and driven by an employee of the State Highway Department of the State of Oklahoma on the 1st day of June, 1933, in Love County, Oklahoma, and declaring an emergency.

1st Reading .....	1205
2nd Reading and to Calendar .....	1230
Advanced .....	1869
3rd Reading and to House .....	2072-2073
4th Reading .....	2143

## HOUSE BILL NO. 452—By FISH AND GAME COMMITTEE.

An Act relating to game and fish and to the hunting and taking thereof; defining resident and non-resident fur dealers and requiring same to procure State licenses upon payment of designated fees; making certain acts unlawful and providing penalties therefor; repealing Sections 4801, 4802, 4803, 4804, 4805, 4827, 4828, 4829, 4880 and 4881, Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	1206
2nd Reading and to Calendar .....	1229
Advanced .....	1377
3rd Reading and Referred for Engrossment .....	1772-1773
Reported Engrossed and to House .....	1804
House concurs in Senate Amendments and Passes Bill as amended .....	1847
4th Reading .....	1931

## HOUSE BILL NO. 453—By TWIDWELL, WILLIAMS, CAMPBELL, BRANAN, ABERNATHY of Pottawatomie, WRIGHT of Beaver, TRAW, BEAMAN, BOGGS and MORSE.

An Act providing for the division of all territory within each county of the State into independent school districts; and providing for the administration and executive control of each of said districts; providing for the appointment by the State Board of Education of a school planning board for each county to recommend the boundaries of said independent school districts; defining the duties of said planning boards and the State Board of Education relative to the creation of said independent districts; defining the criteria and the method by which said independent districts shall be created; providing for the payment of the actual and neces-

sary expenses of said planning boards; providing that all school districts in the State shall continue to operate as now provided by law until said districts have been combined into independent school districts; providing a procedure for elections in said independent districts and defining the qualifications of voters; providing for the election of a board of education for each independent school district and defining the powers, duties and responsibilities of said boards; giving corporate powers to each independent school district, enumerating said powers, and defining the manner of naming such district; providing the method of liquidating outstanding indebtedness of former school districts which may comprise parts of independent districts; providing for the creation of joint independent school districts comprising parts of two or more counties; providing for the transfer of pupils from one school district to another; continuing the county superintendent of public instruction in office as now provided by law and making him the chief executive officer of the school planning board of each county; providing for a superintendent of schools in each independent school district, the method of his election, and defining his duties; providing that all instructional employees in a school district shall file health certificates as a condition precedent to employment; providing that plans and specifications for erecting or remodeling all school buildings shall be submitted to the State Board of Education for approval; providing for a minimum school term of nine months in all school districts of the State; providing for elections in each district for the purpose of voting excess levies for school purposes as provided by the Constitution; declaring the provisions of this Act severable; repealing all Acts or parts of Acts in conflict with this Act.

1st Reading .....	1440
2nd Reading .....	1445
Withdrawn and to Calendar .....	1843
Considered and Stricken .....	2108-2110

HOUSE BILL NO. 454—By BOGGS, TRAW, and COLEMAN of the House, and BRIGGS, HILL and WHITAKER of the Senate.

An Act authorizing and empowering the Eastern Oklahoma College, located at Wilburton, to provide for the care, training and education of the dependent youth and orphans of the State, who have attained the equivalent of a common school educational standing and who, by reason of being poor, dependent, neglected or orphaned may be unable to be cared for, trained or educated otherwise; providing the method, procedure and qualification for admission for such benefits; giving the Board of Regents power and authority to provide rules and regulations pertaining to admission or enrollment of such students and terms and conditions of the continuance of their care, training or education; and for useful and/or profitable employment of wards therein; providing for a revolving fund for earnings and the expenditure thereof.

1st Reading .....	1261
2nd Reading .....	1271
Advanced .....	1327
3rd Reading and Referred for Engrossment .....	1389-1390
Reported Engrossed and to House .....	1393-1394
House Concurs in Senate Amendments and Passes Bill as Amended .....	1472
4th Reading .....	1554

HOUSE BILL NO. 456—By CARLETON and SCHWOERKE.

An Act making an appropriation in the sum of \$182.59 to pay an



award made by the State Industrial Commission on February 6, 1929, for injuries sustained by Horace M. Gibson while an employee of the State Highway Department directing the approval of a claim therefor and the payment thereof to the widow of said Horace M. Gibson, and declaring an emergency.

1st Reading .....	1206
2nd Reading .....	1229
Committee Report .....	1469
Advanced .....	1708
3rd Reading and to House .....	1715-1716

#### HOUSE BILL NO. 459—By FRAYER and HOYT of the House and SOWARDS of the Senate.

An Act authorizing Lewis Adams, of Lincoln County, Oklahoma, to bring suit against the State of Oklahoma to determine the amount of damages sustained by him on account of the construction of State Highway No. 66, adjoining the west half of the northeast quarter of section 14, township 14, north, range 3 east; directing the payment of any judgment rendered in said suit out of the State Highway Construction and Maintenance Fund, and declaring an emergency.

1st Reading .....	1205
2nd Reading .....	1230
Committee Report .....	1324
Advanced .....	1844
3rd Reading and to House .....	1890-1891
4th Reading .....	1910

#### HOUSE BILL NO. 461—By EASON.

An Act amending Sections 3700, 3701 and 3704, Oklahoma Statutes, 1931, as amended by House Bill No. 656, approved April 12, 1933, relating to motor transportation; defining certain terms therein used; authorizing the Corporation Commission to regulate motor transportation, to fix and approve maximum and minimum rates, fares and charges; and a system of accounting; creating a Motor Carrier Department of the Corporation Commission; providing for a systematic enforcement of the Motor Carrier Statute, and rules of Commission; providing for a director and assistant director of motor transportation; prescribing the duties of department and officials; authorizing the employment of enforcement officers, and clerical help and limiting the salaries; fixing the fees of applicants for certificates; creating a Motor Vehicle Act Enforcement Fund; providing for the use of said fund, and declaring an emergency.

1st Reading .....	1493
2nd Reading and to Calendar .....	1504
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	2015, 2034-2036
Reported Engrossed and to House .....	2047
House Rejects Senate Amendments, Requests Conference, Naming Conferees .....	2080-2081
Senate Grants Conference and Names Conferees .....	2081
Conference Committee Report Submitted, Adopted, Bill Passed as Amended and to House .....	2162-2165
4th Reading .....	2263

#### HOUSE BILL NO. 471—By ELLIS.

An Act amending Section 4794, Oklahoma Statutes, 1931, relating to



the hunting for, capturing or killing of certain wild fowls and game.

1st Reading .....	1548
2nd Reading and to Calendar .....	1562
Considered, Advanced, 3rd Reading and to House.....	2179-2180
4th Reading .....	2252

HOUSE BILL NO. 473—By SHOEMAKE, BRANAN and THORNTON of the House, and BROADDUS and WHITAKER of the Senate.

An Act empowering and authorizing the county of Muskogee, Oklahoma, and the excise board thereof, to levy and collect an annual tax for the use and benefit of the Free Oklahoma State Fair at Muskogee, which is also known as the Oklahoma Free State Fair, and Muskogee County Free Fair; defining the names thereof; regulating the manner of making appropriations therefor and the expenditure of the funds raised from said tax, and declaring an emergency.

1st Reading .....	1064
2nd Reading .....	1095
Committee Report .....	1310
Advanced .....	1327
3rd Reading and to House .....	1456-1457
4th Reading .....	1578

HOUSE BILL NO. 475—By FREEMAN and GOODWIN.

An Act making an appropriation for the State Training School for White Boys at Pauls Valley, Oklahoma, and declaring an emergency.

1st Reading .....	1907
2nd Reading and to Calendar .....	1933
Advanced .....	2002
3rd Reading and to House .....	2002-2004
4th Reading .....	2095

HOUSE BILL NO. 476—By MORROW of the House and RITZHAUPT of the Senate.

An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized use and traffic in human bodies; prescribing the duties of certain officers and persons with relation to the disposition of dead human bodies; prescribing penalties for violation hereof.

1st Reading .....	1261
2nd Reading and to Calendar .....	1271
Considered and Advanced .....	1330
Reported Engrossed .....	1450
3rd Reading and to House .....	1460-1461
Senate Amendments Concurred in and Bill Passed as Amended .....	1493
4th Reading .....	1554

HOUSE BILL NO. 477—By WHITT.

An Act appropriating and authorizing the payment of the sum of \$1,395.00 principal, in payment of a judgment for injuries received by G. A. Patton, said judgment being rendered by the State Industrial Commission of the State of Oklahoma, and declaring an emergency.

1st Reading .....	1778
-------------------	------

2nd Reading and to Calendar .....	1833
Advanced .....	1843
3rd Reading and to House .....	2004-2005
4th Reading .....	2095

HOUSE BILL NO. 482—By SINGLETON of the House, and NICHOLS of the Senate.

An Act making supplemental appropriation for the support and maintenance of the Oklahoma Bureau of Criminal Identification and Investigation for the balance of the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	1099
2nd Reading and to Calendar .....	1144
Considered, Advanced, 3rd Reading and to House .....	1240-1241
4th Reading .....	1263

HOUSE BILL NO. 485—By CHAMBERS.

An Act amending Senate Bill No. 13 of the Regular Session of the Fifteenth Legislature entitled "An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure thereof, and declaring an emergency.

1st Reading .....	1054
2nd Reading and to Calendar .....	1070
Considered, Advanced, 3rd Reading and to House .....	1243-1244
4th Reading .....	1274

HOUSE BILL NO. 486—By WILLIAMS.

An Act providing for the disposition of cash surplus funds of counties arising from accounts set up for prior fiscal years, and which funds have lost their identity, and declaring an emergency.

1st Reading .....	1235
2nd Reading .....	1251

HOUSE BILL NO. 487—By BARNETT, MORSE and PETERSON of the House, and LOGAN of the Senate.

An Act authorizing Oral Ford of Okmulgee, Oklahoma, to bring suit against the State of Oklahoma for damages sustained by reason of negligence of the State Highway Department in repairing Highway No. 75, between the cities of Okmulgee and Henryetta, Okmulgee County, Oklahoma, and declaring an emergency.

1st Reading .....	1705
2nd Reading and to Calendar .....	1769
Advanced .....	1843
3rd Reading and to House .....	2071-2072
4th Reading .....	2186

HOUSE BILL NO. 488—By COE.

An Act prohibiting the drilling of any well for oil or gas within a one mile radius from the center of the State Capitol Building; providing penalty for violation of Act; providing for enjoining of violation of Act.

1st Reading .....	1273
2nd Reading .....	1295
Committee Report .....	1345

## HOUSE BILL NO. 489—By JOHNSTON of the House and BUSHYHEAD of the Senate.

An Act authorizing the construction and equipment of an auditorium and recreational center, and administrative building on the reservation of the Oklahoma Military Academy of the State of Oklahoma; providing for the issuance and payment of Oklahoma Military Academy Building Bonds; providing for a revolving fund to be known as the Oklahoma Military Academy Sinking Fund; providing the manner of expending the proceeds of the bonds; providing for the management of the building; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, etc., and declaring an emergency.

1st Reading .....	1232
2nd Reading and to Calendar .....	1250
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1810-1812
Reported Engrossed and to House .....	1824
House Concurs in Senate Amendments and Passes Bill as amended .....	1851
4th Reading .....	1931

## HOUSE BILL NO. 491—By GIBBONS.

An Act authorizing the construction and equipment of dormitories on the campus of the Central State Teachers' College of the State of Oklahoma, located at Edmond, Oklahoma; providing for the issuance and payment of Central State Teachers' College Dormitory bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose; and declaring an emergency.

1st Reading .....	1204
2nd Reading .....	1230
Committee Report .....	1352
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1390-1391
Reported Engrossed and to House .....	1397
Senate Amendments Concurred in and Bill Passed as amended .....	1434
4th Reading .....	1636

## HOUSE BILL NO. 498—By BOGGS, COLEMAN, DUNN and TRAW.

An Act making appropriations for the purpose of constructing and equipping buildings at the Eastern Oklahoma Tubercular Sanitarium at Talihina and at the Western Oklahoma Sanitarium at Clinton, and declaring an emergency.

1st Reading .....	1930
2nd Reading and to Calendar .....	1984
Advanced .....	2009
3rd Reading and to House .....	2067-2068
4th Reading .....	2235

## HOUSE BILL NO. 500—By MUNGER.

An Act creating School District No. 76, Noble County, Oklahoma, declaring the boundaries thereof; making all provisions of exist-



ing laws relating to schools and school districts applicable thereto,  
and declaring an emergency.

1st Reading .....	1778
2nd Reading and to Calendar .....	1833
3rd Reading and to House .....	2075-2076
Advanced .....	2009
4th Reading .....	2235

#### HOUSE BILL NO. 503—By DAVIS.

An Act amending Oklahoma Statutes, 1931, relating to keeping the records of the Juvenile Court; providing that permanent records shall be kept only when neglected or dependent child is committed, and declaring an emergency.

1st Reading .....	1705
2nd Reading and to Calendar .....	1769
Advanced .....	1869
3rd Reading and to House .....	2077-2078
4th Reading .....	2144

#### HOUSE BILL NO. 511—By BRANAN.

An Act levying a tax upon the transfers of the net estate of decedents, in trust or otherwise, by gifts, legacies, inheritances, requests, successions and transfers; defining the gross estate and transfers; providing for deductions, exemptions, and defining the net estate and transfers subject to the tax; providing exemptions and graduated rates of tax; providing for the assessment and collection and disposition of the tax; fixing the liability of persons and corporations for the payment of the tax; providing penalties for nonpayment and for liens upon the property transferred and the enforcement thereof; granting to the Oklahoma Tax Commission and the County Court of the several counties of the State the authority and jurisdiction to make appraisements and assessments of the tax and the enforcement of this statute; authorizing appeals from the County Court; authorizing appeals from decisions of the Oklahoma Tax Commission; substituting this Act for the inheritance tax law now in force in this State from and after its approval; preserving all rights of the State and all interested parties under the inheritance tax statutes; requiring reports and returns to be made to the Oklahoma Tax Commission; providing penalties for the making of any false statement or concealing property or transfer; providing for the co-operation of all State and county officers in the enforcement of this Act and providing penalties for failure thereof; declaring that if any section or part of this law shall be held to be invalid that it shall not affect other parts thereof; repealing Article 14 of Chapter 66, Oklahoma Statutes, 1931, amendments thereto, and all laws in conflict herewith, and declaring an emergency.

1st Reading .....	1335
2nd Reading and to Calendar .....	1353
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1397, 1412-1420
Reported Engrossed and to House .....	1447
House rejects Senate Amendments, requests Conference, naming Conferees .....	1494
Senate grants Conference and names Conferees .....	1494
House Substitutes a Conferee .....	1550-1551
House rejects Conference Committee Report and requests Second Conference, naming Conferees .....	1674-1675
Senate grants Conference, naming Conferees .....	1675
Conference Committee Report Submitted, Adopted, Bill	

Passed as amended thereby and to House .....	1750-1755
4th Reading .....	1766

## HOUSE BILL NO. 512—By JOHNSTON.

An Act authorizing the Oklahoma Tax Commission to use current collections of income taxes for the year 1935 and prior years for the purpose of paying claims for over-payment of income for such prior years if claim therefor is filed within two years from the time of payment of excess taxes; and declaring an emergency.

1st Reading .....	1947
2nd Reading and to Calendar .....	1984
Stricken .....	2212
Motion Fails—to Reconsider Vote .....	2288

## HOUSE BILL NO. 516—By DUNN, MYERS, WRIGHT of Washita, and BYROM of the House and THOMAS of the Senate.

An Act authorizing the construction and equipment of dormitories on the campus of the Southwestern State Teacher's College of the State of Oklahoma; providing for the issuance and payment of Southwestern State Teacher's College Dormitory Bonds, providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

1st Reading .....	1892
2nd Reading and to Calendar .....	1905
Advanced .....	1928
3rd Reading and to House .....	1993-1994
4th Reading .....	2031

## HOUSE BILL NO. 525—By REED.

An Act amending House Bill No. 485 of the Regular Session of the Fifteenth Legislature, entitled an Act amending Senate Bill No. 13 of the Regular Session of the Fifteenth Legislature, entitled "An Act amending House Bill No. 319, Regular Session of the Fourteenth Legislature, which is known as Chapter 117, of the 1933 Session Laws, relating to a court fund and providing procedure for the expenditure, and declaring an emergency."

1st Reading .....	1208
2nd Reading .....	1229

## HOUSE BILL NO. 532—By KERR and DEATON.

An Act authorizing representatives of the estate of Bertha Wiley, deceased, or her surviving heirs, to bring suit against the State of Oklahoma for the benefit of said estate or of said heirs for damages resulting from the death of said Bertha Wiley on account of injuries sustained in a collision between the car being driven by her and a road drag being operated on Highway No. 12 by an employee of the Oklahoma State Highway Department, and declaring an emergency.

1st Reading .....	1705
2nd Reading .....	1769

## HOUSE BILL NO. 535—By REED.

An Act establishing a system of civil service for all officers and employees of the State Game and Fish Department, except the Commissioners, and providing for classification of such officers and

employees, for the conduction of examinations, the making of appointments and promotions, and method for discharge of officers and employees, authorizing the State Fish and Game Commission to carry out the terms of the Act, and to make necessary and proper rules and regulations therefor, prohibiting political and religious activities, making violations of the provisions of the Act misdemeanors, repealing conflicting laws; and declaring an emergency.

1st Reading .....	1947
2nd Reading and to Calendar .....	1984
Stricken .....	2179
Motion Tabled—to Reconsider Vote .....	2216

## HOUSE BILL NO. 536—By HOWELL.

An Act authorizing the construction and equipment of dormitories on the campus of the Panhandle Agricultural and Mechanical College of the State of Oklahoma; providing for the issuance and payment of Panhandle Agricultural and Mechanical College Dormitory Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the bonds non-taxable for any purpose, and declaring an emergency.

1st Reading .....	1262
2nd Reading and to Calendar .....	1271
Advanced .....	1326
3rd Reading and to House .....	1383-1384
4th Reading .....	1474

## HOUSE BILL NO. 540—By TAYLOR, BREWER, MUNGER and LARASON.

An Act making appropriation for the salaries and expenses of the members and employees of the State Conservation Commission and all the necessary expenditures authorized by law to be made by this Commission; regulating the expenditure for certain items and declaring an emergency.

1st Reading .....	1322
2nd Reading and to Calendar .....	1336
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1349-1351
Reported Engrossed and to House .....	1373
House Concurs in Senate Amendments and Passes Bill as amended .....	1440
4th Reading .....	1473

## HOUSE BILL NO. 542—By ALLEN.

An Act authorizing the construction and equipment of dormitories on the campus of the Colored Agricultural and Normal University of the State of Oklahoma; providing for the issuance and payment of Colored Agricultural and Normal University Bonds; providing the manner of expending the proceeds of the bonds; providing for the management of the dormitories; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds, and declaring an emergency.

1st Reading .....	1262
2nd Reading and to Calendar .....	1271
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1384-1385



Reported Engrossed and to House .....	1397
Senate Amendments Concurred in and Bill Passed as amended .....	1434
4th Reading .....	1551

## HOUSE BILL NO. 543—By REED.

An Act relating to fur-bearing animals; providing a tax upon the taking within the confines of the State of Oklahoma, of the fur or pelt from any fur-bearing animal, providing a method for the collection of the tax, prohibiting the purchase, sale, or transportation of furs or pelts of fur-bearing animals, trapped or taken in the State of Oklahoma, upon which the tax has not been paid, making the violation hereof a misdemeanor, providing penalties and repealing Section 4871, 4872 and 4873, Oklahoma Statutes, 1931.

1st Reading .....	1399
2nd Reading .....	1412
Committee Report .....	1515
Stricken .....	2289

## HOUSE BILL NO. 544—By McALESTER.

An Act repealing Chapter 77, Oklahoma Session Laws, 1919, relating to the use of county sinking fund for erecting or repairing county court house or jail, being Sections 7479 and 7480, of the Oklahoma Statutes, 1931; also repealing Chapter 10, Oklahoma Session Laws, 1910, relating to purchase of tribal buildings for court houses out of sinking fund, being Sections 7503 and 7504, Oklahoma Statutes, 1931; and declaring an emergency.

1st Reading .....	1979
2nd Reading and to Calendar .....	1984
Advanced .....	1985
3rd Reading and to House .....	2209-2210
4th Reading .....	2253

## HOUSE BILL NO. 549—By BARNETT, PETERSON and MORSE of the House, and LOGAN of the Senate.

An Act authorizing G. L. Bynum of Henryetta, Oklahoma, as assignee of certain claims against the State of Oklahoma, to sue the State of Oklahoma to determine liability of the State for the payment thereof and to recover and obtain judgment for the amount of said claims if payment of same is found to be a valid obligation of the State, and declaring an emergency.

1st Reading .....	1703
2nd Reading and to Calendar .....	1769
Advanced .....	1843
3rd Reading and to House .....	2070-2071
4th Reading .....	2144

## HOUSE BILL NO. 550—By MORSE and SULLIVAN.

An Act declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and/or projects to provide dwelling accommodations for persons of low income; providing for the creation of such housing authorities; defining the powers and duties of housing authorities and providing for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money; issuing revenue and credit bonds and other obligations, and giving security therefor; conferring remedies on obligees of housing authorities; providing that the bonds of the

authority shall be legal investments; providing that housing authorities, their property and securities shall be tax exempt.

1st Reading .....	1931
2nd Reading, to Calendar and Advanced .....	1984
Reported Engrossed and to House .....	2057
3rd Reading and Referred for Engrossment .....	2041-2046
House Rejects Senate Amendments, Requests Conference, naming Conferees .....	2150
Senate Defers Consideration .....	2150

#### HOUSE BILL NO. 555—By MUNSON.

An Act amending Section 6347, Oklahoma Statutes, 1931; relating to public libraries of cities and towns and to estimated needs, appropriations and levies therefor, and declaring an emergency.

1st Reading .....	1552
2nd Reading and to Calendar .....	1562
Advanced .....	1869
3rd Reading and to House .....	2104-2105
4th Reading .....	2235

HOUSE BILL NO. 556—By ELLIS, ALLEN, ARMSTRONG, BAILEY, BARNETT, BEAMAN, BECK, BILLINGS, BOGGS, BRANAN, BREWER, BRUCE, BYROM, CAMPBELL, CANTRELL, CARLETON, CARMICHAEL, CHAMBERS, COE, COLEMAN, CORSON, COUCH, COX, DAVIS, DEATON, DOGGETT, DOTY, DUNN, EASON, EBY, BREWSTER, FRAYER, FRAZIER, FREEMAN, GIBBONS, GREGORY, HANKLA, HOGG, HOLLIMAN, HOWELL, HOYT, HUEY, HUNT of Osage, HUNT of Pittsburg, HUSER, JOHNSON of Osage, JOHNSTON, JONES, KERR, KEYES, KIKER, KING, LARASON, LONG, McALESTER, MORFETT, MOONEY, MORROW, MORTON, MUNGER, MUNSON, MYERS, O'BRIEN, O'DELL, PAULS, PETERSON, PHILLIPS of Okfuskee, PHILLIPS of Pawnee, POTEET, PUGH, RAASCH, REED, RONE, SCHWOERKE, SHOEMAKE, SINGLETON, SKINNER, SPEAR, SPENCER, STANDRIDGE, STOKES, TAYLOR, THORNTON, TWIDWELL, ULMARK, WELCH, WHITAKER, WILDER, WILLIAMS, WINGO, WOOTEN, WORTHINGTON, WRIGHT of Beaver, WRIGHT of Washita, and WYLY.

An Act amending Section 2388, Oklahoma Statutes, 1931, relating to indecent exposures, obscene writings or pictures, and declaring an emergency.

1st Reading .....	1272
2nd Reading .....	1295-1296
Committee Report .....	1332
Advanced .....	2009
3rd Reading and to House .....	2145-2146
4th Reading .....	2228

#### HOUSE BILL NO. 558—By HUSER.

An Act waiving, releasing and extinguishing any right acquired by the State of Oklahoma by virtue of a grant of free fishing rights to the State of Oklahoma executed by the town of Dustin, a municipal corporation, and declaring an emergency.

1st Reading .....	1636
2nd Reading and to Calendar .....	1640
Advanced .....	1708
3rd Reading and to House .....	1796-1797
4th Reading .....	1895

## HOUSE BILL NO. 559—By SKINNER.

An Act relating to the "Free Fair Fund" to be levied in Ottawa County; requiring the County Excise Board thereof to levy annually a tax of one-fourth mill upon all taxable property in said County for said fund, to be used to defray the expenses of holding the County and Township Fairs in Ottawa County held under the provisions of Article VIII of Chapter 38, Oklahoma Statutes, 1931, and declaring an emergency.

1st Reading .....	1400
2nd Reading .....	1412
Committee Report .....	1561
Advanced, 3rd Reading and Referred for Engrossment.....	1673-1674
Reported Engrossed and to House .....	1686-1687
House Rejects Senate Amendments and Requests Senate to Recede .....	1705-1706
Senate Refuses to Recede and Requests Conference, naming Conferees .....	1705-1706
House grants Conference, naming Conferees .....	1779
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	1805-1806
4th Reading .....	1911

## HOUSE BILL NO. 560—By ABERNETHY of Harmon and MONTGOMERY.

An Act appropriating any money in the Tax Commission Fund, for the purpose of paying the former members of the Tax Commission, the Secretary and Attorney thereof, the remainder of salaries to which they are entitled under the law, and declaring an emergency.

1st Reading .....	1893
2nd Reading and to Calendar .....	1905
Advanced .....	1928
3rd Reading .....	2064-2065
Vote Reconsidered by which Failed of Passage .....	2141
Bill Passed and Referred for Engrossment .....	2141-2142
Reported Engrossed and to House .....	2202
House Concurs in Senate Amendments and Passes Bill as amended .....	2212-2213
4th Reading .....	2240

## HOUSE BILL NO. 561—By SHOEMAKE.

An Act amending Chapter 97, Sections 6 and 12, Session Laws 1933, relating to the "Oklahoma Freight Car Tax Law"; providing for estoppel from questioning the computation or validity of the tax where hearings are not requested within Fifteen (15) days, and declaring an emergency.

1st Reading .....	1759
2nd Reading and to Calendar .....	1770
Stricken .....	2153

## HOUSE BILL NO. 564—By PHILLIPS of Okfuskee, COE and EASON.

An Act making an appropriation to defray the expenses of the State Board of Public Welfare and of the several County Welfare Boards in the State incurred, and to be incurred, in the administration of the funds appropriated by Senate Bill No. 1 of the Fifteenth Legislature, and declaring an emergency.

1st Reading .....	1471
2nd Reading and to Calendar .....	1482



Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1698-1701
Reported Engrossed and to House .....	1714
House Rejects Senate Amendments and Requests Conference, naming Conferees .....	1778
Senate Grants Conference and names Conferees .....	1779
Senate appoints additional Conferee .....	1870
Conference Committee Report Submitted, Adopted, Bill Passed as amended thereby and to House .....	2023-2027
4th Reading .....	2092

HOUSE BILL NO. 565—By MARTIN, BAILEY, CAMPBELL, SULLIVAN, JOHNSON of Comanche, ABERNETHY of Harmon, MUNSON and BYROM of the House, and RORSCHACH, NANCE and GARVIN of the Senate.

An Act making appropriations from any moneys in the public building fund, not otherwise appropriated, to pay the cost of purchase, constructing, equipping and installing certain permanent improvements at certain State institutions, and declaring an emergency.

1st Reading .....	1347
2nd Reading and to Calendar .....	1353
Advanced, 3rd Reading and to House .....	1428-1429
4th Reading .....	1473

HOUSE BILL NO. 569—By WORTHINGTON of the House, and CHAMBERLIN of the Senate.

An Act providing that each lake in the State of Oklahoma constructed with public funds, other than municipally-owned lakes constructed wholly with municipal funds, shall be closed to fishing of any sort by any person with or without a license until such time as the State Game and Fish Commission shall by proclamation declare such lake open to fishing; prescribing penalties for violation of this Act, and declaring an emergency.

1st Reading .....	1549
2nd Reading and to Calendar .....	1563
Advanced .....	1786
3rd Reading and Referred for Engrossment .....	1945
Reported Engrossed and to House .....	1952
House Concurs in Senate Amendments and Passes Bill as Amended .....	2028
4th Reading .....	2095

HOUSE BILL NO. 571—By COX and KIRKPATRICK.

An Act relating to an investigation of the affairs of the School Land Commissioners and the School Land Department of the State of Oklahoma; providing for the appointment, compensation, powers and duties of a committee to conduct said investigation; giving said committee power to subpoena witness and to punish as for contempt, authorizing said committee to employ and fix compensation of necessary attorneys, auditors, stenographers and clerical help and to pay other actual and necessary expenses of committee; making appropriations to pay said per diem, compensation and expenses and providing manner of payment thereof, and declaring an emergency.

1st Reading .....	1979
2nd Reading and to Calendar .....	1984
Advanced .....	2009
Considered .....	2050-2052
Stricken .....	2203

## HOUSE BILL NO. 572—By, SKINNER.

An Act making supplemental appropriation for the State Library for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	1548
2nd Reading and to Calendar .....	1563
Advanced .....	1928
3rd Reading and to House .....	2065-2066
4th Reading .....	2144

## HOUSE BILL NO. 578—By MARTIN of the House and RORSCHACH of the Senate.

An Act making supplemental appropriation for the Whitaker State Home for White Children, at Pryor, Oklahoma, for the remainder of the fiscal year ending June 30, 1935, and declaring an emergency.

1st Reading .....	1947
2nd Reading and to Calendar .....	1984
Advanced .....	2009
3rd Reading and to House .....	2219-2220
4th Reading .....	2264

## HOUSE BILL NO. 580—By ROBERTS.

An Act authorizing the Board of Commissioners of each county in the State wherein the offices of Township Trustee, Township Clerk and Township Treasurer have been abolished and the duties thereof transferred to the Board of County Commissioners, the County Clerk and the County Treasurer, to take over in the name of and for the county all road machinery, equipment and supplies of each township therein; providing for the use of such machinery, equipment and supplies, and declaring an emergency.

1st Reading .....	1471
2nd Reading and to Calendar .....	1482
Advanced .....	2009
3rd Reading and to House .....	2147-2148
4th Reading .....	2253

## HOUSE BILL NO. 581—By ABERNATHY of Pottawatomie.

An Act authorizing Jesse W. Collier, of Shawnee, Oklahoma, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the construction of State Highway No. 18 by the State of Oklahoma adjacent to the property of Jesse W. Collier, and declaring an emergency.

1st Reading .....	1760
2nd Reading and to Calendar .....	1770
Advanced .....	2009
3rd Reading and Referred for Engrossment .....	2200
Reported Engrossed and to House .....	2216
House Concurs in Senate Amendments and Passes Bill as amended .....	2226-2227
4th Reading .....	2263

## HOUSE BILL NO. 583—By EASON.

An Act to change the name of the Oklahoma Institution for the Feeble-minded to the Northern Oklahoma Hospital, and declaring an emergency.

1st Reading .....	1472
-------------------	------

2nd Reading and to Calendar .....	1482
Advanced .....	1936
3rd Reading and to House .....	2118-2119
4th Reading .....	2235

## HOUSE BILL NO. 585—By DUNN.

An Act authorizing the representatives of the estate of Marion Woods, or his surviving wife, to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the death of the said Marion Woods, and declaring an emergency.

1st Reading .....	1947
2nd Reading and to Calendar .....	1984
Advanced .....	2009
3rd Reading and to House .....	2068-2069
4th Reading .....	2144

## HOUSE BILL NO. 586—By DUNN.

A bill authorizing the representatives of the estate of Floyd Shannan or his surviving wife to bring suit against the State of Oklahoma to determine the amount of damages, if any, suffered by reason of the death of the said Floyd Shannan; and declaring an emergency.

1st Reading .....	1947
2nd Reading and to Calendar .....	1984
Advanced .....	2009
3rd Reading and to House .....	2069-2070
4th Reading .....	2092

## HOUSE BILL NO. 589—By COE.

An Act prohibiting the drilling of any wells for oil or gas within a radius of three-fourths ( $\frac{3}{4}$ ) of one mile from the center of the Crippled Children's Hospital in Oklahoma City, Oklahoma; providing penalty for violation of Act; providing for enjoining of violation of Act.

1st Reading .....	2029
-------------------	------

## HOUSE BILL NO. 591—By GIBBONS, CARMICHAEL, SINGLETON and MUNSON.

An Act authorizing the seizure and confiscation of trucks, automobiles and other conveyances used in the transportation of crude petroleum, motor vehicle fuels and other liquid fuels over the highways of this State with intent to evade or assist in the evasion of the payment of the gross production tax or excise tax imposed upon motor vehicle fuels by the laws of this State; authorizing the seizure, sale and confiscation of crude petroleum, motor vehicle fuels, and other liquid fuels so conveyed, and containers used in conveying the same; conferring jurisdiction upon the Oklahoma Tax Commission and County Attorney, or either, to institute, conduct and prosecute all proceedings necessary to carry into effect the provisions of this Act, providing procedure for confiscation and sale, and declaring an emergency.

1st Reading .....	1833
2nd Reading .....	1869
Committee Report .....	1898
Considered and Advanced .....	1933-1934
Reported Engrossed, 3rd Reading and Referred for Re-engrossment .....	2012-2015



Reported Engrossed and to House .....	2047
House Concurs in Senate Amendments and Passes Bill as amended .....	2138-2139
4th Reading .....	2235

## HOUSE BILL NO. 595—By COE.

An Act dedicating certain portions of the State Capitol grounds and approaches thereto to the public use as streets, boulevards and highways; providing for the filing of plat thereof, and declaring an emergency.

1st Reading .....	1653
2nd Reading .....	1666
Advanced, 3rd Reading and to House .....	1701-1702
4th Reading .....	1779

## HOUSE BILL NO. 598—By BRUCE.

An Act authorizing the Board of County Commissioners in all the counties of this State having a population of not less than 40,000 and not more than 42,000, to allow any pay to the deputy sheriff or jailer who acts as finger print expert in the office of the sheriff, additional compensation in the sum of \$25.00 per month, and declaring an emergency.

1st Reading .....	1706
2nd Reading, to Calendar and Advanced .....	1769
3rd Reading and to House .....	1885-1886
4th Reading .....	1910

## HOUSE BILL NO. 600—By WORTHINGTON.

An Act fixing the fees allowed in Justice of Peace Courts in all counties of the State of Oklahoma having a population not less than 24,200 and not more than 24,400, and declaring an emergency.

1st Reading .....	1759
2nd Reading, to Calendar and Advanced .....	1770
3rd Reading and to House .....	2073-2075
4th Reading .....	2186

## HOUSE BILL NO. 602—By ALLEN.

An Act amending Section 10571, Oklahoma Statutes, 1931, relating to fraternal beneficiary associations, and declaring an emergency.

1st Reading .....	1947
2nd Reading and to Calendar .....	1984
Advanced .....	2009
3rd Reading and to House .....	2210-2211
4th Reading .....	2264

## HOUSE BILL NO. 604—By WILLIAMS.

An Act authorizing the Board of Trustees of the town of Ryan, Jefferson County, Oklahoma, to remit and refund all penalties or interest on delinquent paving taxes or assessments in Paving District No. 1 of said town; providing conditions therefor; authorizing and directing the County Treasurer of Jefferson County to collect said paving taxes and assessments without collecting said interest and penalties, and declaring an emergency.

1st Reading .....	1821
2nd Reading and to Calendar .....	1833
Advanced .....	1844
3rd Reading and to House .....	2076-2077
4th Reading .....	2186

HOUSE BILL NO. 605—By COX, HUNT of Osage, CANTRELL, RAWLS, PAULS, DEATON, LARASON, SADLER, HOWELL, MYERS, FRAZIER, POTEET, MUNGER, WILDER, MARTIN, WRIGHT of Beaver, MOFFETT, TRAW, WILLIAMS, WYLY, ARMSTRONG, HUSER, COOK, BRUCE, BRANAN, SPECK, GREGORY, GOODWIN, O'DELL, BOGGS, HUNT of Pittsburg, BYROM, BROWN, ABERNETHY of Harmon, KEYES, McALESTER, BEAMAN, JOHNSTON of Rogers, KIKER, JONES, MORROW, PUGH, BAILEY, DUNN, KING, ALLEN, THORNTON, HOLLIMAN, STOKES, MAUK, MOONEY, SINGLETON, SKINNER, COUCH, MUNGER, SCHWOERKE, PETERSON, HANKLA, RONE, BILLINGS, TWIDWELL, WHITT and CAMPBELL.

An Act relating to employment of teachers in public schools of this State; making certain Acts unlawful; prescribing penalties for violation of this Act, and declaring an emergency.

1st Reading .....	1947
2nd Reading and to Calendar .....	1984
Advanced .....	2009
3rd Reading and to House .....	2211-2212
4th Reading .....	2263

## Part VI

# SENATE RECORD OF HOUSE JOINT RESOLUTIONS

HOUSE JOINT RESOLUTION NO. 1—By BILLINGS, CARLETON, BROWN, TAYLOR, SADLER, WHITAKER, BECK, CHASE, CHAMBERS, ALLEN, GREGORY, BYROM, PHILLIPS of Okfuskee, COOK, BRANAN, PUGH, EBY, KIRKPATRICK, MORTON, WRIGHT of Beaver, WILDER, HUNT of Osage, MOFFETT, MYERS, KING, DOTY, ELLIS, HUEY, ABERNETHY of Harmon, MORSE, WORTHINGTON, BARNETT, SHOEMAKE, O'DELL, MARTIN, MAUK, BREWSTER, DEATON, HUNT of Pittsburg, ARMSTRONG, SULLIVAN, GOODWIN, SPEAR and FRAZIER.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.

1st Reading .....	295
2nd Reading .....	301

HOUSE JOINT RESOLUTION NO. 4—By MORSE, PHILLIPS of Okfuskee, TWIDWELL, SADLER, MUNSON, ABERNATHY of Pottawatomie, ARMSTRONG, BARNETT, BEAMAN, BECK, BILLINGS, BRANAN, BROWN, BRUCE, BYROM, CAMPBELL, CAREY, CORSON, COUCH, COX, DAVIS of Carter, FREEMAN, GOODWIN, GREGORY, HOWELL, HOYT, HUEY, HUNT of Osage, HUSER, JONES, KERR, KEYES, MARTIN, MAUK, McCOLLUM, MOFFETT, MONTGOMERY, MOONEY, MORROW, O'BRIEN, PAULS, POTEET, PUGH, RAWLS, REED, ROBERTS, SCHWOERKE, STANDRIDGE, TAYLOR, THORTON, TRAW, WILLIAMS, WINGO, WORTHINGTON and WYLY.

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 for the purpose of amending Section 6, Article 10 thereof, by adding an additional section to be known as Section 6-a, to provide for the exemption from certain ad valorem taxation of homesteads to the extent of fifteen hundred (\$1,500.00) Dollars.

1st Reading .....	397
2nd Reading .....	408
Committee Report .....	1660-1661
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1961-1966
Reported Engrossed and to House .....	1984-1985
House Rejects Senate Amendments and requests Conference, naming Conferees .....	2016
Senate grants Conference and names and instructs Conferees .....	2016



Conference Committee Report Submitted, Adopted, Resolution Passed as amended thereby and to House.....	2127-2132
4th Reading .....	2252

HOUSE JOINT RESOLUTION NO. 6—By MORSE, SULLIVAN, DUNN, WINGO, DOGGETT, SADLER, SCHWOERKE, HOWELL, PETERSON, O'NEILL, DAVIS, RAWLS, O'BRIEN, JONES, CANTRELL, FREEMAN, HAYNES, STOKES, TRAW, SPECK, HOGG, SHOEMAKE, BRUCE, SPEAR, KERR, REED, DEATON, BROWN, WOOTEN, STANDRIDGE, HUNT of Pittsburg, BYROM, CHAMBERS, SPENCER, MUNSON, MORTON, ALLEN, KEYES, CORSON, MORROW, GOODWIN, THORNTON, ABERNATHY of Pottawatomie, ABERNETHY of Harmon, COLEMAN, BOGGS, HOYT, BREWSTER, BECK, WORTHINGTON, ARMSTRONG, DOTY, WRIGHT of Beaver, HUEY, FRAZIER, SPENCER, PUGH, POTTEET and WILLIAMS of the House and SPENCER of the Senate.

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 for the purpose of amending Section 41 of Article 5, thereof by adding an additional Section to be known as Section 41-A, requiring the Legislature to make provisions for the pensioning of certain citizens of the State who are indigent by reason of age; prescribing the maximum rate of pension; providing for the method of payment of such pensions; and placing certain restrictions on the Legislature of the State of Oklahoma in putting into effect the provisions of this Article.

1st Reading .....	1167
2nd Reading and to Calendar .....	1176
Withdrawn and to Committee .....	1186
Withdrawn and made Special Order .....	1585
Considered, Advanced, 3rd Reading and Referred for Engrossment .....	1834-1837, 1952-1961
Reported Engrossed and to House .....	1992
House rejects Senate Amendments, requests Conference, naming Conferees .....	2017
Senate grants Conference and names Conferees .....	2017
Conference Committee Report Submitted, Adopted, Resolution Passed as amended thereby and to House .....	2132-2137
4th Reading .....	2228

HOUSE JOINT RESOLUTION NO. 9—By CORSON of the House, and THOMAS and BURNS of the Senate.

A Resolution authorizing the Board of County Commissioners of Kiowa County, Oklahoma, to transfer certain money, now in the hands of the Sheriff of said County of Kiowa, Oklahoma, said money being in the amount of \$3,274.50, this amount of balance being of an undetermined source of collected revenue of the said Kiowa County and to transfer said money or any part thereof necessary for the maintenance of township roads and bridges in Kiowa County, until June 30, 1935, repealing all Acts and parts of Acts in conflict therewith, and declaring an emergency.

1st Reading .....	205-206
2nd Reading and to Calendar .....	210
Referred to Committee .....	228

HOUSE JOINT RESOLUTION NO. 11—By BILLINGS.

A Joint Resolution providing for the submission of a proposed amendment to the Constitution of the State of Oklahoma, providing that the Legislature may enact laws authorizing cities to pension meri-

torious and disabled police officers, and amending Article 5 of said Constitution by adding an additional section to be known as Section 61, Article 5, of the Constitution of the State of Oklahoma.

1st Reading .....	296
2nd Reading .....	301
Committee Report .....	1121
Advanced .....	1928
Reported Engrossed .....	2114
3rd Reading and Referred for Engrossment .....	2121-2123
Reported Engrossed and to House .....	2126
House Concurs in Senate Amendments and Passes Resolution as Amended .....	2271-2272
4th Reading .....	2288

HOUSE JOINT RESOLUTION NO. 13—By SCHWOERKE, PHILLIPS of Okfuskee, BAILEY, BILLINGS and CARLETON.

A Joint Resolution declaring the Secretary of State to refer to the people for their approval or rejection at the next general election or at some special election called by competent authority for the people and held in the State of Oklahoma; a proposed amendment to Section 7, Article 23, of the Constitution of the State of Oklahoma.

1st Reading .....	1651
2nd Reading and to Calendar .....	1666
Advanced .....	2009
3rd Reading .....	2151

HOUSE JOINT RESOLUTION NO. 16—By BILLINGS.

A Joint Resolution providing for the submission of a proposed amendment to the Constitution of the State of Oklahoma relating to the selection of the Clerk of the Supreme Court, and amending Section 7, Article 7, of the Constitution of the State of Oklahoma.

1st Reading .....	1977
2nd Reading and to Calendar .....	1984
Referred to Special Committee .....	1995

HOUSE JOINT RESOLUTION NO. 30—By BRANAN, SADLER and BILLINGS.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed Act authorizing the Legislature to call a Constitutional Convention to propose alterations, revisions or amendments to the Constitution of Oklahoma or to propose a new Constitution.

1st Reading .....	1364
2nd Reading and Stricken .....	1376

HOUSE JOINT RESOLUTION NO. 34—By WILLIAMS, FRAZIER, BYROM, ABERNETHY of Harmon, BAILEY, TWIDWELL and ELLIS.

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 for the purpose of amending Section 31, of Article 6, thereof, to provide for relieving the State Board of Agriculture of the duties as a Board of Regents for the State Agricultural and Mechanical College, and providing for a separate Board of Regents for the State Agricultural and Mechanical

College and for all other State Agricultural and Mechanical  
Schools and Colleges.

1st Reading .....	1777
2nd Reading and to Calendar .....	1833
Advanced .....	1842
Reported Engrossed, 3rd Reading and Consideration De- ferred .....	2048-2050
Resolution Passed and Referred for Re-engrossment .....	2096-2099
Reported Engrossed and to House .....	2114
House Concurs in Senate Amendments and Passes Resolu- tion, as Amended .....	2213
4th Reading .....	2242



## Part VII

# SENATE RECORD OF HOUSE CONCURRENT RESOLUTIONS

---

HOUSE CONCURRENT RESOLUTION NO. 2—By the Committee of:  
WELCH, STANDRIDGE, ALLEN, ARMSTRONG, ABERNETHY  
of Harmon, BAILEY, BARNETT, BREWER, BREWSTER, CAREY,  
DAVIS, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER,  
JOHNSON, KERR, LONG, O'NEILL, PHILLIPS of Okfuskee, ROB-  
ERTS, RONE, SINGLETON, THORNTON and WHITT.

A Resolution requesting the Congress of the United States to enact  
legislation giving aid to the World War Veterans of Oklahoma.

Received and to Calendar .....	163-164
Considered, Adopted and to House .....	184-185
Enrolled Copy Received and Returned to House .....	216-217

HOUSE CONCURRENT RESOLUTION NO. 3—By HOGG.

A Concurrent Resolution memorializing the President and Congress  
of the United States to establish a national memorial park on the  
site of the battle of the Washita, near Cheyenne, in Roger Mills  
County.

Received and to Calendar .....	142-143
Considered, Adopted and Referred for Engrossment .....	152-153
Reported Engrossed and to House .....	154
House Concurs in Senate Amendments .....	164
Enrolled Copy Received and Returned to House .....	177-178

HOUSE CONCURRENT RESOLUTION NO. 5—By HOLLIMAN.

A Resolution empowering and directing the Adjutant General to pro-  
vide parking space adjoining the Capitol for the members of the  
Fifteenth Legislature and State Elective officials.

Received and to Calendar .....	164-165
Considered, Adopted and to House .....	189-190
Enrolled Copy Received and Returned to House .....	217

HOUSE CONCURRENT RESOLUTION NO. 8—By TWIDWELL, WIL-  
LIAMS, FRAZIER, and CAMPBELL of the House, and RITZ-  
HAUPT of the Senate.

A Concurrent Resolution pledging the Legislature of the State of  
Oklahoma to make adequate provisions for the financing of the  
common schools of the State for the school year 1935-1936.

Received and to Calendar .....	164-165
Considered, Adopted and to House .....	186-187
Enrolled Copy Received and Returned to House .....	217

## HOUSE CONCURRENT RESOLUTION NO. 9—By JONES.

- A Concurrent Resolution memorializing Congress to amend the Bankhead Cotton Control Act to exempt the first three (3) bales of cotton raised by any cotton grower from the operation of said law.

Received and to Calendar .....	494
Considered, Adopted and Referred for Engrossment .....	519-520
Reported Engrossed and to House .....	522
House Concurs in Senate Amendments .....	542
Enrolled Copy Received and Returned to House .....	590

## HOUSE CONCURRENT RESOLUTION NO. 14—By BAILEY.

- A Resolution, authorizing the transfer of \$20,000.00 out of the hospital fund of the Eastern Oklahoma Hospital at Vinita, Oklahoma, to the support and maintenance fund thereof, and declaring an emergency.

Received and to Calendar .....	494
Stricken .....	632

## HOUSE CONCURRENT RESOLUTION NO. 16—By SADLER.

- A Concurrent Resolution memorializing the President and Congress of the United States, to establish a National Memorial Park in Murray County, to consist of the area embraced by the geological formations known as "White Mound" and "Burning Mountain."

Received and to Calendar .....	579-580
Considered, Adopted and to House .....	699-700
Enrolled Copy Received and Returned to House .....	722

## HOUSE CONCURRENT RESOLUTION NO. 17—By SCHWOERKE.

- A Concurrent Resolution memorializing Congress to enact the Frazier-Lemke Loan Refinancing Bill now pending before it.

Received and to Calendar .....	579-580
Considered, Adopted and to House .....	1842-1843
Enrolled copy received and returned to House .....	1907

## HOUSE CONCURRENT RESOLUTION NO. 18—By WOOTEN, SHOE-MAKE and PHILLIPS of Okfuskee.

- A Concurrent Resolution fixing the day and hour of the Sine Die adjournment of the regular session of the Fifteenth Legislature of the State of Oklahoma.

Received and to Committee .....	718
Withdrawn and to Calendar .....	1112
Considered, Adopted and Referred for Engrossment .....	1112-1113
Reported Engrossed and to House .....	1142
House Rejects Senate Amendments, Requests Conference, naming Conferees .....	1179-1180
Senate Grants Conference and names Conferees .....	1180
Vote Reconsidered by which Resolution Adopted .....	1606
House Requested to Return Resolution .....	1606

## HOUSE CONCURRENT RESOLUTION NO. 19—By HANKLA, of the House, and PAUL, CHAMBERLIN, WILLIS and CARMACK of the Senate.

- A Concurrent Resolution adopting an official song of the State of Oklahoma.

Received from House .....	978
Considered, Adopted and to House .....	978-980

Vote Reconsidered by which Adopted .....	1097
Considered, Adopted and to House .....	1097-1099
Enrolled Copy Received and Returned to House .....	1208-1209

HOUSE CONCURRENT RESOLUTION NO. 22—By WORTHINGTON of the House and CHAMBERLIN of the Senate.

A Concurrent Resolution expressing the regrets of the House of Representatives and the Senate at the death of Mrs. Phoebe K. Cordell, mother of Honorable H. B. Cordell, President of the State Board of Agriculture.

Received from House .....	955-956
Considered, Adopted and to House .....	956
Enrolled copy received and returned to House .....	1017

HOUSE CONCURRENT RESOLUTION NO. 25—By KIKER, KERR, SULLIVAN, MUNGER, EASON, COX, ALLEN, POTET, PHILLIPS of Okfuskee, GIBBONS, RAASCH and ROBERTS.

A Concurrent Resolution directing the State Highway Commission to proceed forthwith to make a survey of traffic on all designated State highways, to compile and correlate the data obtained and to file a copy thereof with the Governor and with each House of Legislature at the next session thereof.

Received from House .....	1363-1364
Considered, Adopted and to House .....	1429-1430
Enrolled Copy Received and Returned to House .....	1552

HOUSE CONCURRENT RESOLUTION NO. 26—By SADLER, SCHWOERKE, WELCH, REED, ABERNETHY of Harmon, ALLEN, ARMSTRONG, BAILEY, BARNETT, BREWER, BREWSTER, DAVIS of Carter, DOTY, ELLIS, GIBBONS, GOODWIN, HUEY, HUSER, JOHNSON of Osage, KERR, LONG, O'DELL, ROBERTS, RONE, SINGLETON, THORNTON, STANDRIDGE, WHITT, PHILLIPS of Okfuskee of the House, and LOWRANCE, FISCHL, MACDONALD, BURNS, CHAMBERLIN, COMMONS, CURNUTT, GEORGE, HUTCHINSON, JONES, LOGAN, RAY and WHITAKER of the Senate.

A Concurrent Resolution memorializing Congress to establish and maintain a bath house and dormitory at Sulphur, Oklahoma, for war veterans afflicted with rheumatism, skin diseases, blood diseases and alcoholism.

Received from House .....	1545
Considered, Adopted and to House .....	1559-1561
Enrolled Copy Received and Returned to House .....	1829

HOUSE CONCURRENT RESOLUTION NO. 27—By HOLLIMAN and SINGLETON.

A Concurrent Resolution fixing the day and hour of sine die adjournment of the Regular Session of the Fifteenth Legislature of the State of Oklahoma.

Received, Considered, Adopted and to House .....	1887-1888
Enrolled Copy Received and Returned to House .....	1919

HOUSE CONCURRENT RESOLUTION NO. 28—By KIKER of the House, and NICHOLS of the Senate.

A Concurrent Resolution authorizing the Governor to appoint a board of three commissioners to negotiate with administrative agencies of the United States Government to obtain funds for the erection,



construction and maintenance of dams in Seminole County for the purpose of impounding water and to prevent and control the pollution of streams from waste oil, salt water and basis sediment.

Received, Considered, Adopted and to House ..... 1774-1775  
Enrolled Copy Received and Returned to House ..... 1893

HOUSE CONCURRENT RESOLUTION NO. 29—By GIBBONS, CARLETON, SCHOWERKE, ELLIS, BILLINGS, COE, and KEYES of the House, and FIDLER of the Senate.

A Concurrent Resolution giving the Governor the power to release the lease held by the State on the west two hundred ninety (290) feet of block eleven (11) Military Addition to Oklahoma City, Oklahoma, and relinquish all rights of the State therein.

Received from House ..... 1976  
Considered, Adopted and to House ..... 2052  
Enrolled Copy Received and Returned to House ..... 2100

# Part VIII

## GENERAL SUBJECT MATTER

## AND PERSONAL INDEX

### A

#### ABERNATHY, KENNETH (Pottawatomie) (Representative):

##### Author of:

H. B. No. 581 ----- 1760

##### Joint Author of:

H. B. No. 24 ----- 600  
 H. B. No. 29 ----- 784  
 H. B. No. 46 ----- 216  
 H. B. No. 93 ----- 801  
 H. B. No. 313 ----- 600  
 H. B. No. 332 ----- 990  
 H. B. No. 453 ----- 1439  
 H. J. R. No. 4 ----- 397  
 H. J. R. No. 6 ----- 1166  
 S. B. No. 241 ----- 682  
 S. B. No. 335 ----- 1008  
 S. B. No. 349 ----- 1068

#### ABERNETHY, OSCAR H. (Harmon) (Representative):

##### Joint Author of:

H. B. No. 29 ----- 784  
 H. B. No. 38 ----- 512  
 H. B. No. 565 ----- 1346  
 H. B. No. 560 ----- 1892  
 H. B. No. 605 ----- 1947  
 H. C. R. No. 2 ----- 163  
 H. C. R. No. 26 ----- 1545  
 H. J. R. No. 1 ----- 295  
 H. J. R. No. 6 ----- 1166  
 H. J. R. No. 34 ----- 1777  
 S. B. No. 27 ----- 119  
 S. B. No. 146 ----- 370

#### ADJUTANT GENERAL:

Governor's Message Relating to ----- 121  
 Nominated ----- 193

#### ADVICE TO YOUNG MEN:

Governor's Message Relating to ----- 47-49

#### AGRICULTURE:

Committee on ----- 107

## ALBERTS, JOE:

Member State Board of Arbitration and Conciliation ..... 1975

## ALBRIGHT, SENATOR CHAS. (District No. 3):

## Appointed on Committees on:

Appropriations ..... 107  
 Education ..... 108  
 Engrossed and Enrolled Bills ..... 108  
 Erosion, Flood Control and Drainage ..... 110  
 Hospitals and Charities ..... 109  
 Livestock and Tenant Farming ..... 110  
 Manufacturing and Industry ..... 113  
 Old Age Security and Pension ..... 112  
 Penal Institutions ..... 114  
 Public Printing ..... 111  
 Retrenchment and Reform ..... 112  
 Roads and Highways ..... 113  
 To Notify House Senate Ready to Adjourn Sine Die ..... 2300  
 To Prepare Resolution in Memorium of W. C. McAlister and  
 D. H. Powers ..... 1061

## Author of:

S. B. No. 113 ..... 300  
 S. B. No. 284 ..... 822  
 S. B. No. 366 ..... 1228  
 Election Credentials Approved ..... 2

## Joint Author of:

H. B. No. 140 ..... 1724  
 S. B. No. 11 ..... 65  
 S. B. No. 16 ..... 69  
 S. B. No. 47 ..... 151  
 S. B. No. 155 ..... 407  
 S. B. No. 156 ..... 407  
 S. B. No. 157 ..... 407  
 S. B. No. 190 ..... 1522  
 S. B. No. 237 ..... 681  
 S. B. No. 390 ..... 1344  
 S. B. No. 391 ..... 1352  
 S. C. R. No. 13 ..... 1089  
 S. C. R. No. 14 ..... 1192  
 S. J. R. No. 15 ..... 862  
 S. J. R. No. 25 ..... 1048  
 S. J. R. No. 30 ..... 1289  
 S. R. No. 6 ..... 294  
 S. R. No. 14 ..... 1095  
 S. R. No. 18 ..... 1327  
 Mileage ..... 68  
 Oath ..... 4-5  
 Presiding ..... 806, 871, 1373

## ALBRIGHT, GLORIA:

Honorary Page ..... 2202

## ALFARO, DR. RICHARDO J.:

Addressed Senate ..... 1021

## ALLEN, CHAS. W. (Representative):

## Author of:

H. B. No. 16 ..... 1258  
 H. B. No. 442 ..... 1759  
 H. B. No. 443 ..... 1546



H. B. No. 444	1759
H. B. No. 542	1262
H. B. No. 602	1947

## Joint Author of:

H. B. No. 1	165
H. B. No. 24	600
H. B. No. 173	777
H. B. No. 239	722
H. B. No. 346	1203
H. B. No. 437	1705
H. B. No. 556	1272
H. B. No. 605	1947
H. C. R. No. 2	163
H. C. R. No. 25	1363
H. C. R. No. 26	1545
H. J. R. No. 1	295
H. J. R. No. 6	1166
S. B. No. 15	66
S. B. No. 87	238
S. B. No. 202	527
S. C. R. No. 16	1291
S. J. R. No. 18	709

## ANDERSON, FRANK A.:

Election Return of	10
--------------------	----

## APPROPRIATIONS:

Committee on	107
--------------	-----

## ARMSTRONG, LUTHER D. (Representative):

## Author of:

H. B. No. 115	719
---------------	-----

## Joint Author of:

H. B. No. 38	512
H. B. No. 217	720
H. B. No. 556	1272
H. B. No. 605	1947
H. C. R. No. 2	163
H. C. R. No. 26	1545
H. J. R. No. 1	295
H. J. R. No. 4	397
H. J. R. No. 6	1167
S. B. No. 27	119
S. B. No. 190	1522
S. B. No. 237	681
S. J. R. No. 18	709

## ARNOLD, BEN:

Election Return of	15
--------------------	----

## AUDIT OF SCHOOL LAND DEPARTMENT:

Copy to be Furnished Members of Senate	1985
To be Filed With Secretary of State	1985

## B

## BABCOCK, LUCIUS:

Election Return of	15
--------------------	----

## BAHR, SALLY G.:

Oath .....	67
Stenographer .....	67

## BAILEY, CHARLES E.:

Election Return of .....	10
--------------------------	----

## BAILEY, FRANK (Representative):

## Author of:

H. C. R. No. 14 .....	494
-----------------------	-----

## Joint Author of:

H. B. No. 4 .....	332
H. B. No. 46 .....	216
H. B. No. 140 .....	721
H. B. No. 220 .....	1891
H. B. No. 361 .....	635
H. B. No. 419 .....	1167
H. B. No. 556 .....	1272
H. B. No. 565 .....	1346
H. B. No. 605 .....	1947
H. C. R. No. 2 .....	163
H. C. R. No. 26 .....	1545
H. J. R. No. 13 .....	1650
H. J. R. No. 34 .....	1777
S. B. No. 170 .....	445
S. B. No. 229 .....	609
S. B. No. 350 .....	1068
S. B. No. 396 .....	1376
S. C. R. No. 2 .....	63

## BANK COMMISSIONER:

Nominated .....	184
-----------------	-----

## BANKS AND BANKING:

Committee on .....	107
--------------------	-----

## BARNES, M. W.:

Doorkeeper .....	67
Oath .....	67

## BARNETT, W. A. (Representative):

## Author of:

H. B. No. 68 .....	1470
--------------------	------

## Joint Author of:

H. B. No. 173 .....	777
H. B. No. 198 .....	1109
H. B. No. 346 .....	1204
H. B. No. 394 .....	1906
H. B. No. 424 .....	996
H. B. No. 487 .....	1704
H. B. No. 549 .....	1702
H. B. No. 556 .....	1272
H. C. R. No. 2 .....	163
H. C. R. No. 26 .....	1545
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397

## BARRETT, CHAS. F.:

Adjutant General .....	193
------------------------	-----

**BASSETT, MABEL:**

Election Return of ----- 9

**BATTLES, SAM O.:**

Member Conservation Commission ----- 1491

**BEAMAN, L. V. (Representative):**

## Joint Author of:

H. B. No. 15	206
H. B. No. 186	1086
H. B. No. 453	1439
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 4	397
S. J. R. No. 18	709

**BEAUCHAMP, E. H.:**

Member Board of Regents, Northeastern Oklahoma Junior College -- 2057

**BECK, LOUIE W. (Representative):**

## Author of:

H. B. No. 395 ----- 1322

## Joint Author of:

H. B. No. 24	600
H. B. No. 38	512
H. B. No. 46	216
H. B. No. 140	721
H. B. No. 556	1272
H. J. R. No. 1	295
H. J. R. No. 4	397
H. J. R. No. 6	1167

**BELDEN, STANLEY:**

Election Return of ----- 8

**BELEW, BEN W.:**

Election Return of ----- 16

**BENNETT, DR. HENRY G.:**

Tribute to W. C. McAlister ----- 2157-2160

**BERRY, BOBBY:**

Honorary Page ----- 1983

**BERRY, JAMES E.:**

Communication From ----- 404

Election Return of ----- 8

Statement ----- 125

**BERRY, MARY JANE:**

Honorary Page ----- 1983

**BILDERBACK, LUTHER:**

Election Return of ----- 11

**BILLINGS, BRYAN (Representative):**

## Author of:

H. B. No. 91	872
H. J. R. No. 11	295
H. J. R. No. 16	1977



<b>Joint Author of:</b>	
H. B. No. 24 .....	600
H. B. No. 79 .....	737
H. B. No. 112 .....	1053
H. B. No. 186 .....	1086
H. B. No. 335 .....	1548
H. B. No. 348 .....	1652
H. B. No. 389 .....	920
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. C. R. No. 29 .....	1976
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397
H. J. R. No. 13 .....	1650
H. J. R. No. 30 .....	1364
S. B. No. 15 .....	15
S. J. R. No. 1 .....	2217
On Committee to Notify Governor of Joint Session .....	17
<b>BIRD, J. W.:</b>	
Election Return of .....	12
<b>BLACKWELL, CARL P.:</b>	
Member Conservation Commission .....	1491
<b>BLAINE COUNTY:</b>	
Petition From Citizens of .....	707
<b>BOARD OF AFFAIRS:</b>	
Members Nominated .....	129, 176, 184
<b>BOARD OF AGRICULTURE:</b>	
Members Nominated .....	184, 207
<b>BOARD OF EDUCATION:</b>	
Members Nominated .....	253
<b>BOARD OF PHARMACY:</b>	
Member Nominated .....	176
<b>BOARD OF REGENTS:</b>	
Member Nominated (Northeast Oklahoma Junior College) .....	2057
Member Nominated (University of Oklahoma) .....	98
<b>BOBO, ROBERT:</b>	
Page .....	67
Oath .....	67
<b>BOGGS, H. O. (Representative):</b>	
Author of:	
H. B. No. 429 .....	1052
<b>Joint Author of:</b>	
H. B. No. 1 .....	165
H. B. No. 24 .....	600
H. B. No. 39 .....	419
H. B. No. 71 .....	589
H. B. No. 309 .....	1978
H. B. No. 453 .....	1439
H. B. No. 454 .....	1261

H. B. No. 498	1930
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 6	1166
S. J. R. No. 18	709

## BOOTH, MRS. MAUD BALLINGTON:

Addressed Senate	601
Invitation to Address Senate	423
Vote of Thanks	601

## BRANDON, HENRY:

Communication From	422
--------------------	-----

## BRANAN, HERBERT L. (Representative):

Author of:	
H. B. No. 386	1635

## Joint Author of:

H. B. No. 84	333
H. B. No. 173	777
H. B. No. 201	1030
H. B. No. 212	632
H. B. No. 220	1892
H. B. No. 283	899
H. B. No. 398	1334
H. B. No. 453	1439
H. B. No. 473	1064
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 1	295
H. J. R. No. 4	397
H. J. R. No. 30	1364
S. B. No. 68	197
S. B. No. 388	1344
S. B. No. 389	1344

## BREWER, O. H. P.:

Election Return of	14
--------------------	----

## BREWER, R. W. (Representative):

Author of:	
H. B. No. 298	1053

## Joint Author of:

H. B. No. 1	165
H. B. No. 24	600
H. B. No. 84	333
H. B. No. 112	1053
H. B. No. 126	547
H. B. No. 217	720
H. B. No. 410	1260
H. B. No. 540	1322
H. B. No. 556	1272
H. C. R. No. 2	163
H. C. R. No. 26	1545
S. J. R. No. 18	709

## BREWSTER, JOE (Representative):

Joint Author of:	
H. B. No. 241	589
H. B. No. 346	1204

H. B. No. 556	1272
H. C. R. No. 2	163-164
H. C. R. No. 26	1545
H. J. R. No. 1	295
H. J. R. No. 6	1166

## BRIGGS, SENATOR CLAUD (District No. 21):

## Appointed on Committees on:

Appropriations	107
Constitution and Constitutional Amendments	108
Education	108
Hospitals and Charities	109
Manufacturing and Industry	113
Mines and Mining	111
Oil and Gas	114
Revenue and Taxation	112
Roads and Highways	113
Senate and Legislative Affairs	113
To Determine Appropriations Made, Revenue Needed and Recommend Taxes	1649
To Prepare Legislation for Refinancing Public Debt	319

## Author of:

S. B. No. 4	63-64
S. B. No. 36	128
S. B. No. 37	128
S. B. No. 89	238
S. B. No. 101	258
S. B. No. 154	391
S. B. No. 174	445
S. B. No. 236	681
S. B. No. 252	751
S. B. No. 254	751
S. B. No. 343	1060
S. B. No. 352	1069

## Election Credentials Approved

2

## Elected President Pro Tempore

3

## Gift Presented by Employees

2081

## Gift Presented by Senate

2081

## Joint Author of:

H. B. No. 217	720
H. B. No. 454	1261
H. C. R. No. 9	520
H. J. R. No. 6	1957
S. B. No. 2	63
S. B. No. 11	65
S. B. No. 26	100
S. B. No. 28	119
S. B. No. 38	139
S. B. No. 39	139
S. B. No. 47	151
S. B. No. 58	179
S. B. No. 61	188
S. B. No. 62	188
S. B. No. 65	196
S. B. No. 100	257
S. B. No. 118	315
S. B. No. 121	316
S. B. No. 132	341
S. B. No. 140	342
S. B. No. 147	370



S. B. No. 152	390
S. B. No. 198	508
S. B. No. 218	574
S. B. No. 232	638
S. B. No. 238	681
S. B. No. 251	751
S. B. No. 279	822
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 337	1008
S. B. No. 357	1237
S. B. No. 362	1141
S. B. No. 384	1289
S. C. R. No. 13	1089
S. J. R. No. 14	250
S. J. R. No. 15	251
S. J. R. No. 22	822
S. J. R. No. 25	913
S. J. R. No. 30	1289
S. R. No. 10	794
S. R. No. 15	1106
Tribute to W. C. McAlister	2155
Mileage	69
Oath	4-5
Presiding	101, 136, 150, 163, 183, 190, 217, 291, 294, 318, 355, 392, 396, 431, 473, 497, 516, 556, 601, 684, 756, 850, 871, 954, 1012, 1021, 1142, 1165, 1177, 1235, 1251, 1258, 1274, 1353, 1354, 1482, 1547, 1552, 1555, 1563, 1564, 1650, 1710, 1721, 1825, 1870, 1893, 1914, 1951, 1976, 2034, 2065

## BROADDUS, SENATOR BOWER (District No. 27):

## Appointed on Committees on:

Appropriations	107
Authorized by S. R. No. 7	406
Banks and Banking	107
Commerce and Labor	108
Constitution and Constitutional Amendments	108
Fish and Game	109

Insurance -----	109
Judiciary No. 2 -----	110
Municipal Corporations -----	114
Private Corporations -----	114
Privileges and Elections -----	111
Revenue and Taxation -----	112
Roads and Highways -----	113
Rules and Procedure -----	114
To Determine Appropriations Made, Revenues Needed and Recom- mend Taxes -----	1649
To Prepare Constitutional Amendments -----	319
Author of:	
S. B. No. 165 -----	444
S. B. No. 166 -----	444
S. B. No. 167 -----	444
S. B. No. 168 -----	444
S. B. No. 169 -----	445
S. B. No. 183 -----	484
S. B. No. 189 -----	496
S. B. No. 214 -----	557
S. B. No. 226 -----	596
S. B. No. 231 -----	610
S. B. No. 281 -----	822
S. B. No. 282 -----	822
S. B. No. 283 -----	822
S. B. No. 373 -----	1229
S. B. No. 399 -----	1445
S. B. No. 404 -----	1558
Election Credentials Approved -----	2
Joint Author of:	
H. B. No. 117 -----	721
H. B. No. 201 -----	1030
H. B. No. 279 -----	1109
H. B. No. 360 -----	1109
H. B. No. 473 -----	1064
S. B. No. 3 -----	63
S. B. No. 11 -----	65
S. B. No. 28 -----	119
S. B. No. 38 -----	139
S. B. No. 39 -----	139
S. B. No. 68 -----	197
S. B. No. 71 -----	197
S. B. No. 118 -----	315
S. B. No. 136 -----	341
S. B. No. 203 -----	528
S. B. No. 228 -----	609
S. B. No. 279 -----	822
S. B. No. 294 -----	908
S. B. No. 295 -----	909
S. B. No. 296 -----	909
S. B. No. 297 -----	909
S. B. No. 298 -----	909
S. B. No. 299 -----	909
S. B. No. 300 -----	909
S. F. No. 301 -----	909-910
S. B. No. 302 -----	910
S. B. No. 303 -----	910
S. B. No. 304 -----	910
S. B. No. 305 -----	910
S. B. No. 306 -----	910
S. B. No. 307 -----	910

S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 334	973
S. B. No. 342	1060
S. B. No. 388	1344
S. B. No. 389	1344
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 25	1048
S. R. No. 7	342
S. R. No. 10	794
S. R. No. 24	1904
Mileage	69
Oath	4-5
<b>BROADDUS, MARTHA:</b>	
Resolution in Memorium	1106
<b>BROWN, DALE (Representative):</b>	
Joint Author of:	
H. B. No. 24	600
H. B. No. 112	1053
H. B. No. 217	720
H. B. No. 605	1947
H. J. R. No. 1	295
H. J. R. No. 4	397
H. J. R. No. 6	1166
S. J. R. No. 18	709
<b>BROWN, ROBERT H.:</b>	
Election Return of	10
<b>BRUCE, ALVIN (Representative):</b>	
Author of:	
H. B. No. 598	1706
H. B. No. 350	1347
Joint Author of:	
H. B. No. 53	980
H. B. No. 60	1028
H. B. No. 121	580
H. B. No. 246	1821
H. B. No. 488	1272
H. B. No. 605	1947
H. J. R. No. 4	397
H. J. R. No. 6	1166
<b>BUILDING AND LOAN BOARD:</b>	
Members Nominated	541
<b>BURKUS, LEONARD:</b>	
Doorkeeper	67
Oath	67



**BUTLER, SIDORIUS:**

Assistant Sergeant-at-Arms -----	67
Oath -----	67

**BYRD, H. IVAN:**

Election Return of -----	8
--------------------------	---

**BURNS, SENATOR DeROY (District No. 6):****Appointed on Committees on:**

Congressional and Legislative Redistricting -----	108
Engrossed and Enrolled Bills -----	108
Federal Relations and Activities -----	109
Fish and Game -----	109
Livestock and Tenant Farming -----	110
Old Age Security and Pension -----	112
Public Building -----	111
Retrenchment and Reform -----	112
Roads and Highways -----	113
School Lands -----	113
Soldiers Relief -----	113
State and County Affairs -----	112
To Determine Appropriations Made, Revenue Needed and Recom-	
mend Taxes -----	1649
To Investigate State Penal Institutions -----	319

**Author of:**

S. B. No. 286 -----	841
S. B. No. 381 -----	1248
Election Credentials Approved -----	2

**Joint Author of:**

H. B. No. 139 -----	996
H. B. No. 140 -----	1724
H. B. No. 217 -----	720
H. B. No. 399 -----	1231
H. C. R. No. 26 -----	1545
H. J. R. No. 9 -----	205
S. B. No. 1 -----	173
S. B. No. 11 -----	65
S. B. No. 27 -----	119
S. B. No. 28 -----	119
S. B. No. 30 -----	122
S. B. No. 58 -----	179
S. B. No. 121 -----	316
S. B. No. 134 -----	341
S. B. No. 155 -----	407
S. B. No. 156 -----	407
S. B. No. 157 -----	407
S. B. No. 199 -----	1164
S. B. No. 294 -----	908
S. B. No. 295 -----	909
S. B. No. 296 -----	909
S. B. No. 297 -----	909
S. B. No. 298 -----	909
S. B. No. 299 -----	909
S. B. No. 300 -----	909
S. B. No. 301 -----	909-910
S. B. No. 302 -----	910
S. B. No. 303 -----	910
S. B. No. 304 -----	910
S. B. No. 305 -----	910
S. B. No. 306 -----	910

S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 374	1229
S. B. No. 377	1248
S. B. No. 385	1324
S. B. No. 390	1449
S. C. R. No. 7	637
S. C. R. No. 12	907
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 16	317
S. J. R. No. 18	709
S. J. R. No. 30	1289
S. R. No. 6	294
S. R. No. 16	1166
Mileage	68
Oath	2
Presiding	401
<b>BURNS, JOHN C.:</b>	
Election Return of	9
<b>BURNS, ROBERT:</b>	
Terminates Official Duties	123
<b>BUSHYHEAD, SENATOR DENNIS (District No. 33):</b>	
Appointed on Committees on:	
Appropriations	107
Code Revision	107
Commerce and Labor	108
Criminal Jurisprudence	112
Fees and Salaries	109
Indian Affairs	109
Judiciary No. 2	110
Manufacturing and Industry	113
Oil and Gas	114
Old Age Security and Pension	112
Public Health and Welfare	111
Retrenchment and Reform	112
To Determine Appropriations Made, Revenue Needed and Recom-	
mend Taxes	1649
Election Credentials Approved	2
Joint Author of:	
H. B. No. 489	1231
S. B. No. 1	173
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 38	139
S. B. No. 39	139

S. B. No. 55	156
S. B. No. 68	197
S. B. No. 199	1164
S. B. No. 292	886
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 336	1008
S. C. R. No. 2	63
S. C. R. No. 5	258
S. C. R. No. 13	1089
S. J. R. No. 25	1048
S. J. R. No. 30	1289
S. R. No. 10	794
Mileage	69
Oath	2
Presiding	272, 294

## BYROM, MARVIN (Representative):

Author of:	
H. B. No. 273	581
Joint Author of:	
H. B. No. 39	419
H. B. No. 42	580
H. B. No. 84	333
H. B. No. 112	1053
H. B. No. 173	777
H. B. No. 217	720
H. B. No. 516	1892
H. B. No. 556	1272
H. B. No. 565	1346
H. B. No. 605	1947
H. J. R. No. 1	295
H. J. R. No. 4	397
H. J. R. No. 6	1166
H. J. R. No. 34	1777
S. B. No. 288	841
S. C. R. No. 1	61



S. J. R. No. 16	317
S. J. R. No. 18	709

## C

## CALENDAR:

Calendar Clerk Elected	67
Printing Contract	247-248

## CALLIHAN, GEO. M.:

Election Return of	8
--------------------	---

## CAMPBELL, O. K. (Representative):

Joint Author of:	
H. B. No. 1	165
H. B. No. 38	512
H. B. No. 112	1053
H. B. No. 217	720
H. B. No. 453	1439
H. B. No. 556	1272
H. B. No. 565	1346
H. B. No. 605	1947
H. C. R. No. 8	165
H. J. R. No. 4	397
S. B. No. 27	119
S. J. R. No. 18	709

## CANTRELL, D. C. (Representative):

Joint Author of:	
H. B. No. 201	1030
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 6	1166
S. J. R. No. 18	709

## CAPPS, W. G.:

Member State Banking Board	276
Resolution in Memorium	1166

## CAREY, LEONARD (Representative):

Joint Author of:	
H. B. No. 24	600
H. B. No. 29	784
H. B. No. 93	801
H. B. No. 165	512
H. B. No. 173	777
H. B. No. 313	600
H. B. No. 332	990
H. B. No. 346	1204
H. C. R. No. 2	163
H. J. R. No. 4	397
S. B. No. 335	1008
S. B. No. 349	1068

## CARLETON, LaVERNE (Representative):

Joint Author of:	
H. B. No. 112	1053
H. B. No. 113	529
H. B. No. 192	1087
H. B. No. 335	1548

H. B. No. 343	1234
H. B. No. 348	1652
H. B. No. 389	920
H. B. No. 456	1205
H. B. No. 556	1272
H. C. R. No. 29	1976
H. J. R. No. 1	295
H. J. R. No. 13	1650
S. B. No. 108	237
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
On Committee to Notify Governor of Joint Session	130

## CARLILE, SENATOR W. A. (District No. 28):

Appointed on Committees on:	
Appropriations	107
Education	108
Indian Affairs	109
Insurance	109
Judiciary No. 1	110
Mines and Mining	111
Oil and Gas	114
Public Health and Welfare	111
Public Printing	111
Revenue and Taxation	112
Roads and Highways	113
School Lands	113
Joint Author of:	
H. B. No. 36	202
H. B. No. 379	1115
S. B. No. 1	173
S. B. No. 11	65
S. B. No. 68	197
S. B. No. 87	238
S. B. No. 134	341
S. B. No. 349	1068
S. B. No. 357	1237
S. C. R. No. 13	1089

S. J. R. No. 15 .....	862
S. J. R. No. 25 .....	1048
S. R. No. 10 .....	794
Tribute to W. C. McAlister .....	2155
Mileage .....	69

## CARMACK, SENATOR S. W. (District No. 4):

## Appointed on Committees on:

Agriculture .....	107
Appropriations .....	107
Committees .....	5
Erosion, Flood Control and Drainage .....	110
Insurance .....	109
Livestock and Tenant Farming .....	110
Old Age Security and Pension .....	112
Prohibition Enforcement .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
School Lands .....	113
Selection of Seats .....	6
To Investigate School Land Commission .....	318
To Investigate State Penal Institutions .....	319
To Prepare Resolution of Appreciation to Harriett Parker Camden .....	269

## Author of:

S. B. No. 344 .....	1060
S. B. No. 367 .....	1228
S. J. R. No. 29 .....	1141

## Joint Author of:

H. B. No. 36 .....	202
S. B. No. 1 .....	173
S. B. No. 10 .....	64
S. B. No. 11 .....	65
S. B. No. 14 .....	65
S. B. No. 15 .....	66
S. B. No. 27 .....	119
S. B. No. 47 .....	151
S. B. No. 58 .....	179
S. B. No. 121 .....	316
S. B. No. 134 .....	341
S. B. No. 146 .....	370
S. B. No. 264 .....	782
S. B. No. 342 .....	1060
S. B. No. 357 .....	1237
S. C. R. No. 1 .....	61
S. C. R. No. 19 .....	1089
S. J. R. No. 18 .....	709
S. J. R. No. 25 .....	1048
S. J. R. No. 30 .....	1289

Mileage .....	68
Presiding .....	148

## CARMICHAEL, J. C. (Representative):

## Joint Author of:

H. B. No. 24 .....	600
H. B. No. 121 .....	580
H. B. No. 198 .....	1109
H. B. No. 213 .....	1028
H. B. No. 361 .....	635
H. B. No. 556 .....	1272
H. B. No. 591 .....	1838



S. B. No. 150 .....	390
On Committee to Determine Appropriations Made, Revenue Needed and Recommend Taxes .....	1649
CARR, G. P.:	
Member State Board of Arbitration and Conciliation .....	1975
CARTER, FRANK C.:	
Election Return of .....	8
CARTER, RUSSELL:	
Oath .....	67
Page .....	67
CASEY, T. B.:	
Member Board of Pharmacy .....	541
CATHEY, LUCILE:	
Oath .....	67
Stenographer .....	67
CHAMBERLIN, SENATOR CECIL R. (District No. 5):	
Appointed on Committees on:	
Appropriations .....	107
Banks and Banking .....	107
Congressional and Legislative Redistricting .....	108
Constitution and Constitutional Amendments .....	108
Education .....	108
Hospitals and Charities .....	109
Insurance .....	109
Judicial Redistricting .....	110
Judiciary No. 1 .....	110
Legal Advisory .....	110
Printing of Bills as they Become Laws .....	141
Revenue and Taxation .....	112
Roads and Highways .....	113
Soldiers Relief .....	113
State and County Affairs .....	112
To Arrange Inauguration of Governor .....	103
To Arrange Joint Session .....	6
To Confer With Walter M. Gray .....	489
To Consult With Governor Relative to Constitutional Amend- ments .....	1193
To Investigate State Penal Institutions .....	319
To Prepare Constitutional Amendments .....	319
To Prepare Resolution in Memorium of W. C. McAlister and D. H. Powers .....	1061
To Prepare Resolution of Appreciation to Harriett Parker Cam- den .....	269
Author of:	
S. B. No. 80 .....	222
S. B. No. 81 .....	222
S. B. No. 82 .....	222
S. B. No. 293 .....	908
S. B. No. 412 .....	1789
Election Credentials Approved .....	2
Joint Author of:	
H. B. No. 36 .....	202
H. B. No. 38 .....	512
H. B. No. 121 .....	1119
H. B. No. 545 .....	1327

H. B. No. 569	1549
H. C. R. No. 9	520
H. C. R. No. 22	955
H. C. R. No. 26	1545
S. B. No. 1	63
S. B. No. 3	63
S. B. No. 9	64
S. B. No. 10	64
S. B. No. 11	65
S. B. No. 15	66
S. B. No. 27	119
S. B. No. 30	122
S. B. No. 38	139
S. B. No. 39	139
S. B. No. 79	222
S. B. No. 87	238
S. B. No. 117	315
S. B. No. 144	370
S. B. No. 180	484
S. B. No. 191	496
S. B. No. 199	523
S. B. No. 210	556
S. B. No. 255	779
S. B. No. 258	781
S. B. No. 264	782
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 334	973
S. B. No. 351	1068
S. B. No. 354	1094
S. C. R. No. 4	258
S. C. R. No. 13	1089
S. J. R. No. 1	66
S. J. R. No. 3	100
S. J. R. No. 4	151
S. J. R. No. 15	862
S. J. R. No. 25	913
S. R. No. 5	291

S. R. No. 22 .....	1707
Mileage .....	68
Oath .....	2
Presiding.....140, 473, 709, 805, 888, 994, 1096, 1125, 1177, 1310, 1392, 1413,	1952
Resigned as Member of Special Committee to Arrange Printing of Bills .....	145

## CHAMBERS JOE (Representative):

## Author of:

H. B. No. 12 .....	165
H. B. No. 210 .....	1365
H. B. No. 390 .....	1110
H. B. No. 393 .....	1777
H. B. No. 485 .....	1054

## Joint Author of:

H. B. No. 27 .....	1551
H. B. No. 94 .....	990
H. B. No. 336 .....	920
H. B. No. 556 .....	1272
H. J. R. No. 1 .....	295
H. J. R. No. 6 .....	1166
S. B. No. 69 .....	197
S. B. No. 228 .....	609
S. B. No. 375 .....	1247
S. J. R. No. 1 .....	2217

On Committee to Notify Senate of Organization of House .....	4
--	---

## CHAPLAIN:

Rev. B. E. Newton .....	67
-------------------------	----

## CHASE, ROBT. N. (Representative):

## Joint Author of:

H. B. No. 424 .....	996
H. J. R. No. 1 .....	295
S. B. No. 78 .....	222

## CHEEK, TOM W.:

Lobby Permit .....	157-158
--------------------	---------

## CHILDERS, C. C.:

Election Return of .....	8
--------------------------	---

## CHILDERS, GEO. R.:

Election Return of .....	16
--------------------------	----

## CHISM, ROSE:

Engrossing and Enrolling Clerk .....	67
Oath .....	67

## CITIZENS COMMITTEE:

Governor's Message Relating to .....	130-131
--------------------------------------	---------

## CITY OFFICIALS, OKLAHOMA CITY:

Communication From .....	422
--------------------------	-----

## CLARK, L. H.:

Election Return of .....	11
--------------------------	----

## CLARK, MRS. DILLARD H.:

Member Board of Education .....	253
---------------------------------	-----



## CLAYTON, POWELL:

Election Return of .....	13
--------------------------	----

## CLENDINNING, S. J.:

Election Return of .....	12
--------------------------	----

## COBB, MINNIE:

Oath .....	67
------------	----

Secretary to President Pro Tempore .....	67
--	----

## COCHRAN, ARTHUR:

Election Return of .....	14
--------------------------	----

## CODE REVISION:

Committee on .....	107
--------------------	-----

Suggestions on .....	2180-2185
----------------------	-----------

## COE, WILLIAM O. (Representative):

## Author of:

H. B. No. 328 .....	1704
---------------------	------

H. B. No. 488 .....	1272
---------------------	------

H. B. No. 589 .....	2029
---------------------	------

H. B. No. 595 .....	1652
---------------------	------

## Joint Author of:

H. B. No. 2 .....	218
-------------------	-----

H. B. No. 24 .....	600
--------------------	-----

H. B. No. 65 .....	1576
--------------------	------

H. B. No. 112 .....	1053
---------------------	------

H. B. No. 113 .....	529
---------------------	-----

H. B. No. 117 .....	721
---------------------	-----

H. B. No. 121 .....	580
---------------------	-----

H. B. No. 173 .....	777
---------------------	-----

H. B. No. 186 .....	1086
---------------------	------

H. B. No. 198 .....	1109
---------------------	------

H. B. No. 321 .....	1346
---------------------	------

H. B. No. 335 .....	1548
---------------------	------

H. B. No. 389 .....	920
---------------------	-----

H. B. No. 404 .....	1577
---------------------	------

H. B. No. 556 .....	1272
---------------------	------

H. B. No. 564 .....	1470
---------------------	------

H. C. R. No. 29 .....	1976
-----------------------	------

S. B. No. 68 .....	197
--------------------	-----

S. B. No. 109 .....	288
---------------------	-----

S. B. No. 202 .....	527
---------------------	-----

S. B. No. 351 .....	1145
---------------------	------

S. B. No. 368 .....	1228
---------------------	------

S. B. No. 413 .....	1869
---------------------	------

On Committee on Designation of Constitutional Amendments .....	1844-1845
--	-----------

On Committee to Arrange Joint Session .....	125
---	-----

## COKER, MARTHA:

Oath .....	67
------------	----

Stenographer .....	67
--------------------	----

## COLEMAN, ROY (Representative):

## Joint Author of:

H. B. No. 4 .....	332
-------------------	-----

H. B. No. 140 .....	721
---------------------	-----

H. B. No. 322 .....	118
---------------------	-----

H. B. No. 354 .....	899
---------------------	-----

H. B. No. 454 .....	1261
---------------------	------

H. B. No. 488 .....	1272
H. B. No. 498 .....	1930
H. J. R. No. 6 .....	1166
S. B. No. 61 .....	188
COLLEY, ELEANDOR:	
Chief Engrossing and Enrolling Clerk .....	67
Oath .....	67
COLVERT, PAUL:	
Member Board of Affairs .....	184
COLVILLE, DOROTHY:	
Stenographer .....	141
COMMERCE AND LABOR:	
Committee on .....	108
COMMISSIONER OF CHARITIES AND CORRECTIONS:	
Governor's Message Relating to .....	1687
COMMISSIONER OF DEEDS:	
Governor's Message Relating to .....	121
COMMISSIONERS OF LAND OFFICE:	
Audit to Be Filed with Secretary of State .....	1985
COMMITTEES (House):	
Appropriations:	
Author of:	
H. B. No. 109 .....	227
H. B. No. 406 .....	1232
Education:	
Author of:	
H. B. No. 209 .....	1258
Fish and Game:	
Author of:	
H. B. No. 452 .....	1206
Judicial Reform:	
Author of:	
H. B. No. 158 .....	1099
Oil and Gas:	
Joint Author of:	
S. B. No. 208 .....	556
S. B. No. 346 .....	1067
Penal Institutions:	
Author of:	
H. B. No. 89 .....	296
Revenue and Taxation:	
Author of:	
H. B. No. 45 .....	248
H. B. No. 87 .....	511-512
H. B. No. 440 .....	1499
Soldiers Relief:	
Author of:	
H. B. No. 55 .....	825
Joint Author of:	
S. B. No. 291 .....	886

## COMMITTEES (Senate):

Agriculture:	
Appointed	107
Appropriations:	
Appointed	107
Author of:	
S. B. No. 41	140
S. B. No. 42	150
S. B. No. 49	151
S. B. No. 56	162
S. B. No. 77	221
S. B. No. 94	250
S. B. No. 105	280
S. B. No. 111	288
S. B. No. 181	484
S. B. No. 201	527
S. B. No. 262	782
S. B. No. 270	782
S. B. No. 378	1248
Authorized by Senate Resolution No. 3:	
Appointed	126
Authorized by Senate Resolution No. 8:	
Appointed	418
Banks and Banking:	
Appointed	107
Author of:	
S. B. No. 321	913
S. B. No. 322	913
S. B. No. 323	913
Code Revision:	
Appointed	107
Commerce and Labor:	
Appointed	108
Committees:	
Appointed	5
Reports of	6, 145
Congressional and Legislative Redistricting:	
Appointed	108
Constitution and Constitutional Amendments:	
Appointed	108
Credentials:	
Appointed	1
Criminal Jurisprudence:	
Appointed	112
Education:	
Appointed	108
Employment:	
Appointed	6
Reports of	66-67, 141, 901-902, 1266
Engrossed and Enrolled Bills:	
Appointed	6, 108
Erosion, Flood Control and Drainage:	
Appointed	110
Federal Relations and Activities:	
Appointed	109
Fees and Salaries:	
Appointed	109



Fish and Game:	
Appointed	109
Hospitals and Charities:	
Appointed	109
Indian Affairs:	
Appointed	109
Insurance:	
Appointed	109
Investigating:	
Matter of Recalling Lobby Permit of Harry Lyons	443
Penal Institutions:	
Appointed	319
Report of	676-680
School Land Commission:	
Appointed	318
University Hospital:	
Appointed	406
Report of	2247-2251
Judicial Redistricting:	
Appointed	110
Judiciary No. 1:	
Appointed	110
Judiciary No. 2:	
Appointed	110
Legal Advisory:	
Appointed	110
Livestock and Tenant Farming:	
Appointed	110
Manufacturing and Industry:	
Appointed	113
Author of:	
S. B. No. 64	188
S. B. No. 359	1140
Mileage:	
Appointed	6
Military Affairs:	
Appointed	110
Author of:	
S. B. No. 221	595
S. B. No. 235	639
S. R. No. 4	158
Mines and Mining:	
Appointed	111
Municipal Corporations:	
Appointed	114
Oil and Gas:	
Appointed	114
Joint Author of:	
S. B. No. 208	556
S. B. No. 346	1067
Old Age Security and Pension:	
Appointed	112
Penal Institutions:	
Appointed	114
Printing of Bills as They Become Laws:	
Appointed	141

Privileges and Elections:	
Appointed	111
Author of:	
S. B. No. 186	484
S. B. No. 187	485
Prohibition Enforcement:	
Appointed	111
Public Building:	
Appointed	111
Public Health and Welfare:	
Appointed	111
Public Printing:	
Appointed	111
Report of	247-248
Public Service Corporations:	
Appointed	111
Reservation of Automobile Parking Space at Capitol:	
Appointed	142
Report of	145
Retrenchment and Reform:	
Appointed	112
Revenue and Taxation:	
Appointed	112
Roads and Highways:	
Appointed	113
Rules and Procedure:	
Appointed	114
Reports of	363-368, 645, 796
School Lands:	
Appointed	113
Senate and Legislative Affairs:	
Appointed	113
Soldiers Relief:	
Appointed	113
Joint Author of:	
S. B. No. 291	886
State and County Affairs:	
Appointed	112
Author of:	
S. B. No. 402	1514
To Arrange Inauguration of Governor:	
Appointed	103
Report of	117
To Arrange Joint Session:	
Appointed	6, 125, 356
Report of	6, 129, 359
To Arrange Seating of Senate in Joint Session:	
Appointed	129
To Arrange Selection of Seats:	
Appointed	6
Report of	6-7
To Attend Funeral Mrs. Claud Spencer:	
Appointed	103
To Confer with Walter M. Gray:	
Appointed	489
To Consult with Governor Relative to Constitutional Amendments:	
Appointed	1193

To Convey Appreciation to Democratic Women's Club:	
Appointed .....	145
To Determine Amount Appropriations Made, Revenue Needed and Recommend Tax to be Levied:	
Appointed .....	1649
To Escort President Pro Tempore to Chair:	
Appointed .....	3
To Notify Governor of Joint Session:	
Appointed .....	17, 130
Reports of .....	17
To Notify Governor of Organization:	
Appointed .....	5
Report of .....	6
To Notify House of Organization:	
Appointed .....	5
Report of .....	6
To Notify House Senate Ready to Adjourn Sine Die:	
Appointed .....	2300
To Prepare Constitutional Amendments:	
Appointed .....	319
To Prepare Legislation for Refinancing Public Debt:	
Appointed .....	319
To Prepare Resolution in Memorium of W. C. McAlister and D. H. Powers:	
Appointed .....	1060-1061
To Prepare Resolution of Appreciation to Harriett Parker Camden:	
Appointed .....	269
COMMONS, SENATOR A. L. (District No. 30):	
Appointed on Committees on:	
Appropriations .....	107
Banks and Banking .....	107
Commerce and Labor .....	108
Education .....	108
Insurance .....	109
Judiciary No. 2 .....	110
Legal Advisory .....	110
Mines and Mining .....	111
Public Health and Welfare .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
Rules and Procedure .....	114
Soldiers Relief .....	113
To Arrange Joint Session .....	125
To Confer with Walter M. Gray .....	489
To Determine Appropriations Made, Revenues Needed and Recommend Taxes .....	1649
To Notify Governor of Organization .....	5
To Notify House Senate Ready to Adjourn Sine Die .....	2300
To Prepare Legislation for Refinancing Public Debt .....	319
Author of:	
S. B. No. 51 .....	156
S. B. No. 72 .....	208
S. B. No. 73 .....	208
S. B. No. 151 .....	390
S. B. No. 204 .....	528
S. B. No. 205 .....	528
S. B. No. 206 .....	528



S. B. No. 248	683
S. B. No. 356	1094
Joint Author of:	
H. C. R. No. 26	1545
S. B. No. 3	63
S. B. No. 9	64
S. B. No. 11	65
S. B. No. 30	122
S. B. No. 87	233
S. B. No. 132	341
S. B. No. 136	341
S. B. No. 144	370
S. B. No. 199	523
S. B. No. 210	556
S. B. No. 215	557
S. B. No. 223	595
S. B. No. 232	638
S. B. No. 342	1060
S. B. No. 354	1094
S. B. No. 355	1094
S. B. No. 370	1228
S. B. No. 371	1228
S. B. No. 395	1447
S. B. No. 413	1869
S. C. R. No. 2	63
S. C. R. No. 13	1089
S. C. R. No. 15	1192
S. R. No. 5	291
S. R. No. 10	794
S. R. No. 17	1297
S. R. No. 18	1327
S. R. No. 19	1329
Mileage	69
Presiding	392, 418, 736, 848, 1067, 1640, 1967
COMMONS, MRS. A. L.:	
Communication From	298
CONFIRMATIONS -----98, 129, 176, 184, 193, 194, 207, 218, 234, 253, 276, 277, 311, 379, 462, 499, 541, 560, 1171, 1193, 1242, 1426, 1427, 1491, 1660, 1975, 1976, 2057.	
CONGRESSIONAL AND LEGISLATIVE REDISTRICTING:	
Committee on	108
CONSERVATION COMMISSION:	
Members Nominated	1491
CONSIDINE, LEO:	
Election Return of	15
CONSTITUTION AND CONSTITUTIONAL AMENDMENTS:	
Committee on	108
COOK, ROWE (Representative):	
Joint Author of:	
H. B. No. 1	165
H. B. No. 2	218
H. B. No. 15	206
H. B. No. 24	600
H. B. No. 111	1053
H. B. No. 114	1596

H. B. No. 186 .....	1086
H. B. No. 192 .....	1087
H. B. No. 605 .....	1947
H. J. R. No. 1 .....	295
S. B. No. 191 .....	496
COOPER, LEROY G.:	
Election Return of .....	14
COOPERATION WITH FEDERAL GOVERNMENT:	
Governor's Message Relating to .....	41-42
CO-ORDINATING BOARD:	
Governor's Message Relating to .....	24-26
COPPEDGE, AD V.:	
Election Return of .....	13
CORDELL, HARRY B.:	
Election Return of .....	10
CORDELL, J. Wm.:	
Elected Secretary of Senate .....	4
Oath Administered to .....	67
CORDELL, MRS. PHOEBE K.:	
Resolution in Memorium .....	956
CORN, N. S.:	
Election Return of .....	11
CORSON, ED. E. (Representative):	
Joint Author of:	
H. B. No. 173 .....	777
H. B. No. 217 .....	720
H. B. No. 220 .....	1892
H. B. No. 399 .....	1231
H. B. No. 556 .....	1272
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166
H. J. R. No. 9 .....	205
S. B. No. 396 .....	1376
COUCH, PENN (Representative):	
Joint Author of:	
H. B. No. 24 .....	600
H. B. No. 38 .....	512
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. J. R. No. 4 .....	397
S. B. No. 27 .....	119
COX, JULIUS W. (Representative):	
Author of:	
H. B. No. 150 .....	1576
Joint Author of:	
H. B. No. 4 .....	332
H. B. No. 15 .....	206
H. B. No. 38 .....	512
H. B. No. 59 .....	166
H. B. No. 84 .....	333
H. B. No. 220 .....	1891

H. B. No. 221 .....	1546
H. B. No. 556 .....	1272
H. B. No. 571 .....	1979
H. B. No. 605 .....	1947
H. C. R. No. 25 .....	1363
H. J. R. No. 4 .....	397
S. B. No. 22 .....	100
S. B. No. 27 .....	119
S. B. No. 237 .....	681
S. B. No. 396 .....	1376
On Committee to Notify Governor of Joint Session .....	130
<b>CRAWFORD, TAL:</b>	
Election Return of .....	16
<b>CREDENTIALS:</b>	
Committee on .....	1
<b>CRIMINAL JURISPRUDENCE:</b>	
Committee on .....	112
<b>CULLISON, JAMES B.:</b>	
Election Return of .....	11
<b>CURNUTT, SENATOR H. M. (District No. 34):</b>	
Appointed on Committees on:	
Authorized by S. R. 7 .....	406
Committees .....	5
Congressional and Legislative Redistricting .....	108
Constitution and Constitutional Amendments .....	108
Education .....	108
Employment .....	6
Judiciary No. 1 .....	110
Manufacturing and Industry .....	113
Matter of Recalling Lobby Permit of Harry Lyons .....	443
Military Affairs .....	110
Oil and Gas .....	114
Revenue and Taxation .....	112
Roads and Highways .....	113
Soldiers Relief .....	113
To Arrange Inauguration of Governor .....	103
To Arrange Joint Session to Hear Vincent Miles .....	356
To Arrange Seating of Senate .....	129
To Investigate State Penal Institutions .....	319
<b>Author of:</b>	
S. B. No. 6 .....	64
S. B. No. 7 .....	64
S. B. No. 24 .....	100
S. B. No. 32 .....	122
S. B. No. 85 .....	237
S. B. No. 119 .....	315
S. B. No. 160 .....	429
Explanation of Vote .....	290
<b>Joint Author of:</b>	
H. B. No. 431 .....	1704
H. C. R. No. 26 .....	1545
S. B. No. 11 .....	65
S. B. No. 25 .....	100
S. B. No. 30 .....	122
S. B. No. 86 .....	238
H. B. No. 112 .....	1053
S. B. No. 147 .....	370



S. B. No. 180	484
S. B. No. 190	1522
S. B. No. 277	799
S. B. No. 336	1008
S. B. No. 340	1060
S. B. No. 341	1060
S. B. No. 357	1237
S. B. No. 397	1376
S. B. No. 400	1490
S. C. R. No. 2	63
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. R. No. 19	1329
S. R. No. 20	1491
S. R. No. 23	1784
Mileage	69
Presiding	201, 743, 1564, 2081

## D

## DALE, F. HINER:

Election Return of	11
--------------------	----

## DAVIS, ARLEIGH (Representative):

## Author of:

H. B. No. 119	580
H. B. No. 179	1828
H. B. No. 199	1702
H. B. No. 357	990
H. B. No. 503	1705

## Joint Author of:

H. B. No. 24	600
H. B. No. 60	1028
H. B. No. 112	1053
H. B. No. 121	580
H. B. No. 198	1109
H. B. No. 246	1821
H. B. No. 409	1322
H. B. No. 556	1272
H. C. R. No. 2	164
H. C. R. No. 26	1545
H. J. R. No. 4	397
H. J. R. No. 6	1166
S. B. No. 243	682
S. B. No. 244	682
S. B. No. 247	683

## DAVIS, GEORGE H.:

Resolution in Memorium	125
Senate Recessed out of Respect to	146

## DAVIS, MRS. GRACE NORRIS:

Member Board of Education	1660
---------------------------	------

## DAVIS, O. B.:

Postmaster	902
------------	-----

## DAY, CHAS. E.:

Election Return of	9
--------------------	---

## DEATON, AUSTIN R. (Representative):

## Joint Author of:

H. B. No. 24	600
H. B. No. 206	996
H. B. No. 437	1705
H. B. No. 532	1705
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 1	295
H. J. R. No. 6	1166
S. J. R. No. 18	709

## DEAN, T. J.:

Member Board of Pharmacy	541
--------------------------	-----

## DeBARD, MARJORIE:

Engrossing and Enrolling Clerk	67
Oath	67

## DEER, OPEN SEASON FOR:

Governor's Message Relating to	23-24
--------------------------------	-------

## DEFICIENCY CLAIMS:

Governor's Message Relating to	36-39
--------------------------------	-------

## DEMOCRATIC PLATFORM 372-377

## DEMOCRATIC WOMEN'S CLUB:

Presented Floral Offering to Senate	145
-------------------------------------	-----

## DENNEY, JOHN M.:

Election Return of	8
--------------------	---

## DENNY, FRANCES M.:

Election Return of	9
--------------------	---

## DENNY, RAYMOND:

Oath	67
Stenographer	67

## DERRYBERRY, A.:

Member State Board of Arbitration and Conciliation	1975
--	------

## DICKERSON, J. T.:

Election Return of	15
--------------------	----

## DIVERSION GASOLINE TAX:

Governor's Message Relating to	45-47
--------------------------------	-------

## DOGGETT, WALTER M. (Representative):

## Joint Author of:

H. B. No. 24	600
H. B. No. 38	512
H. B. No. 346	1204
H. B. No. 556	1272
H. J. R. No. 6	1166
S. B. No. 27	119
S. B. No. 295	908
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909

S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912

## DOTY, V. A. (Representative):

## Author of:

H. B. No. 382	1052
---------------	------

## Joint Author of:

H. B. No. 38	512
H. B. No. 121	580
H. B. No. 217	720
H. B. No. 220	1892
H. B. No. 230	802
H. B. No. 404	1577
H. B. No. 556	1272
H. C. R. No. 2	164
H. C. R. No. 26	1545
H. J. R. No. 1	295
H. J. R. No. 6	1167
S. B. No. 27	119
S. B. No. 396	1376
S. C. R. No. 13	1090
S. J. R. No. 18	709

## DOYLE, JESS:

Messenger	141
-----------	-----

## DOYLE, THOMAS H.:

Election Return of	11
--------------------	----

## DUFFY, SENATOR CHARLES B. (District No. 9):

## Appointed on Committees on:

Appropriations	107
Constitution and Constitutional Amendments	108
Judiciary No. 2	110
Revenue and Taxation	112
Roads and Highways	113
Rules and Procedure	114
Senate and Legislative Affairs	113
Soldiers Relief	113
State and County Affairs	112
To Arrange Inauguation of Governor	103
To Escort President Pro Tempore to Chair	3
To Notify Governor of Joint Session	130



Author of:	
S. B. No. 97	257
S. B. No. 98	257
S. B. No. 257	781
S. B. No. 280	822
Election Credentials Approved	2
Joint Author of:	
S. B. No. 1	173
S. B. No. 11	65
S. B. No. 26	100
Name Stricken as Joint Author S. B. No. 26	294
S. B. No. 30	122
S. B. No. 147	370
S. B. No. 199	1164
S. B. No. 203	528
S. B. No. 210	556
S. B. No. 237	681
S. B. No. 256	779
S. B. No. 385	1324
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 25	1048
Mileage	68
Oath	2
Presiding	985

## DUVAL, CLAUDE:

Election Return of	12
--------------------	----

## DYER, TOM:

Member State Board of Arbitration and Conciliation	1975
--	------

## DUNN, W. R. (Representative):

Author of:	
H. B. No. 139	996
H. B. No. 498	1930
H. B. No. 516	1392
H. B. No. 556	1272
H. B. No. 586	1946
Joint Author of:	
H. B. No. 605	1947
H. J. R. No. 6	1166
S. B. No. 237	681
S. J. R. No. 18	709

## E

## EASON, T. W. (Representative):

Author of:	
H. B. No. 49	226
H. B. No. 118	1030
H. B. No. 461	1493
H. B. No. 583	1472
Joint Author of:	
H. B. No. 38	512
H. B. No. 188	957
H. B. No. 217	720
H. B. No. 413	1233
H. B. No. 414	1366
H. B. No. 556	1272

H. B. No. 564.....	1470
H. C. R. No. 25.....	1363
S. B. No. 27.....	119
S. B. No. 237.....	681
S. B. No. 339.....	1059

## EBY, JR., SETH G. (Representative):

## Joint Author of:

H. B. No. 112.....	1053
H. B. No. 126.....	547
H. B. No. 230.....	802
H. B. No. 336.....	920
H. B. No. 413.....	1233
H. B. No. 556.....	1272
H. J. R. No. 1.....	295
S. B. No. 375.....	1247

## EDUCATION:

Committee on.....	108
-------------------	-----

## EDWARDS, H. H.:

Election Return of.....	16
-------------------------	----

## ELECTION CREDENTIALS:

Committee on.....	1
-------------------	---

ELECTION RETURNS.....	8-17
-----------------------	------

## ELLIOTT, TOLBERT:

Election Return of.....	8
-------------------------	---

## ELLIS, BEN F. (Representative):

## Author of:

H. B. No. 471.....	1547
--------------------	------

## Joint Author of:

H. B. No. 186.....	1086
H. B. No. 198.....	1109
H. B. No. 204.....	920
H. B. No. 335.....	1548
H. B. No. 343.....	1234
H. B. No. 346.....	1204
H. B. No. 389.....	920
H. B. No. 397.....	1492
H. B. No. 398.....	1334
H. B. No. 556.....	1272
H. C. R. No. 2.....	164
H. C. R. No. 26.....	1545
H. C. R. No. 29.....	1976
H. J. R. No. 1.....	295
H. J. R. No. 34.....	1777
S. B. No. 70.....	197
S. B. No. 108.....	287
S. B. No. 152.....	390

## EMPLOYEES:

Committee on.....	6
Named.....	67, 141
Report of Committee on.....	901-902, 1266
Vote of Thanks to.....	2256

## EMPLOYMENT COMMITTEE (See Committees):

ENGROSSED AND ENROLLED BILLS:	
Committee on .....	108
EROSION, FLOOD CONTROL AND DRAINAGE:	
Committee on .....	110
EXECUTIVE LEGISLATIVE CAUCUS.....	913, 919
EXECUTIVE SESSIONS' _98, 129, 137, 144, 150, 158, 176, 184, 193, 206, 218, 234, 244, 253, 276, 284, 310-311, 462, 499, 524, 540, 560, 1193, 1241, 1426, 1602, 1975	
EXEMPTION OF HOMESTEADS FROM TAXATION:	
Governor's Message Relating to.....	55-57
EXPENSE INAUGURAL CEREMONIES:	
Governor's Message Relating to.....	54-55
EXPLANATION OF VOTES:	
Curnutt .....	290
Fidler .....	290, 1882
Johnston .....	290-291, 2001
Pugh .....	1241, 1513, 1536, 2221

## F

FEDERAL RELATIONS AND ACTIVITIES:	
Committee on .....	109
FEE\$ AND SALARIES:	
Committee on .....	109
FERRIS, JR., SCOTT:	
Resolution in Memorium.....	1297-1299
FERRIS, SR., SCOTT:	
Member Highway Commission.....	193-194
FIDLER, SENATOR W. C. (District No. 14):	
Appointed on Committees on:	
Appropriations .....	107
Banks and Banking.....	107
Commerce and Labor.....	108
Hospitals and Charities.....	109
Insurance .....	109
Municipal Corporations .....	114
Oil and Gas.....	114
Private Corporations .....	114
Public Service Corporations.....	111
Revenue and Taxation.....	112
Author of:	
S. J. R. No. 28.....	1141
S. J. R. No. 32.....	1375
Explanation of Vote.....	290, 1882
Joint Author of:	
H. B. No. 126.....	547
H. B. No. 173.....	777
H. B. No. 335.....	1548
H. B. No. 389.....	920
H. C. R. No. 29.....	1976



S. B. No. 1	173
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 109	288
S. B. No. 202	527
S. B. No. 219	574
S. B. No. 357	1094
S. B. No. 368	1228
S. B. No. 369	1228
S. C. R. No. 13	1089
S. C. R. No. 14	1192
S. R. No. 23	1784
Mileage	69

## FISCHL, SENATOR LOUIS A. (District No. 18):

## Appointed on Committees on:

Authorized by S. R. No. 8	418
Committees	5
Constitution and Constitutional Amendments	108
Education	108
Fish and Game	109
Insurance	109
Judiciary No. 2	110
Mileage	6
Military Affairs	110
Oil and Gas	114
Printing of Bills as they Become Laws	145
Private Corporations	114
Public Health and Welfare	111
Revenue and Taxation	112
Roads and Highways	113
State and County Affairs	112
To Attend Funeral Mrs. Claud Spencer	103

## Author of:

S. B. No. 23	100
S. B. No. 110	288
S. B. No. 138	341
S. B. No. 139	342
S. B. No. 200	523
S. B. No. 265	782
S. B. No. 266	782
S. B. No. 274	798
S. B. No. 289	841
S. B. No. 382	1248

## Joint Author of:

H. C. R. No. 9	520
H. C. R. No. 26	1545
S. B. No. 10	64
S. B. No. 11	65
S. B. No. 15	66
S. B. No. 28	119
S. B. No. 57	162
S. B. No. 87	238
S. B. No. 106	280
S. B. No. 115	301
S. B. No. 134	341
S. B. No. 176	463
S. B. No. 199	523
S. B. No. 203	528
S. B. No. 230	610
S. B. No. 251	751

S. B. No. 258	781
S. B. No. 264	782
S. B. No. 357	1237
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 25	1048
S. R. No. 2	102
S. R. No. 8	418
S. R. No. 14	1095
S. R. No. 27	2119
Mileage	69
FISH AND GAME:	
Committee on	109
FISHER, IVAN:	
Election Return of	11
FOSTER, ED.:	
Election Return of	9
FRANING, JOHN:	
Election Return of	8
FRAYER, DARWIN (Representative):	
Joint Author of:	
H. B. No. 24	600
H. B. No. 84	333
H. B. No. 313	600
H. B. No. 459	1205
H. B. No. 556	1272
S. B. No. 332	973
S. J. R. No. 18	709
FRAZIER, R. W. (Representative):	
Joint Author of:	
H. B. No. 1	165
H. B. No. 4	332
H. B. No. 24	600
H. B. No. 29	784
H. B. No. 67	1052
H. B. No. 111	1053
H. B. No. 121	580
H. B. No. 293	1205
H. B. No. 309	1978
H. B. No. 329	1206
H. B. No. 556	1272
H. B. No. 605	1947
H. C. R. No. 8	165
H. J. R. No. 1	295
H. J. R. No. 6	1167
H. J. R. No. 34	1777
S. B. No. 332	973
FREEMAN, CARMEN:	
Stenographer	141
FREEMAN, HAROLD (Representative):	
Joint Author of:	
H. B. No. 24	600
H. B. No. 29	784

H. B. No. 46.....	216
H. B. No. 73.....	206
H. B. No. 246.....	1821
H. B. No. 272.....	721
H. B. No. 338.....	1272
H. B. No. 475.....	1907
H. B. No. 556.....	1272
H. J. R. No. 4.....	397
H. J. R. No. 6.....	1166
S. B. No. 162.....	444

## FRETWELL, R. R.:

Election Return of.....	10
-------------------------	----

## G

## GAME AND FISH COMMISSION:

Member Nominated.....	311
-----------------------	-----

## GARDNER, GLYNN:

Stenographer.....	141
-------------------	-----

## GARVIN, SENATOR KNOX L. (District No. 17):

## Appointed on Committees on:

Agriculture.....	107
Appropriations.....	145
Authorized by S. R. No. 8.....	418
Education.....	108
Federal Relations and Activities.....	109
Hospitals and Charities.....	109
Insurance.....	109
Military Affairs.....	110
Municipal Corporations.....	114
Oil and Gas.....	114
Old Age Security and Pension.....	112
Privileges and Elections.....	111
Prohibition Enforcement.....	111
Public Building.....	111
Public Printing.....	111
Roads and Highways.....	113
To Arrange Seating of Senate.....	129
To Attend Funeral Mrs. Claud Spencer.....	103

## Author of:

S. B. No. 114.....	300-301
S. B. No. 278.....	799
Election Credentials Approved.....	2

## Joint Author of:

H. B. No. 36.....	202
H. B. No. 125.....	1906
H. B. No. 217.....	720
H. B. No. 276.....	1232
H. B. No. 565.....	1346
H. C. R. No. 9.....	520
S. B. No. 2.....	63
S. B. No. 11.....	65
S. B. No. 27.....	119
S. B. No. 28.....	119
S. B. No. 30.....	122
S. B. No. 70.....	197
S. B. No. 76.....	209



S. B. No. 79	222
S. B. No. 134	341
S. B. No. 144	370
S. B. No. 199	523
S. B. No. 258	781
S. B. No. 410	1922
S. B. No. 413	1869
S. C. R. No. 13	1089
S. R. No. 2	102
S. R. No. 8	418
S. R. No. 19	1329
Mileage	69
Oath	2
GATTI, H. E.:	
Chaplain	902
GENTRY, BUD:	
Secretary Highway Commission	253
GEORGE, SENATOR E. V. (District No. 19):	
Appointed on Committees on:	
Agriculture	107
Appropriations	107
Banks and Banking	107
Education	108
Employment	6
Municipal Corporations	114
Oil and Gas	114
Penal Institutions	114
Privileges and Elections	111
Reservation of Automobile Parking Space at Capitol	142
Revenue and Taxation	112
Roads and Highways	113
Soldiers Relief	113
To Attend Funeral Mrs. Claud Spencer	103
Author of:	
S. B. No. 99	257
S. B. No. 353	1094
S. B. No. 376	1247
S. B. No. 398	1442
Election Credentials Approved	2
Joint Author of:	
H. B. No. 36	202
H. B. No. 87	1009
H. B. No. 154	1230
H. C. R. No. 9	520
H. C. R. No. 26	1545
S. B. No. 1	173
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 30	122
S. B. No. 46	150
S. B. No. 48	151
S. B. No. 117	315
S. B. No. 122	316
S. B. No. 123	316
S. B. No. 132	341
S. B. No. 179	483
S. B. No. 192	496
S. B. No. 332	973

## Senate Journal—Index

2551

S. B. No. 354	1094
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 25	1048
S. R. No. 2	102
S. R. No. 17	1297
Mileage	69
Oath	2
Presiding	630, 2081
GEORGE, STEPHEN A.:	
Member Board of Education	1975
GETTLE, O. K.:	
Assistant Sergeant-at-Arms	67
Oath	67
GIBBONS, MURRAY F. (Representative):	
Author of:	
H. B. No. 56	348
H. B. No. 355	1549
H. B. No. 491	1204
H. B. No. 53	980
H. B. No. 112	1053
H. B. No. 113	529
H. B. No. 186	1086
H. B. No. 217	720
H. B. No. 335	1548
H. B. No. 343	1234
H. B. No. 372	1063
H. B. No. 389	920
H. B. No. 397	1492
H. B. No. 398	1334
H. B. No. 556	1272
H. B. No. 591	1838
H. C. R. No. 2	163
H. C. R. No. 25	1363
H. C. R. No. 26	1545
H. C. R. No. 29	1976
S. B. No. 108	287
S. B. No. 180	484
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912

S. B. No. 315 .....	912
S. B. No. 316 .....	912
S. B. No. 317 .....	912
S. B. No. 318 .....	912
S. B. No. 319 .....	912
S. B. No. 351 .....	1145
S. B. No. 368 .....	1228
S. B. No. 413 .....	1869
On Committee to Determine Appropriations Made, Revenue Needed and Recommend Taxes .....	1649
On Committee to Prepare Legislation to Refinance Public Debt .....	336
GIBSON, THOMAS L.:	
Election Return of .....	11
GIDDINGS, GEORGE H.:	
Election Return of .....	15
GLASCO, E. E.:	
Member State Banking Board .....	276
GLASER, J. J.:	
Member Insurance Board .....	462
GOINS, J. I.:	
Election Return of .....	17
GOODWIN, SAM J. (Representative):	
Joint Author of:	
H. B. No. 46 .....	216
H. B. No. 73 .....	206
H. B. No. 112 .....	1053
H. B. No. 272 .....	721
H. B. No. 338 .....	1272
H. B. No. 475 .....	1907
H. B. No. 605 .....	1947
H. C. R. No. 2 .....	164
H. C. R. No. 26 .....	1545
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166
S. B. No. 162 .....	444
GORE, SENATOR T. P.:	
Telegram from .....	1662-1663
GOVERNOR:	
Addressed Senate .....	2299
Notified of Joint Session .....	17
Notified of Organization .....	6
GOVERNOR'S MESSAGE TO LEGISLATURE:	
E. W. Marland:	
Citizens Committees .....	130-131
Commissioner of Charities and Corrections .....	1687
Oklahoma Flood Control Board .....	133
Oklahoma Highway Board .....	134
Oklahoma Housing Board .....	133
Oklahoma New Industrial Board .....	133
Oklahoma Planning Board .....	132-133
Relating to House Bill No. 4 .....	1065-1066



Relating to Run-Off Primary.....	1019
Relief Employment .....	131-132
Taxes .....	134-135
Wm. H. Murray:	
Adjutant General's Office, Back Salaries for.....	121
Advice to Young Men.....	47-49
Commissioner of Deeds.....	121
Communication from President United States.....	121
Co-operation with Federal Government.....	41-42
Co-ordinating Board.....	24-26
Diversion Gasoline Tax.....	45-47
Exemption of Homesteads from Taxation.....	55-57
Expense Inaugural Ceremonies.....	54-55
Insurance .....	43-45
Lakes and Ponds.....	21-23
Open Season for Deer.....	23-24
Pardons and Paroles.....	18-20
Pari-Mutuel Gambling.....	42
Payment Deficiency Claims.....	36-39
School Land Commission.....	39-41, 72-96, 120-121
Sterilization Law .....	51-54
Sub-Penitentiary .....	50-51
Supreme Court Nullifying Legislative Power.....	57-58
Tax Commission .....	42-43
Textbook Adoption .....	26-36
What I saw and was.....	58-61
GRADUATED LAND TAX:	
Petition Relating to.....	1412
GRAVES, ORLIN H.:	
Election Return of.....	13
GRAY, HENRY M.:	
Election Return of.....	12
GREEN, S. P.:	
Election Return of.....	8
GREGORY, ELLIS V. (Representative):	
Author of:	
H. B. No. 102.....	529
H. B. No. 175.....	581
H. B. No. 422.....	848
Joint Author of:	
H. B. No. 42.....	580
H. B. No. 173.....	777
H. B. No. 217.....	720
H. B. No. 556.....	1272
H. B. No. 605.....	1947
H. J. R. No. 1.....	295
H. J. R. No. 4.....	397
S. J. R. No. 18.....	709
GRISIO, W. E.:	
Member Highway Commission.....	251

## H

## HAILEYVILLE:

Communication from Citizens of.....	839
-------------------------------------	-----

HALBROOKS, JAMES M.:	
Election Return of.....	10
HALLEY, HARRY L. S.:	
Election Return of.....	13
HALL, R. L.:	
Resolution in Memorium.....	1784
HAMMOND, M. P.:	
Resolution in Memorium.....	794
HAND, GEORGE D.:	
Member Board of Education.....	253
HANKLA, JOHN R. (Representative):	
Joint Author of:	
H. B. No. 21.....	296
H. B. No. 38.....	512
H. B. No. 84.....	333
H. B. No. 140.....	721
H. B. No. 556.....	1272
H. B. No. 605.....	1947
S. B. No. 27.....	119
S. B. No. 237.....	681
S. J. R. No. 18.....	709
HARRELL, HUGH L.:	
Election Return of.....	9
HARRIS, D. G.:	
Election Return of.....	10
HARRIS, FLORENCE:	
Member Insurance Board.....	462
HARRIS, S. H.:	
Suggestions on Code Revision.....	2180-2185
HART, ALINE:	
Oath .....	67
Stenographer .....	67
HAWK, C. C.:	
Election Return of.....	10
HAYES, JUDGE S. W.:	
Suggestion on Code Revision.....	2180-2185
HAYNES, RALPH C. (Representative):	
Joint Author of:	
H. B. No. 24.....	600
H. J. R. No. 6.....	1166
HEAD, CHARLEY:	
Oath .....	67
Stenographer .....	67
HELMBRECHT, ADRIA:	
Member Board of Trustees Union Soldiers Home.....	1427

## HENDRIX, T. E.:

Doorkeeper .....	67
Oath .....	67

## HERNDON, FRANK W.:

Election Return of .....	12
--------------------------	----

## HIGGINS, R. W.:

Election Return of .....	16
--------------------------	----

## HIGHWAY COMMISSION (See State Highway Commission):

## HILL, SENATOR E. P. (District No. 25):

## Appointed on Committees on:

Appropriations .....	107
Criminal Jurisprudence .....	112
Legal Advisory .....	110
Manufacturing and Industry .....	113
Mines and Mining .....	111
Municipal Corporations .....	114
Old Age Security and Pension .....	112
Private Corporations .....	114
Revenue and Taxation .....	112
Roads and Highways .....	113
Senate and Legislative Affairs .....	113

## Author of:

S. B. No. 194 .....	507
S. B. No. 268 .....	782
S. B. No. 276 .....	799
S. B. No. 401 .....	1491
Election Credentials Approved .....	2

## Joint Author of:

H. B. No. 126 .....	547
H. B. No. 217 .....	720
H. B. No. 279 .....	1109
H. B. No. 454 .....	1261
S. B. No. 1 .....	173
S. B. No. 11 .....	65
S. B. No. 26 .....	294
S. B. No. 58 .....	179
S. B. No. 65 .....	196
S. B. No. 121 .....	316
S. B. No. 199 .....	1164
S. B. No. 202 .....	527
S. B. No. 272 .....	798
S. B. No. 357 .....	1237
S. B. No. 362 .....	1141
S. B. No. 364 .....	1141
S. B. No. 384 .....	1289
S. C. R. No. 13 .....	1089
S. J. R. No. 15 .....	862
S. J. R. No. 25 .....	1043

Mileage .....	69
Oath .....	2
Presiding .....	174, 1025, 1337, 1907

## HILL, R. P.:

Election Return of .....	15
--------------------------	----



## HIVLEY, MARY:

Oath .....	67
Stenographer .....	67

## HOEL, HENRY W.:

Election Return of .....	14
--------------------------	----

## HOGG, RALPH:

Oath .....	67
Page .....	67

## HOGG, T. J. (Representative):

Author of:	
H. C. R. No. 3 .....	142
Joint Author of:	
H. B. No. 38 .....	512
H. B. No. 46 .....	216
H. B. No. 84 .....	333
H. B. No. 220 .....	1891
H. B. No. 554 .....	1272
H. J. R. No. 6 .....	1166
S. B. No. 27 .....	119
S. B. No. 237 .....	681
S. B. No. 396 .....	1376
S. J. R. No. 18 .....	709

## HOLLIMAN, JOHN M. (Representative):

Author of:	
H. B. No. 439 .....	1610
H. B. No. 447 .....	1652
H. C. R. No. 5 .....	165
Joint Author of:	
H. B. No. 217 .....	720
H. B. No. 361 .....	635
H. B. No. 431 .....	1704
H. B. No. 448 .....	1547
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. C. R. No. 27 .....	1887
S. B. No. 199 .....	523
S. B. No. 340 .....	1060
S. B. No. 341 .....	1060
On Committee to Determine Appropriations Made, Revenue Needed and Recommend Taxes .....	1649
On Committee to Prepare Legislation to Refinance Public Debt .....	336

## HOOKER, SAM:

Election Return of .....	15
--------------------------	----

## HORNER, GLEN R.:

Election Return of .....	14
--------------------------	----

## HORTON, AL. W.:

Member Board of Affairs .....	176
-------------------------------	-----

## HOSPITALS AND CHARITIES:

Committee on .....	109
--------------------	-----

## HOWE, ANN:

Clerk Appropriations Committee .....	141
--------------------------------------	-----

## HOWELL, VERNON (Representative):

## Author of:

H. B. No. 536	1261
---------------	------

## Joint Author of:

H. B. No. 1	165
H. B. No. 24	600
H. B. No. 38	512
H. B. No. 84	333
H. B. No. 134	1546
H. B. No. 217	720
H. B. No. 221	1546
H. B. No. 377	1030
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 4	397
H. J. R. No. 6	1166
S. B. No. 22	100
S. B. No. 27	119
S. B. No. 31	122
S. B. No. 90	250
S. B. No. 147	370
S. B. No. 222	595
S. B. No. 237	681
S. J. R. No. 18	709

## HOWSLEY, SENATOR R. L. (District No. 1):

## Appointed on Committees on:

Agriculture	107
Banks and Banking	107
Education	108
Erosion, Flood Control and Drainage	110
Fees and Salaries	109
Judicial Redistricting	110
Legal Advisory	110
Public Service Corporations	111
Roads and Highways	113
School Lands	113
To Investigate School Land Commission	318
Election Credentials Approved	2

## Joint Author of:

H. B. No. 38	512
H. B. No. 427	921
S. B. No. 11	65
S. B. No. 22	100
S. B. No. 27	119
S. B. No. 31	122
S. B. No. 47	151
S. B. No. 63	186
S. B. No. 90	250
S. B. No. 199	1164
S. B. No. 222	595
S. B. No. 237	681
S. B. No. 249	750
S. B. No. 351	1145
S. B. No. 357	1237
S. B. No. 391	1352
S. C. R. No. 13	1089
S. J. R. No. 18	709
S. J. R. No. 25	1048
Tribute to W. C. McAlister	2155

Mileage .....	68
Oath .....	2

## HOYT, LESTER D. (Representative):

## Joint Author of:

H. B. No. 29 .....	784
H. B. No. 114 .....	1596
H. B. No. 313 .....	600
H. B. No. 459 .....	1205
H. B. No. 556 .....	1272
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166

## HUEY, BEN (Representative):

## Joint Author of:

H. B. No. 4 .....	332
H. B. No. 15 .....	206
H. B. No. 24 .....	600
H. B. No. 33 .....	226
H. B. No. 46 .....	216
H. B. No. 53 .....	980
H. B. No. 112 .....	1053
H. B. No. 154 .....	1230
H. B. No. 173 .....	777
H. B. No. 217 .....	720
H. B. No. 220 .....	1892
H. B. No. 264 .....	1232
H. B. No. 376 .....	1778
H. B. No. 556 .....	1272
H. C. R. No. 2 .....	164
H. C. R. No. 26 .....	1545
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1167
S. B. No. 46 .....	150
S. B. No. 48 .....	151
S. B. No. 87 .....	238
S. B. No. 202 .....	527
S. B. No. 396 .....	1376
S. J. R. No. 18 .....	709

## HUNT, FRED:

Warden State Reformatory .....	499
--------------------------------	-----

## HUNT, GEORGE H. (Pittsburg) (Representative):

## Author of:

H. B. No. 220 .....	1892
---------------------	------

## Joint Author of:

H. B. No. 1 .....	165
H. B. No. 39 .....	419
H. B. No. 244 .....	1203
H. B. No. 424 .....	996
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. J. R. No. 1 .....	295
H. J. R. No. 6 .....	1166
S. J. R. No. 18 .....	709

## HUNT, HARRY G. (Osage) (Representative):

## Joint Author of:

H. B. No. 15 .....	206
--------------------	-----



H. B. No. 24.....	600
H. B. No. 309.....	1978
H. B. No. 346.....	1204
H. B. No. 377.....	1030
H. B. No. 556.....	1272
H. B. No. 605.....	1947
H. J. R. No. 1.....	295
H. J. R. No. 4.....	397
S. B. No. 25.....	100
S. B. No. 277.....	799
S. B. No. 332.....	973
S. B. No. 397.....	1376
S. B. No. 400.....	1490
HURST, SUZANNE:	
Honorary Page .....	2203
HURST, THURMAN S.:	
Election Return of.....	12
HUSER, O. S. (Representative):	
Author of:	
H. B. No. 82.....	580
H. B. No. 131.....	1259
H. B. No. 195.....	1231
H. B. No. 196.....	902
H. B. No. 337.....	1549
H. B. No. 558.....	1635
Joint Author of:	
H. B. No. 24.....	600
H. B. No. 198.....	1109
H. B. No. 204.....	920
H. B. No. 556.....	1272
H. B. No. 605.....	1947
H. C. R. No. 2.....	164
H. C. R. No. 26.....	1545
H. J. R. No. 4.....	397
S. B. No. 122.....	316
S. B. No. 123.....	316
S. B. No. 332.....	973
S. J. R. No. 18.....	709
HUTCHINSON, SENATOR GEORGE A. (District No. 8):	
Appointed on Committees on:	
Appropriations .....	107
Code Revision .....	107
Criminal Jurisprudence .....	112
Judiciary No. 2.....	110
Manufacturing and Industry.....	113
Military Affairs .....	110
Private Corporations .....	114
Prohibition Enforcement .....	111
Public Building .....	111
Public Service Corporations.....	111
Retrenchment and Reform.....	112
Soldiers Relief .....	113
To Prepare Resolution in Memorium of W. C. McAllister and D. H. Powers.....	1061
Author of:	
S. B. No. 328.....	972
S. B. No. 329.....	973
Communication from .....	162

Election Return of .....	9
Floral Offering Sent to .....	154
Joint Author of:	
H. C. R. No. 26 .....	1545
S. B. No. 11 .....	65
S. B. No. 14 .....	65
S. B. No. 30 .....	122
S. B. No. 71 .....	197
S. B. No. 202 .....	527
S. B. No. 294 .....	908
S. B. No. 295 .....	909
S. B. No. 296 .....	909
S. B. No. 297 .....	909
S. B. No. 298 .....	909
S. B. No. 299 .....	909
S. B. No. 300 .....	909
S. B. No. 301 .....	909-910
S. B. No. 302 .....	910
S. B. No. 303 .....	910
S. B. No. 304 .....	910
S. B. No. 305 .....	910
S. B. No. 306 .....	910
S. B. No. 307 .....	910
S. B. No. 308 .....	910-911
S. B. No. 309 .....	911
S. B. No. 310 .....	911
S. B. No. 311 .....	911
S. B. No. 312 .....	911
S. B. No. 313 .....	911
S. B. No. 314 .....	912
S. B. No. 315 .....	912
S. B. No. 316 .....	912
S. B. No. 317 .....	912
S. B. No. 318 .....	912
S. B. No. 319 .....	912
S. B. No. 408 .....	1558
S. C. R. No. 13 .....	1089
S. J. R. No. 22 .....	822
S. R. No. 12 .....	1008
S. R. No. 14 .....	1095
S. R. No. 19 .....	1329
S. R. No. 20 .....	1491
Mileage .....	68
Presiding .....	1105

## I

## INCOME TAX:

Communication Relating to .....	1422-1424
---------------------------------	-----------

## INDIAN AFFAIRS:

Committee on .....	109
--------------------	-----

## INSURANCE:

Committee on .....	109
Governor's Message Relating to .....	43-45

## INSURANCE BOARD:

Members Nominated .....	462, 499
Secretary Nominated .....	541

## ISON, GEORGE G.:

Election Return of .....	8
--------------------------	---

## IVESTER, SENATOR H. C. (District No. 2):

## Appointed on Committees on:

Agriculture .....	107
Committees .....	5
Constitution and Constitutional Amendments .....	108
Education .....	108
Erosion, Flood Control and Drainage .....	110
Judicial Redistricting .....	110
Judiciary No. 2 .....	110
Oil and Gas .....	114
Public Health and Welfare .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
Rules and Procedure .....	114
Senate and Legislative Affairs .....	113
To Escort President Pro Tempore to Chair .....	3
To Notify Governor of Joint Session .....	130

## Author of:

S. J. R. No. 23 .....	842
Election Credentials Approved .....	2

## Joint Author of:

H. B. No. 140 .....	1724
H. B. No. 261 .....	1388
S. B. No. 3 .....	63
S. B. No. 11 .....	65
S. B. No. 15 .....	66
S. B. No. 22 .....	100
S. B. No. 27 .....	119
S. B. No. 28 .....	119
S. B. No. 47 .....	151
S. B. No. 52 .....	156
S. B. No. 55 .....	156
S. B. No. 58 .....	179
S. B. No. 87 .....	238
S. B. No. 112 .....	283
S. B. No. 121 .....	316
S. B. No. 198 .....	508
S. B. No. 199 .....	523
S. B. No. 385 .....	1324
S. C. R. No. 13 .....	1089
S. J. R. No. 18 .....	709
S. R. No. 26 .....	2011
Mileage .....	68
Oath .....	2
Presiding .....	1075, 1164, 1200

## J

## JACKSON, G. C.:

Assistant Secretary of Senate .....	67
Oath .....	67

## JOHNSON, HOWARD C.:

Bank Commissioner .....	184
-------------------------	-----



## JOHNSON, J. A. (Comanche) (Representative):

Joint Author of:	
H. B. No. 36	166
H. B. No. 84	333
H. B. No. 220	1892
H. B. No. 565	1346
S. B. No. 396	1376
S. J. R. No. 18	709

## JOHNSON, HAL:

Election Return of	11
--------------------	----

## JOHNSON, N. B.:

Election Return of	13
--------------------	----

## JOHNSON, OSCAR:

Cloak Room Attendant	67
Oath	67

## JOHNSON, WALTER (Osage) (Representative):

Joint Author of:	
H. B. No. 126	547
H. B. No. 173	777
H. B. No. 186	1086
H. B. No. 419	1167
H. B. No. 556	1272
H. C. R. No. 26	1545
S. B. No. 25	100
S. B. No. 68	197
S. B. No. 277	799
S. B. No. 397	1376
S. B. No. 400	1490

## JOHNSTON, SENATOR HENRY S. (District No. 10):

## Appointed on Committees on:

Agriculture	107
Authorized by S. R. No. 3	126
Banks and Banking	107
Code Revision	107
Commerce and Labor	108
Congressional and Legislative Redistricting	108
Education	108
Erosion, Flood Control and Drainage	110
Federal Relations and Activities	109
Indian Affairs	109
Judiciary No. 1	110
Municipal Corporations	114
Old Age Security and Pension	112
Prohibition Enforcement	111
Revenue and Taxation	112
School Lands	113
To Consult with Governor Relative to Constitutional Amendments	1193
To Notify Governor of Organization	5
To Prepare Constitutional Amendments	319
Article Relating to	918

## Author of:

H. B. No. 512	1946
S. B. No. 213	557
S. B. No. 216	573

S. B. No. 324	944
S. C. R. No. 11	842
S. J. R. No. 26	1091
S. J. R. No. 27	1094
S. J. R. No. 31	1352
Explanations of Vote	290-291, 2001
Joint Author of:	
H. B. No. 140	1724
H. C. R. No. 9	520
S. B. No. 1	173
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 47	151
S. B. No. 71	931
S. B. No. 134	341
S. B. No. 189	1670
S. B. No. 199	1164
S. B. No. 225	596
S. B. No. 237	681
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 357	1237
S. B. No. 387	1344
S. B. No. 408	1558
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 18	709
S. J. R. No. 25	1043
S. R. No. 17	1297
S. R. No. 18	1327
Tribute to W. C. McAlister	2155
Mileage	58
Presiding	343, 353, 975

JOHNSTON, ROBIN RICHARD:

Honorary Page 1502

## JOHNSTON, W. P. (Representative):

## Author of:

H. B. No. 324 ----- 1232

## Joint Author of:

H. B. No. 4 ----- 332

H. B. No. 419 ----- 1167

H. B. No. 489 ----- 1231

H. B. No. 556 ----- 1272

H. B. No. 605 ----- 1947

S. B. No. 288 ----- 841

S. B. No. 292 ----- 886

S. C. R. No. 2 ----- 63

S. C. R. No. 5 ----- 258

JOINT SESSIONS ----- 7-61, 129-135

## JONES, H. C.:

Communication from ----- 1422-1424

## JONES, JAMES:

Election Return of ----- 10

## JONES, SENATOR RAY C. (District No. 11):

## Appointed on Committees on:

Agriculture ----- 107

Appropriations ----- 107

Authorized by S. R. No. 3 ----- 126

Education ----- 108

Employment ----- 6

Fees and Salaries ----- 109

Hospitals and Charities ----- 109

Insurance ----- 109

Municipal Corporations ----- 114

Oil and Gas ----- 114

Soldiers Relief ----- 113

State and County Affairs ----- 112

## Author of:

S. B. No. 158 ----- 407

S. B. No. 195 ----- 507

S. B. No. 263 ----- 782

S. B. No. 338 ----- 1008

S. R. No. 3 ----- 125

Election Credentials Approved ----- 2

## Joint Author of:

H. B. No. 360 ----- 1109

H. C. R. No. 26 ----- 1535

S. B. No. 1 ----- 173

S. B. No. 11 ----- 65

S. B. No. 13 ----- 65

S. B. No. 15 ----- 66

S. B. No. 28 ----- 119

S. B. No. 30 ----- 122

S. B. No. 47 ----- 151

S. B. No. 87 ----- 238

S. B. No. 88 ----- 238

S. B. No. 100 ----- 257

S. B. No. 108 ----- 287

S. B. No. 134 ----- 341

S. B. No. 179 ----- 483

S. B. No. 199 ----- 1164



S. B. No. 357 .....	1237
S. C. R. No. 13 .....	1089
S. J. R. No. 15 .....	862
S. J. R. No. 25 .....	1048
S. R. No. 11 .....	995
S. R. No. 22 .....	1707
Mileage .....	69
Oath .....	2
Presiding .....	183, 924, 1036, 1868

## JONES, RAYMOND:

Honorary Page .....	1291
---------------------	------

## JONES, TUPPER:

Author of:	
H. C. R. No. 9 .....	494
Joint Author of:	
H. B. No. 29 .....	784
H. B. No. 38 .....	512
H. B. No. 84 .....	333
H. B. No. 217 .....	720
H. B. No. 220 .....	1892
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166
S. B. No. 27 .....	119
S. B. No. 237 .....	681
S. B. No. 396 .....	1376
S. J. R. No. 18 .....	709

## JOURNAL:

Journal Clerk Elected .....	67
Printing Contract .....	247-248

## JUDICIAL REDISTRICTING:

Committee on .....	110
--------------------	-----

## JUDICIARY NO. 1:

Committee on .....	110
--------------------	-----

## JUDICIARY NO. 2:

Committee on .....	110
--------------------	-----

## JUNIOR HIGH SCHOOL GLEE CLUB, ALTUS:

Sang for Senate .....	1983
-----------------------	------

## K

## KEEN, W. P.:

Election Return of .....	14
--------------------------	----

## KEMP, FRED:

State Factory Inspector .....	541
-------------------------------	-----

## KERR, AUBREY M. (Representative):

Author of:	
H. B. No. 274 .....	1547

## Joint Author of:

H. B. No. 114	1596
H. B. No. 173	777
H. B. No. 187	1258
H. B. No. 188	957
H. B. No. 198	1109
H. B. No. 206	996
H. B. No. 437	1705
H. B. No. 532	1705
H. B. No. 556	1272
H. C. R. No. 2	164
H. C. R. No. 25	1363
H. C. R. No. 26	1545
H. J. R. No. 4	397
H. J. R. No. 6	1166

## KERR, ROBERT:

Assistant Telephone Attendant	67
Oath	67

## KEYES, CHESTER A. (Representative):

## Joint Author of:

H. B. No. 99	1651
H. B. No. 113	529
H. B. No. 335	1548
H. B. No. 340	920
H. B. No. 343	1234
H. B. No. 389	920
H. B. No. 556	1272
H. B. No. 605	1947
H. C. R. No. 29	1976
H. J. R. No. 4	397
H. J. R. No. 6	1166
S. J. R. No. 18	709

## KEY, GENERAL W. S.:

Warden State Penitentiary	234
---------------------------	-----

## KIKER, V. L. (Representative):

## Joint Author of:

H. B. No. 84	333
H. B. No. 187	1258
H. B. No. 188	957
H. B. No. 346	1204
H. B. No. 361	635
H. B. No. 441	1500
H. B. No. 556	1272
H. B. No. 605	1947
H. C. R. No. 25	1363
H. C. R. No. 28	1774
S. B. No. 3	101
S. B. No. 78	222

## KIMBROUGH, R. E.:

Chaplain	902
----------	-----

## KING, SENATOR ED (District No. 20):

## Appointed on Committees on:

Erosion, Flood Control and Drainage	110
Fees and Salaries	109
Fish and Game	109

Indian Affairs .....	109
Livestock and Tenant Farming .....	110
Manufacturing and Industry .....	113
Mines and Mining .....	111
Old Age Security and Pension .....	112
Public Building .....	111
Roads and Highways .....	113
Election Credentials Approved .....	2
Joint Author of:	
H. B. No. 24 .....	600
S. B. No. 1 .....	173
S. B. No. 11 .....	65
S. B. No. 28 .....	119
S. B. No. 38 .....	139
S. B. No. 39 .....	139
S. B. No. 47 .....	151
S. B. No. 134 .....	341
S. B. No. 357 .....	1237
S. B. No. 374 .....	1229
S. C. R. No. 13 .....	1089
S. J. R. No. 15 .....	862
S. J. R. No. 25 .....	1048
S. J. R. No. 30 .....	1289
S. R. No. 18 .....	1327
Mileage .....	69
Oath .....	2

## KING, HENRY CLAY (Representative):

Joint Author of:	
H. B. No. 1 .....	165
H. B. No. 217 .....	720
H. B. No. 241 .....	589
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. J. R. No. 1 .....	295

## KIRKPATRICK, GLADE R. (Representative):

Author of:	
H. B. No. 269 .....	981
H. B. No. 270 .....	981
H. B. No. 421 .....	1470
Joint Author of:	
H. B. No. 336 .....	920
H. B. No. 571 .....	1979
H. J. R. No. 1 .....	295
S. B. No. 375 .....	1247

## KIRKPATRICK, J. F.:

Resolution in Memorium .....	1096
------------------------------	------

## KITE, W. C.:

Member Board of Education .....	253
---------------------------------	-----

## L

## LAKES AND PONDS:

Governor's Message Relating to .....	21-23
--------------------------------------	-------



## LANDRUM, FLOY:

Engrossing and Enrolling Clerk .....	67
Oath .....	67

## LARASON, BERT (Representative):

## Joint Author of:

H. B. No. 38 .....	512
H. B. No. 84 .....	333
H. B. No. 192 .....	1087
H. B. No. 540 .....	1322
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
S. B. No. 27 .....	119
S. B. No. 237 .....	681

## LARIMORE, GEO. L.:

Election Return of .....	9
--------------------------	---

## LAWTER, Z. H.:

Member Board of Agriculture .....	184
-----------------------------------	-----

## LEGAL ADVISORY:

Committee on .....	110
--------------------	-----

## LINN, WILL:

Election Return of .....	17
--------------------------	----

## LIVESTOCK AND TENANT FARMING:

Committee on .....	110
--------------------	-----

## LOBBY PERMITS:

Cheek, Tom W. ....	157-158
Lyons, Harry .....	336
Nighswander, J. F. ....	195-196
Sanford, Ray .....	178
Sherburne, S. S. ....	126
Taber, H. W. ....	116
Weaver, Jr., Elbert R. ....	336

## LOGAN, SENATOR DAVID M. (District No. 32):

## Appointed on Committees on:

Commerce and Labor .....	108
Constitution and Constitutional Amendments .....	108
Education .....	108
Mileage .....	6
Military Affairs .....	110
Municipal Corporations .....	114
Oil and Gas .....	114
Public Health and Welfare .....	111
Reservation of Automobile Parking Space at Capitol .....	142
Revenue and Taxation .....	112
Roads and Highways .....	113
Soldiers Relief .....	113
State and County Affairs .....	112

## Author of:

S. B. No. 12 .....	65
S. B. No. 177 .....	463
S. B. No. 196 .....	508
S. B. No. 227 .....	609
S. C. R. No. 6 .....	429
S. C. R. No. 8 .....	638

S. J. R. No. 2	70
S. J. R. No. 6	156
S. J. R. No. 7	198
S. J. R. No. 8	222
S. J. R. No. 9	223
S. J. R. No. 10	223
S. J. R. No. 11	223
Floral Offering Sent to	504
Joint Author of:	
H. B. No. 487	1704
H. B. No. 549	1702
H. C. R. No. 26	1545
H. J. R. No. 34	1843
S. B. No. 11	65
S. B. No. 13	65
S. B. No. 16	69
S. B. No. 28	119
S. B. No. 29	119
S. B. No. 30	122
S. B. No. 104	280
S. B. No. 336	1008
S. B. No. 390	1449
S. C. R. No. 13	1089
S. J. R. No. 3	100
S. J. R. No. 15	862
S. R. No. 10	794
S. R. No. 18	1327
Tribute to W. C. McAlister	2155
Mileage	69
Presiding	760, 1645
LOOMIS:	
Chief Janitor	67
Oath	67
LOWRANCE, CHARLES ORIC:	
Honorary Page	1502
LOWRANCE, SENATOR OSCAR K. (District No. 18):	
Appointed on Committees on:	
Agriculture	107
Appropriations	107
Fees and Salaries	109
Fish and Game	109
Hospitals and Charities	109
Indian Affairs	109
Insurance	109
Livestock and Tenant Farming	110
Old Age Security and Pension	112
Penal Institutions	114
Private Corporations	114
Privileges and Elections	111
Public Building	111
Revenue and Taxation	112
Author of:	
S. B. No. 327	944
Election Credentials Approved	2
Joint Author of:	
H. C. R. No. 26	1545
S. B. No. 11	65
S. B. No. 28	119

S. B. No. 29 .....	119
S. B. No. 57 .....	162
S. B. No. 134 .....	341
S. B. No. 162 .....	444
S. B. No. 251 .....	751
S. B. No. 357 .....	1237
S. C. R. No. 13 .....	1089
S. J. R. No. 15 .....	862
S. J. R. No. 18 .....	709
S. J. R. No. 25 .....	1048
S. R. No. 27 .....	2119
Mileage .....	69
Oath .....	2
Presiding .....	555
LONG, CON (Representative):	
Author of:	
H. B. No. 388 .....	1029
Joint Author of:	
H. B. No. 4 .....	332
H. B. No. 346 .....	1203
H. B. No. 424 .....	996
H. B. No. 556 .....	1272
H. C. R. No. 2 .....	164
H. C. R. No. 26 .....	1545
S. B. No. 78 .....	322
LUDWICK, VELMA RUTH:	
Stenographer .....	1266
LUNSFORD, T. B.:	
Member State Industrial Commission .....	276-277
LYONS, HARRY:	
Lobby Permit .....	336
Lobby Permit Suspended .....	443
LYTLE, LEONARD O.:	
Election Return of .....	14

## Mc

MacDONALD, JR., JOHN A.:	
Honorary Page .....	2010
MacDONALD, SENATOR JOHN A. (District No. 20):	
Appointed on Committees on:	
Appropriations .....	107
Authorized by S. R. No. 8 .....	418
Constitution and Constitutional Amendments .....	108
Federal Relations and Activities .....	109
Military Affairs .....	110
Mines and Mining .....	111
Oil and Gas .....	114
Public Service Corporations .....	111
Retrenchment and Reform .....	112
Revenue and Taxation .....	112
Soldiers Relief .....	113
To Arrange Inauguration of Governor .....	103
To Consult with Governor Relative to Constitutional Amend-	



ments .....	1193
To Notify Governor of Joint Session .....	17
To Notify House of Organization .....	5
To Prepare Constitutional Amendments .....	319
Author of:	
S. B. No. 5 .....	64
S. B. No. 116 .....	315
S. B. No. 365 .....	1174
S. J. R. No. 13 .....	238
Floral Offering to .....	728
Joint Author of:	
H. B. No. 87 .....	1009
H. C. R. No. 26 .....	1545
S. B. No. 1 .....	173
S. B. No. 9 .....	64
S. B. No. 11 .....	65
S. B. No. 15 .....	66
S. B. No. 30 .....	122
S. B. No. 108 .....	287
S. B. No. 199 .....	1164
S. B. No. 202 .....	527
S. B. No. 219 .....	574
S. C. R. No. 13 .....	1089
S. J. R. No. 1 .....	66
S. J. R. No. 3 .....	100
S. J. R. No. 15 .....	862
S. J. R. No. 25 .....	1048
S. R. No. 8 .....	418
S. R. No. 10 .....	794
S. R. No. 14 .....	1095
S. R. No. 20 .....	1491
S. R. No. 24 .....	1904
Mileage .....	69
Presiding .....	308, 310, 413, 890, 945
MacDONALD, NORMAN:	
Honorary Page .....	422
MacDONALD, SON OF SENATOR:	
Floral Offering Sent to .....	163
McALESTER, W. B. (Representative):	
Author of:	
H. B. No. 544 .....	1979
Joint Author of:	
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
McALISTER, GRACE:	
Oath .....	67
Stenographer .....	67
McALISTER, WILLIAM CLAUDE:	
Tribute to .....	2155
McBRINN, BOB:	
Oath .....	67
Page .....	67
McCALLISTER, RAYMA:	
Election Return of .....	10

## McCOLLUM, J. W. (Representative):

Joint Author of:	
H. B. No. 84 .....	333
H. J. R. No. 4 .....	397
S. B. No. 237 .....	681
On Committee to Notify Governor of Joint Session .....	130

## McCRACKEN, H. L.:

Chairman Tax Commission .....	176
-------------------------------	-----

## McDANIEL, JAMES:

Honorary Page .....	2216
---------------------	------

## McGREGOR, COL. FRANK HARRISON:

Resolution in Memorium .....	61-63
------------------------------	-------

## McKELLOP, BARNEY:

Election Return of .....	8
--------------------------	---

## McMAHAN, JAMES W.:

Member State Game and Fish Commission .....	1242
---	------

## M

## MANUFACTURING AND INDUSTRY:

Committee on .....	113
--------------------	-----

## MARLAND, GOVERNOR E. W.:

Communication from .....	267
Election Return of .....	8
Message to Legislature .....	130-135

## MARTIN, D. E. (Representative):

Joint Author of:	
H. B. No. 24 .....	600
H. B. No. 33 .....	226
H. B. No. 38 .....	512
H. B. No. 165 .....	512
H. B. No. 373 .....	1233
H. B. No. 419 .....	1167
H. B. No. 565 .....	1346
H. B. No. 578 .....	1946
H. B. No. 605 .....	1947
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397
S. B. No. 27 .....	119
S. B. No. 142 .....	342
S. B. No. 245 .....	682
S. B. No. 330 .....	973
S. B. No. 386 .....	1325
S. C. R. No. 2 .....	63

## MARTIN, E. L.:

Member State Election Board .....	253
-----------------------------------	-----

## MASON, FRANK:

Election Return of .....	12
--------------------------	----

## MAUK, W. L. (Representative):

## Joint Author of:

H. B. No. 24	600
H. B. No. 38	512
H. B. No. 65	1576
H. B. No. 71	589
H. B. No. 84	333
H. B. No. 94	990
H. B. No. 140	721
H. B. No. 605	1947
H. J. R. No. 1	295
H. J. R. No. 4	397
S. B. No. 27	119
S. B. No. 190	1522
S. J. R. No. 18	709

## MEISENHEIMER, JR., M. L.:

Doorkeeper	1266
------------	------

## MEISENHEIMER, SR., M. L.:

Doorkeeper	67
Oath	67

## MELTON, QUIMBY:

Communication from	592-593
--------------------	---------

## MENEFEER, W. L.:

Member Building and Loan Board	541
--------------------------------	-----

## MESSAGE OF GOVERNOR TO LEGISLATURE (See "Governor's Message to Legislature"):

## MILAM, J. B.:

Member State Banking Board	276
----------------------------	-----

## MILEAGE 68-69

## MILEAGE, COMMITTEE ON 6

## MILLER, EVELYN:

Oath	67
Stenographer	67

## MILLER, JOHN R.:

Election Return of	11
--------------------	----

## MILLS, CLARENCE:

Election Return of	15
--------------------	----

## MILITARY AFFAIRS:

Committee on	110
--------------	-----

## MILLIGAN, EDWARD:

Member Board of Pharmacy	176
--------------------------	-----

## MINES AND MINING:

Committee on	111
--------------	-----

## MITCHELL, JOSEPH D.:

Election Return of	12
--------------------	----



## MITCHELL, L. D.:

Election Return of -----	15
--------------------------	----

## MOFFETT, ED B. (Representative):

Joint Author of:	
H. B. No. 112 -----	1053
H. B. No. 336 -----	920
H. B. No. 414 -----	1366
H. B. No. 556 -----	1272
H. B. No. 605 -----	1947
H. J. R. No. 1 -----	295
H. J. R. No. 4 -----	397
S. B. No. 339 -----	1059
S. B. No. 375 -----	1247

## MONTGOMERY, A. E. (Representative):

Author of:	
H. B. No. 43 -----	243
H. B. No. 69 -----	899

Joint Author of:	
H. B. No. 94 -----	990
H. B. No. 121 -----	580
H. B. No. 165 -----	512
H. B. No. 198 -----	1109
H. B. No. 272 -----	721
H. B. No. 336 -----	920
H. B. No. 448 -----	1547
H. B. No. 560 -----	1892
H. J. R. No. 4 -----	397
S. B. No. 294 -----	908
S. B. No. 295 -----	909
S. B. No. 296 -----	909
S. B. No. 297 -----	909
S. B. No. 298 -----	909
S. B. No. 299 -----	909
S. B. No. 300 -----	909
S. B. No. 301 -----	909-910
S. B. No. 302 -----	910
S. B. No. 303 -----	910
S. B. No. 304 -----	910
S. B. No. 305 -----	910
S. B. No. 306 -----	910
S. B. No. 307 -----	910
S. B. No. 308 -----	910-911
S. B. No. 309 -----	911
S. B. No. 310 -----	911
S. B. No. 311 -----	911
S. B. No. 312 -----	911
S. B. No. 313 -----	911
S. B. No. 314 -----	912
S. B. No. 315 -----	912
S. B. No. 316 -----	912
S. B. No. 317 -----	912
S. B. No. 318 -----	912
S. B. No. 319 -----	912
S. B. No. 375 -----	1247

## MONTGOMERY, H. H.:

Election Return of -----	12
--------------------------	----

## MOONEY, BOB (Representative):

Joint Author of:	
H. B. No. 125	1906
H. B. No. 217	720
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 4	397
S. B. No. 79	222
S. J. R. No. 18	709

## MOORE, EVA:

Assistant Engrossing and Enrolling Clerk	141
--	-----

## MOORE, BROWN:

Election Return of	14
--------------------	----

## MORRISON, LEW:

Oath	67
Page	67

## MORROW, J. A. (Representative):

Joint Author of:	
H. B. No. 46	216
H. B. No. 217	720
H. B. No. 311	1820
H. B. No. 476	1261
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 4	397
H. J. R. No. 6	1166
S. B. No. 285	840
S. B. No. 349	1068
S. J. R. No. 18	709

## MORSE, WILBUR L. (Representative):

Joint Author of:	
H. B. No. 24	600
H. B. No. 33	226
H. B. No. 46	216
H. B. No. 173	777
H. B. No. 186	1086
H. B. No. 394	1906
H. B. No. 453	1439
H. B. No. 487	1704
H. B. No. 549	1702
H. B. No. 550	1930
H. J. R. No. 1	295
H. J. R. No. 4	396-397
H. J. R. No. 6	1166
On Committee on Designation of Constitutional Amendments	1844-1845

## MORTON, HOWARD (Representative):

Joint Author of:	
H. B. No. 311	1820
H. B. No. 556	1272
H. J. R. No. 1	295
H. J. R. No. 6	1166
S. C. R. No. 13	1090

## MORTON, TOM:

Assistant Janitor	67
-------------------	----

## MULLENDORE, C. H.

Member State Board of Agriculture ----- 207

## MUNGER, THOS. O. (Representative):

## Author of:

H. B. No. 375 ----- 1029

H. B. No. 500 ----- 1777

## Joint Author of:

H. B. No. 15 ----- 206

H. B. No. 24 ----- 600

H. B. No. 84 ----- 333

H. B. No. 134 ----- 1546

H. B. No. 419 ----- 1167

H. B. No. 540 ----- 1322

H. B. No. 556 ----- 1272

H. B. No. 605 ----- 1947

H. C. R. No. 25 ----- 1363

S. B. No. 87 ----- 238

S. B. No. 202 ----- 527

S. J. R. No. 18 ----- 709

## MUNICIPAL CORPORATIONS:

Committee on ----- 114

## MUNN, ROY:

Elected Sergeant-at-Arms ----- 4

Oath ----- 67

## MUNSON, MERTON (Representative):

## Author of:

H. B. No. 555 ----- 1551

## Joint Author of:

H. B. No. 24 ----- 600

H. B. No. 29 ----- 784

H. B. No. 33 ----- 226

H. B. No. 36 ----- 166

H. B. No. 264 ----- 1232

H. B. No. 361 ----- 635

H. B. No. 376 ----- 1778

H. B. No. 556 ----- 1272

H. B. No. 565 ----- 1346

H. B. No. 591 ----- 1838

H. J. R. No. 4 ----- 397

H. J. R. No. 6 ----- 1166

S. B. No. 79 ----- 222

## MURPHY, W. A. PAT:

Election Return of ----- 9

## MURRAY, GOVERNOR WM. H.:

Message to Legislature ----- 18-61

## MYERS, CECIL A. (Representative):

## Author of:

H. B. No. 3 ----- 1051

H. B. No. 261 ----- 1204

## Joint Author of:

H. B. No. 126 ----- 547

H. B. No. 516 ----- 1892

H. B. No. 556 ----- 1272



H. B. No. 605 .....	1947
H. J. R. No. 1 .....	295
S. J. R. No. 18 .....	709

## MYERS, LIEUTENANT GOVERNOR VICTOR:

Addressed Senate .....	1639
------------------------	------

## N

## NANCE, SENATOR JIM:

## Appointed on Committees on:

Appropriations .....	107
Constitution and Constitutional Amendments .....	108
Education .....	108
Insurance .....	109
Old Age Security and Pension .....	112
Printing of Bills as They Become Laws .....	141
Public Health and Welfare .....	111
Public Printing .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
Rules and Procedure .....	114
Senate and Legislative Affairs .....	113
To Arrange Joint Session .....	6, 125, 356
To Attend Funeral of Mrs. Claud Spencer .....	103
To Confer with Walter M. Gray .....	489
To Determine Appropriations Made, Revenue Needed and Recommend Taxes .....	1649
To Notify Governor of Joint Session .....	17

## Author of:

S. B. No. 159 .....	429
S. B. No. 220 .....	574
S. B. No. 269 .....	782
S. C. R. No. 3 .....	223

Gift Presented by Employees .....	2081
Gift Presented by Senate .....	2081

## Joint Author of:

H. B. No. 36 .....	202
H. B. No. 125 .....	1906
H. B. No. 140 .....	1724
H. B. No. 565 .....	1346
S. B. No. 1 .....	63
S. B. No. 11 .....	65
S. B. No. 47 .....	151
S. B. No. 58 .....	179
S. B. No. 79 .....	222
S. B. No. 87 .....	238
S. B. No. 121 .....	316
S. B. No. 193 .....	496
S. B. No. 199 .....	523
S. B. No. 218 .....	574
S. B. No. 232 .....	638
S. B. No. 238 .....	681
S. B. No. 251 .....	751
S. B. No. 294 .....	908
S. B. No. 295 .....	909
S. B. No. 296 .....	909
S. B. No. 297 .....	909
S. B. No. 298 .....	909
S. B. No. 299 .....	909

S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 337	1008
S. B. No. 342	1060
S. B. No. 354	1094
S. B. No. 357	1237
S. B. No. 370	1228
S. B. No. 371	1228
S. B. No. 410	1922
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 20	1289
S. R. No. 2	102
S. R. No. 17	1297
S. R. No. 19	1329
Letter written to F. N. Shoemake	1593-1594
Mileage	69
Presiding	228, 258, 263, 269, 272, 281, 302, 412, 528, 532, 604, 812, 919, 929, 974, 1195, 1257, 1394, 1445, 1507, 1608, 1683, 1767, 1799, 1833, 1973, 1988, 2020, 2027, 2085, 2214.
NATIONAL LEAGUE OF WORKERS AND FARMERS:	
Statement of Facts of	337-338
NELSON, M. A.:	
Election Return of	9
NELSON, MRS. BILLIE:	
Oath	67
Secretary to President of Senate	67
NEWLAND, J. L.:	
Member State Board of Education	1171
NEWTON, REV. B. E.:	
Chaplain	67
Oath	67
NICHOLS, SENATOR ALLEN G.:	
Appointed on Committees on:	
Appropriations	107
Code Revision	107
Constitution and Constitutional Amendments	108

Judicial Redistricting .....	110
Legal Advisory .....	110
Matter of Recalling Lobby Permit of Harry Lyons .....	443
Oil and Gas .....	114
Prohibition Enforcement .....	111
Public Health and Welfare .....	111
Public Printing .....	111
Public Service Corporations .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
Senate and Legislative Affairs .....	113
To Confer with Walter M. Gray .....	489
To Consult with Governor Relative to Constitutional Amendments .....	1193
To Convey Appreciation to Democratic Women's Club .....	145
To Determine Appropriations Made, Revenue Needed and Recommend Taxes .....	1649
To Notify Governor of Organization .....	5
To Prepare Legislation for Refinancing Public Debt .....	319
Author of:	
S. B. No. 8 .....	64
S. B. No. 59 .....	179
S. B. No. 60 .....	179
S. B. No. 127 .....	316
S. B. No. 128 .....	316-317
S. B. No. 129 .....	317
S. B. No. 133 .....	341
S. B. No. 149 .....	390
S. B. No. 161 .....	443
S. B. No. 182 .....	484
S. B. No. 197 .....	508
S. B. No. 246 .....	683
S. B. No. 250 .....	750
S. B. No. 260 .....	782
S. B. No. 261 .....	782
S. B. No. 361 .....	1141
S. B. No. 410 .....	1691
S. J. R. No. 12 .....	223
S. J. R. No. 19 .....	783
S. J. R. No. 20 .....	783
S. R. No. 30 .....	2202
Election Credentials Approved .....	2
Joint Author of:	
H. B. No. 38 .....	512
H. B. No. 87 .....	1009
H. B. No. 140 .....	1724
H. B. No. 171 .....	1130
H. B. No. 321 .....	1346
H. B. No. 424 .....	996
H. B. No. 482 .....	1099
H. C. R. No. 28 .....	1774
H. J. R. No. 6 .....	1957
S. B. No. 3 .....	63
S. B. No. 9 .....	64
S. B. No. 11 .....	65
S. B. No. 13 .....	65
S. B. No. 14 .....	65
S. B. No. 27 .....	119
S. B. No. 69 .....	197
S. B. No. 70 .....	197
S. B. No. 78 .....	222
S. B. No. 87 .....	238



S. B. No. 88	238
S. B. No. 132	341
S. B. No. 199	1164
S. B. No. 203	528
S. B. No. 232	638
S. B. No. 241	682
S. B. No. 255	779
S. B. No. 272	798
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 337	1008
S. B. No. 342	1060
S. B. No. 357	1094
S. B. No. 364	1141
S. B. No. 370	1228
S. B. No. 413	1869
S. C. R. No. 13	1089
S. C. R. No. 15	1192
S. J. R. No. 1	66
S. J. R. No. 15	862
S. J. R. No. 18	709
S. J. R. No. 25	1048
S. R. No. 5	291
S. R. No. 6	294
S. R. No. 18	1327
S. R. No. 19	1329
S. R. No. 20	1491
Mileage	69
Oath	2
Presiding	284, 300, 398, 400, 401, 1047, 1524, 1893, 1928, 1951, 1975

NICHOLS, G. A.:

Communication from ----- 706

NICHOLS, L. M.:

Chairman Board of Affairs ----- 129

## NIGHSWANDER, J. F.:

Lobby Permit ----- 195-196

## NOBLE, LLOYD:

Member Board of Regents of Oklahoma University ----- 98

## NORTHEASTERN OKLAHOMA JUNIOR COLLEGE:

Member Board of Regents Nominated ----- 2057

## NUNNERY, LENORE:

Chief Stenographer ----- 67

Oath ----- 67

## O

## O'BANNON, S. L.:

Election Return of ----- 14

## O'BRIEN, EDW. P. (Representative):

## Joint Author of:

H. B. No. 1 ----- 165

H. B. No. 94 ----- 990

H. B. No. 121 ----- 580

H. B. No. 336 ----- 920

H. B. No. 414 ----- 1366

H. B. No. 556 ----- 1272

H. J. R. No. 4 ----- 397

H. J. R. No. 6 ----- 1166

S. B. No. 339 ----- 1059

S. B. No. 375 ----- 1247

On Committee to Determine Appropriations Made, Revenue Needed  
and Recommend Taxes ----- 1649

## O'DELL, HOMER (Representative):

## Author of:

H. B. No. 426 ----- 1652

H. B. No. 430 ----- 1828

## Joint Author of:

H. B. No. 170 ----- 719

H. B. No. 241 ----- 589

H. B. No. 346 ----- 1203

H. B. No. 419 ----- 1167

H. B. No. 424 ----- 996

H. B. No. 441 ----- 1500

H. B. No. 556 ----- 1272

H. B. No. 605 ----- 1947

H. C. R. No. 26 ----- 1545

H. J. R. No. 1 ----- 295

## OGDEN, JOHN B.:

Election Return of ----- 16

## OIL AND GAS:

Committee on ----- 114

## OIL STATES CONFERENCE:

Committee Appointed ----- 418

## OKLAHOMA:

Official Song of ----- 268

## OKLAHOMA FLOOD CONTROL BOARD:

Governor's Message Relating to ----- 133

## OKLAHOMA HIGHWAY BOARD:

Governor's Message Relating to ----- 134

## OKLAHOMA HOUSING BOARD:

Governor's Message Relating to ----- 133

## OKLAHOMA NEW INDUSTRIES BOARD:

Governor's Message Relating to ----- 133

## OKLAHOMA UNIVERSITY:

Member Board of Regents Nominated ----- 98

String Quartets from ----- 555

## OLD AGE NONAGE SECURITY LEAGUE:

Statement of Facts of ----- 337-338

## OLD AGE SECURITY AND PENSION:

Committee on ----- 112

## O'NEILL, F. B. (Representative):

## Joint Author of:

H. B. No. 4 ----- 332

H. B. No. 173 ----- 777

H. C. R. No. 2 ----- 164

H. J. R. No. 6 ----- 1166

S. B. No. 237 ----- 681

S. B. No. 408 ----- 1558

S. C. R. No. 13 ----- 1090

## OWENS, R. R.:

State Budget Officer ----- 541

**P**

## PACE, TOM P.:

Election Return of ----- 17

## PARDONS AND PAROLES:

Governor's Message Relating to ----- 18-20

## PARI-MUTUEL GAMBLING:

Governor's Message Relating to ----- 42

## PARKHURST, R. M.:

Election Return of ----- 12

## PATTERSON, W. D.:

Member Board of Pharmacy ----- 541

## PAUL, SENATOR HOMER (District No. 19):

## Appointed on Committees on:

Appropriations ----- 107

Committees ----- 5



Education .....	108
Fish and Game .....	109
Insurance .....	109
Oil and Gas .....	114
Old Age Security and Pension .....	112
Public Health and Welfare .....	111
Public Printing .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
School Lands .....	113
Selection of Seats .....	6
To Investigate School Land Commission .....	318
To Investigate State Penal Institutions .....	319
To Notify Governor of Organization .....	5
To Prepare Resolution of Appreciation to Harriett Parker Camden .....	269

## Author of:

S. B. No. 33 .....	127
S. B. No. 34 .....	127
S. B. No. 35 .....	128
S. B. No. 40 .....	140
S. B. No. 84 .....	222
S. B. No. 175 .....	445
S. B. No. 233 .....	639
S. B. No. 234 .....	639
S. R. No. 21 .....	1502
Explanation of Vote .....	1513

## Joint Author of:

H. B. No. 140 .....	1724
H. C. R. No. 9 .....	520
S. B. No. 1 .....	173
S. B. No. 11 .....	65
S. B. No. 22 .....	100
S. B. No. 38 .....	139
S. B. No. 39 .....	139
S. B. No. 76 .....	209
S. B. No. 87 .....	238
S. B. No. 185 .....	484
S. B. No. 189 .....	1670
S. B. No. 192 .....	496
S. B. No. 199 .....	1164
S. B. No. 232 .....	638
S. B. No. 251 .....	751
S. B. No. 342 .....	1060
S. B. No. 354 .....	1094
S. B. No. 403 .....	1514
S. C. R. No. 4 .....	258
S. C. R. No. 13 .....	1089
S. J. R. No. 15 .....	862
S. J. R. No. 18 .....	709
S. J. R. No. 25 .....	1048
S. R. No. 17 .....	1297
S. R. No. 19 .....	1329
S. R. No. 22 .....	1707
S. R. No. 24 .....	1904
Tribute to W. C. McAllister .....	2155

Mileage .....	69
Presiding .....	517, 531, 1132, 1634, 1824

## PAUL, MRS. HOMER:

Floral Offering to .....	607
--------------------------	-----

## PAUL, ROY:

Election Return of -----	16
--------------------------	----

## PAULS, GEORGE (Representative):

## Joint Author of:

H. B. No. 38 -----	512
H. B. No. 62 -----	989
H. B. No. 84 -----	333
H. B. No. 221 -----	1546
H. B. No. 556 -----	1272
H. B. No. 605 -----	1947
H. J. R. No. 4 -----	397
S. B. No. 27 -----	119
S. B. No. 222 -----	595
S. B. No. 237 -----	681

## PAYNE, ANDY:

Election Return of -----	10
--------------------------	----

## PAYNE, S. G.:

Election Return of -----	9
--------------------------	---

## PEARCE, DR. C. M.:

State Health Commissioner -----	379
---------------------------------	-----

## PENAL INSTITUTIONS:

Committee on -----	114
--------------------	-----

## PETERSON, W. J. (Representative):

## Author of:

H. B. No. 234 -----	737
---------------------	-----

## Joint Author of:

H. B. No. 84 -----	333
H. B. No. 94 -----	990
H. B. No. 114 -----	1596
H. B. No. 346 -----	1204
H. B. No. 394 -----	1906
H. B. No. 487 -----	1701
H. B. No. 549 -----	1702
H. B. No. 556 -----	1272
H. B. No. 605 -----	1947
H. J. R. No. 6 -----	1166
S. J. R. No. 18 -----	709

## PETTY, W. J.:

Member State Board of Chiroprady -----	1427
--	------

## PHELPS, JAMES I.:

Election Return of -----	11
--------------------------	----

## PHILLIPS, EMERSON R. (Pawnee) (Representative):

## Joint Author of:

H. B. No. 4 -----	332
H. B. No. 24 -----	600
H. B. No. 173 -----	777
H. B. No. 217 -----	720
H. B. No. 556 -----	1272
S. C. R. No. 13 -----	1090

## PHILLIPS, LEON C. (Okfuskee) (Representative):

## Joint Author of:

H. B. No. 15	206
H. B. No. 186	1086
H. B. No. 279	1109
H. B. No. 340	920
H. B. No. 360	1109
H. B. No. 556	1272
H. B. No. 564	1470
H. C. R. No. 2	164
H. C. R. No. 18	718
H. C. R. No. 25	1363
H. C. R. No. 26	1545
H. J. R. No. 1	295
H. J. R. No. 4	397
H. J. R. No. 13	1650
S. B. No. 3	101
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 413	1869
S. C. R. No. 13	1089-1090
S. J. R. No. 25	913
On Committee to Determine Appropriations Made, Revenue Needed and Recommend Taxes	1649

## PHILPOTT, SHARPE W.:

Secretary State Insurance Board	541
---------------------------------	-----

## PINE, WILLIAM B.:

Election Return of	8
--------------------	---

## PITTMAN, MRS. C. H.:

Engrossing and Enrolling Clerk	67
Oath	67

## PITTSBURG COUNTY:

Communication from Citizens of	839
--------------------------------	-----



## PLANNING BOARD (See "State Planning Board")

## POE, L. M. (Representative):

## Joint Author of:

H. B. No. 336 .....	920
S. B. No. 375 .....	1247

## POSTAGE:

Purchased .....	61, 310, 572-573, 704, 1239, 1557
-----------------	-----------------------------------

## POTEET, WILLIAM E. (Representative):

## Joint Author of:

H. B. No. 94 .....	990
H. B. No. 212 .....	632
H. B. No. 220 .....	1892
H. J. R. No. 6 .....	1094
H. B. No. 556 .....	1272
H. B. No. 605 .....	1917
H. C. R. No. 25 .....	1363
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1167
S. B. No. 355 .....	1094
S. B. No. 396 .....	1376

## POWERS, DAVE:

Resolution in Memorium .....	1089-1090
------------------------------	-----------

## PRESBURY, J. A.:

Member State Banking Board .....	1193
----------------------------------	------

## PRESIDENT PRO TEMPORE:

Elected .....	3
Escorted to Desk .....	3
Token of Friendship Presented .....	3-4

## PRIVILEGES AND ELECTIONS:

Committee on .....	111
--------------------	-----

## PROHIBITION ENFORCEMENT:

Committee on .....	111
--------------------	-----

PRINTING FOR SENATE .....	247-248
---------------------------	---------

PUBLIC BUILDING .....	111
-----------------------	-----

## PUBLIC HEALTH AND WELFARE:

Committee on .....	111
--------------------	-----

## PUBLIC PRINTING:

Committee on .....	111
--------------------	-----

## PUBLIC SERVICE CORPORATIONS:

Committee on .....	111
--------------------	-----

## PUGH, SENATOR JOHN D. (District No. 15):

## Appointed on Committees on:

Agriculture .....	107
Banks and Banking .....	107

Congressional and Legislative Redistricting .....	108
Credentials .....	1
Fees and Salaries .....	109
Indian Affairs .....	109
Insurance .....	109
Judicial Redistricting .....	110
Municipal Corporations .....	114
Oil and Gas .....	114
Privileges and Elections .....	111
Public Printing .....	111
Revenue and Taxation .....	145
State and County Affairs .....	112
To Attend Funeral Mrs. Claud Spencer .....	103

## Author of:

S. B. No. 18 .....	69-70
S. B. No. 19 .....	70
S. B. No. 21 .....	100
S. B. No. 45 .....	150

Explanations of Vote .....	1241, 1536, 2221
----------------------------	------------------

## Joint Author of:

H. B. No. 36 .....	202
S. B. No. 11 .....	65
S. B. No. 28 .....	119
S. B. No. 199 .....	1164
S. B. No. 232 .....	638
S. B. No. 377 .....	1248
S. C. R. No. 13 .....	1089
S. J. R. No. 15 .....	862
S. J. R. No. 18 .....	709
S. R. No. 2 .....	102
S. R. No. 6 .....	294
S. R. No. 19 .....	1329
Tribute to W. C. McAlister .....	2155

Mileage .....	69
Presiding .....	759, 1141, 1373, 1996

## PUGH, M. T. (Representative):

## Joint Author of:

H. B. No. 1 .....	165
H. B. No. 84 .....	333
H. B. No. 217 .....	720
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1167
S. B. No. 190 .....	1522
S. B. No. 237 .....	681
S. C. R. No. 13 .....	1089

## PURYEAR, AL:

Member Board of Pharmacy .....	541
--------------------------------	-----

## Q

## QUILLIN, PAUL:

Honorary Page .....	1842
---------------------	------

## R

## RAASCH, F. E. (Representative):

## Joint Author of:

H. B. No. 84	333
H. B. No. 217	720
H. B. No. 556	1272
H. C. R. No. 25	1363
S. J. R. No. 18	709

## RATLIFF, FRED:

Oath	67
Senate Auditor	67

## RAWLS, CLARENCE (Representative):

## Joint Author of:

H. B. No. 4	332
H. B. No. 121	580
H. B. No. 214	957
H. B. No. 605	1947
H. J. R. No. 4	397
H. J. R. No. 6	1166

## RAY, SENATOR W. O. (District No. 26):

## Appointed on Committees on:

Appropriations	107
Banks and Banking	107
Congressional and Legislative Redistricting	108
Employment	6
Fish and Game	109
Insurance	109
Judicial Redistricting	110
Mileage	6
Mines and Mining	111
Oil and Gas	114
Penal Institutions	114
Roads and Highways	113
Soldiers' Relief	113
State and County Affairs	112

## Author of:

S. B. No. 17	69
S. B. No. 406	1558

## Joint Author of:

H. B. No. 140	1724
H. B. No. 170	719
H. B. No. 214	957
H. C. R. No. 9	520
H. C. R. No. 26	1545
S. B. No. 1	173
S. B. No. 10	64
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 30	122
S. B. No. 87	238
S. B. No. 106	280
S. B. No. 134	341
S. B. No. 136	341
S. B. No. 251	751
S. B. No. 385	1324
S. B. No. 390	1449
S. C. R. No. 13	1089



S. J. R. No. 25 .....	1048
S. R. No. 2 .....	102
S. R. No. 11 .....	995
Mileage .....	69
Presiding .....	438, 754, 1039, 1047, 2299
READ, JESS G.:	
Election Return of: .....	9
REED, JEAN R. (Representative):	
Author of:	
H. B. No. 227 .....	802
H. B. No. 323 .....	1233
H. B. No. 423 .....	1258
H. B. No. 525 .....	1208
H. B. No. 535 .....	1946
H. B. No. 543 .....	1399
Joint Author of:	
H. B. No. 4 .....	332
H. B. No. 15 .....	206
H. B. No. 24 .....	600
H. B. No. 186 .....	1086
H. B. No. 311 .....	1820
H. B. No. 410 .....	1260
H. B. No. 556 .....	1272
H. C. R. No. 26 .....	1545
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166
S. B. No. 3 .....	101
S. B. No. 115 .....	301
S. B. No. 230 .....	610
S. C. R. No. 2 .....	63
RELIEF EMPLOYMENT:	
Governor's Message Relating to .....	131-132
RETRENCHMENT AND REFORM:	
Committee on .....	112
REVENUE AND TAXATION:	
Committee on .....	112
RHODES, CHARLES:	
Oath .....	67
Page .....	67
RICE, EUGENE:	
Election Return of .....	17
RICHARDS, W. S.:	
Election Return of .....	9
RICHARDSON, E. L.:	
Member Tax Commission .....	218
RIDPATH, BERTHA J.:	
Election Return of .....	8
RINEHART, DEAN:	
Honorary Page .....	1807

## RINEHART, SENATOR J. A. (District No. 14):

## Appointed on Committees on:

Commerce and Labor .....	108
Committees .....	5
Constitution and Constitutional Amendments .....	108
Erosion, Flood Control and Drainage .....	110
Fish and Game .....	109
Old Age Security and Pension .....	112
Private Corporations .....	114
Privileges and Elections .....	111
Public Service Corporations .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
Rules and Procedure .....	114
Senate and Legislative Affairs .....	113
To Investigate School Land Commission .....	318
To Notify Governor of Joint Session .....	130
To Notify House of Organization .....	5

## Author of:

S. B. No. 20 .....	70
S. B. No. 411 .....	1756
Election Credentials Approved .....	2

## Joint Author of:

H. B. No. 140 .....	1724
H. C. R. No. 9 .....	520
S. B. No. 1 .....	173
S. B. No. 11 .....	65
S. B. No. 15 .....	66
S. B. No. 22 .....	100
S. B. No. 28 .....	119
S. B. No. 47 .....	151
S. B. No. 86 .....	233
S. B. No. 87 .....	238
S. B. No. 109 .....	288
S. B. No. 176 .....	463
S. B. No. 185 .....	484
S. B. No. 209 .....	556
S. B. No. 251 .....	751
S. B. No. 256 .....	779
S. B. No. 294 .....	908
S. B. No. 295 .....	909
S. B. No. 296 .....	909
S. B. No. 297 .....	909
S. B. No. 298 .....	909
S. B. No. 299 .....	909
S. B. No. 300 .....	909
S. B. No. 301 .....	909-910
S. B. No. 302 .....	910
S. B. No. 303 .....	910
S. B. No. 304 .....	910
S. B. No. 305 .....	910
S. B. No. 306 .....	910
S. B. No. 307 .....	910
S. B. No. 308 .....	910-911
S. B. No. 309 .....	911
S. B. No. 310 .....	911
S. B. No. 311 .....	911
S. B. No. 312 .....	911
S. B. No. 313 .....	911
S. B. No. 314 .....	912

S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 336	1008
S. B. No. 357	1237
S. B. No. 368	1228
S. B. No. 370	1228
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 25	1048
Mileage	69
Oath	2
Presiding	754, 781, 1711

## RITZHAUPT, SENATOR LOUIS H. (District No. 12)

## Appointed on Committees on:

Appropriations	107
Authorized by S. R. No. 3	126
Authorized by S. R. No. 7	406
Committees	5
Constitution and Constitutional Amendments	108
Criminal Jurisprudence	112
Education	108
Fish and Game	109
Hospitals and Charities	109
Manufacturing and Industry	113
Public Health and Welfare	111
Roads and Highways	113
Senate and Legislative Affairs	113
State and County Affairs	112
To Arrange Inauguration of Governor	103

## Author of:

S. B. No. 53	156
S. B. No. 54	156
S. B. No. 55	156
S. B. No. 91	250
S. B. No. 107	287
S. B. No. 137	341
S. B. No. 164	444
S. B. No. 217	573
S. B. No. 253	751
S. B. No. 275	799
S. B. No. 347	1068
S. B. No. 348	1068
S. J. R. No. 5	151
S. R. No. 1	99

## Joint Author of:

H. B. No. 239	722
H. B. No. 476	1261
H. C. R. No. 8	165
S. B. No. 1	63
S. B. No. 11	65
S. B. No. 14	65
S. B. No. 15	66
S. B. No. 28	119
S. B. No. 62	188
S. B. No. 63	188
S. B. No. 87	238
S. B. No. 135	341



S. B. No. 199	1164
S. B. No. 202	527
S. B. No. 203	528
S. B. No. 264	782
S. B. No. 285	840
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 332	973
S. B. No. 349	1068
S. B. No. 385	1324
S. B. No. 403	1514
S. C. R. No. 13	1089
S. C. R. No. 16	1291
S. J. R. No. 1	66
S. R. No. 25	2010
Mileage	69
Presiding	880, 1373, 1554, 1693, 2298
ROACH, REV. LLOYD L.:	
Chaplain	504
ROADS AND HIGHWAYS:	
Committee on	113
ROBERTS, A. P.:	
Election Return of	9
ROBERTS, DAVID C. (Representative):	
Author of:	
H. B. No. 275	848
H. B. No. 580	1470
Joint Author of:	
H. B. No. 24	600
H. B. No. 186	1086
H. B. No. 213	1028
H. B. No. 264	1232
H. B. No. 410	1260

H. C. R. No. 2 .....	164
H. C. R. No. 25 .....	1363
H. C. R. No. 26 .....	1545
H. J. R. No. 4 .....	397
S. B. No. 150 .....	390
On Committee on Designation of Constitutional Amendments.....	1844-1845
ROBERTSON, WALLACE E.:	
Election Return of .....	15
ROBINSON, RAY:	
Assistant Sergeant-At-Arms .....	67
Oath .....	67
ROGERS, JOHN:	
Election Return of .....	9
RONE, IRA (Representative):	
Joint Author of:	
H. B. No. 121 .....	580
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. C. R. No. 2 .....	164
H. C. R. No. 26 .....	1545
ROOSEVELT BIRTHDAY COMMITTEE:	
Communication from .....	245
ROOSEVELT, FRANKLIN D.:	
Governor's Message Relating to Communication from .....	121
RORSCHACH, SENATOR JACK L. (District No. 29):	
Appointed on Committees on:	
Appropriations .....	107
Congressional and Legislative Redistricting .....	108
Erosion, Flood Control and Drainage .....	110
Federal Relations and Activities .....	109
Fish and Game .....	109
Hospitals and Charities .....	109
Judiciary No. 1 .....	110
Judiciary No. 2 .....	110
Municipal Corporations .....	114
Revenue and Taxation .....	112
School Lands .....	113
To Determine Appropriations Made, Revenue Needed and Recommend Taxes .....	1649
Author of:	
S. B. No. 66 .....	196
S. B. No. 83 .....	222
S. B. No. 95 .....	250
S. B. No. 130 .....	317
S. B. No. 131 .....	317
S. B. No. 141 .....	342
S. B. No. 143 .....	342
S. B. No. 267 .....	782
S. B. No. 320 .....	912
S. B. No. 325 .....	944
S. B. No. 395 .....	1375
Election Credentials Approved .....	2
Joint Author of:	
H. B. No. 140 .....	1724

H. B. No. 360	1199
H. B. No. 373	1233
H. B. No. 409	1322
H. B. No. 565	1346
H. B. No. 578	1946
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 38	139
S. B. No. 39	139
S. B. No. 47	151
S. B. No. 55	156
S. B. No. 68	197
S. B. No. 170	445
S. B. No. 199	1164
S. B. No. 210	556
S. B. No. 215	557
S. B. No. 223	595
S. B. No. 229	609
S. B. No. 243	682
S. B. No. 244	682
S. B. No. 245	682
S. B. No. 247	683
S. B. No. 330	973
S. B. No. 336	1008
S. B. No. 350	1068
S. B. No. 369	1228
S. B. No. 386	1325
S. B. No. 396	1376
S. C. R. No. 2	63
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 25	1048
Mileage	69
Oath	2
Presiding	148, 781, 880, 1020, 1951

## RULES AND PROCEDURE:

Adopted	680
Committee on	114
Report of Committee on	363-368, 644-663, 796
Temporary Rules Adopted	4-5

## RUN-OFF PRIMARY:

Governor's Message Relating to	1019
--------------------------------	------

## RUSSELL, W. H.:

Election Return of	8
--------------------	---

## S

## SADLER, EWING C. (Representative):

Author of:	
H. C. R. No. 16	579
Joint Author of:	
H. B. No. 15	206
H. B. No. 24	600
H. B. No. 46	216
H. B. No. 121	580
H. B. No. 246	1821
H. B. No. 376	1778
H. B. No. 605	1947



H. C. R. No. 26 .....	1545
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166
H. J. R. No. 30 .....	1364
S. B. No. 57 .....	162
SANFORD, RAY:	
Lobby Permit .....	178
SAVAGE, O. M.:	
Member State Board of Agriculture .....	207
SCHOOL LAND COMMISSION:	
Governor's Message Relating to .....	39-41, 72-96, 120-121
Senate Requests Status of School Land Loans .....	304
SCHOOL LANDS:	
Committee on .....	113
SCHWOERKE, C. W. (Representative):	
Author of:	
H. B. No. 416 .....	1366
H. C. R. No. 17 .....	579-580
Joint Author of:	
H. B. No. 46 .....	216
H. B. No. 112 .....	1053
H. B. No. 113 .....	529
H. B. No. 121 .....	580
H. B. No. 126 .....	547
H. B. No. 136 .....	1086
H. B. No. 335 .....	1548
H. B. No. 348 .....	1652
H. B. No. 389 .....	920
H. B. No. 456 .....	1205
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. C. R. No. 26 .....	1545
H. C. R. No. 29 .....	1976
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166
H. J. R. No. 13 .....	1650
SCOTT, G. L.:	
Oath .....	67
Postmaster .....	67, 1266
SEARCY, O. H.:	
Member Insurance Board .....	462
SECRETARY OF SENATE:	
Communication Regarding School Land Loans .....	304
Elected .....	4
SENATE:	
Convened .....	1
Floral Offering Presented to .....	145
Notice to Governor of Organization .....	17
Permanent Rules of .....	644-663
Sine Die Adjournment .....	2305

Stamp for Members of -----	190
To be Furnished with Copy of Audit of School Land Dept. -----	1985
SENATE EMPLOYEES:	
Vote of Thanks to -----	2256
SEMI-CENTENNIAL CELEBRATION:	
Resolution Regarding -----	1292
SENATE AND LEGISLATIVE AFFAIRS:	
Committee on -----	113
SERGEANT-AT-ARMS:	
Elected -----	4
Uniform for -----	142
SHAW, A. S. J.:	
Election Return of -----	10
SHERBURNE, S. S.:	
Lobby Permit -----	126
SHIELDS, JACK:	
Doorkeeper -----	67
Oath -----	67
SHIPLEY, W. E.:	
Journal Clerk -----	67
Oath -----	67
SHOEMAKE, F. N. (Representative):	
Author of:	
H. B. No. 76 -----	216
H. B. No. 561 -----	1758
Joint Author of:	
H. B. No. 201 -----	1030
H. B. No. 283 -----	899
H. B. No. 361 -----	635
H. B. No. 473 -----	1064
H. B. No. 556 -----	1272
H. C. R. No. 18 -----	718
H. J. R. No. 1 -----	295
H. J. R. No. 6 -----	1166
S. B. No. 68 -----	197
S. B. No. 294 -----	908
S. B. No. 295 -----	909
S. B. No. 296 -----	909
S. B. No. 297 -----	909
S. B. No. 298 -----	909
S. B. No. 299 -----	909
S. B. No. 300 -----	909
S. B. No. 301 -----	909-910
S. B. No. 302 -----	910
S. B. No. 303 -----	910
S. B. No. 304 -----	910
S. B. No. 305 -----	910
S. B. No. 306 -----	910
S. B. No. 307 -----	910
S. B. No. 308 -----	910-911
S. B. No. 309 -----	911
S. B. No. 310 -----	911

S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 388	1344
S. B. No. 389	1344
S. J. R. No. 1	2217
Letter Written to	1593-1594
On Committee on Designation of Constitutional Amendments	1844-1845
On Committee to Determine Appropriations Made, Revenue Needed and Recommend Taxes	1649
SHOEMAKE, H. R.:	
Doorkeeper	141
SHOWALTER, PAUL F.:	
Election Return of	15
SIMPSON, FRANCIS M.:	
Election Return of	8
SINE DIE ADJOURNMENT	
	2305
SINGLETON, SANDY H. (Representative):	
Joint Author of:	
H. B. No. 186	1086
H. B. No. 279	1109
H. B. No. 482	1099
H. B. No. 556	1272
H. B. No. 591	1838
H. B. No. 605	1947
H. C. R. No. 2	164
H. C. R. No. 26	1545
H. C. R. No. 27	1887
S. B. No. 79	222
S. B. No. 199	523
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912



S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 413	1869
S. J. R. No. 18	709
On Committee to Determine Appropriations Made, Revenue Needed and Recommend Taxes	1649
On Committee to Prepare Legislation to Refinance Public Debt	336
SKINNER, R. W. (Representative):	
Author of:	
H. B. No. 559	1400
H. B. No. 572	1548
Joint Author of:	
H. B. No. 556	1272
H. B. No. 605	1947
On Committee to Notify Governor of Joint Session	17
SLATTERY, ED:	
Doorkeeper	67
Oath	67
SLOAN, ARTHUR:	
Election Return of	12
SMITH, J. HARVEY:	
Election Return of	14
SMITH, MIKE:	
Assistant Janitor	141
SMITHON, WILSON:	
Oath	67
Page	67
SNEED, PERRY E.:	
Election Return of	8
SNIDER, W. P.:	
Night Watchman	67
Oath	67
SOLDIERS RELIEF:	
Committee on	113
SORRELS, FRED:	
Oath	67
Reading Clerk	67
SOWARDS, VIRGINIA:	
Gave a Reading Before the Senate	2251
SOWARDS, SENATOR WILLARD (District No. 13):	
Appointed on Committees on:	
Agriculture	107
Banks and Banking	107
Commerce and Labor	108
Employment	6
Engrossed and Enrolled Bills	6, 108

Insurance	109
Oil and Gas	114
Penal Institutions	114
Public Service Corporations	111
Roads and Highways	113
State and County Affairs	112

## Author of:

S. B. No. 163	444
S. B. No. 224	596
S. B. No. 372	1228

## Election Credentials Approved

2

## Joint Author of:

H. B. No. 459	1205
S. B. No. 1	173
S. B. No. 9	64
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 134	341
S. B. No. 199	1164
S. B. No. 374	1229
S. B. No. 377	1248
S. B. No. 390	1449
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. R. No. 5	291

## Mileage

69

## Oath

2

## SPEAR, LUCIAN C. (Representative):

## Joint Author of:

H. B. No. 1	165
H. B. No. 24	600
H. B. No. 121	580
H. B. No. 556	1272
H. J. R. No. 1	295
H. J. R. No. 6	1166

## SPECK, BURR (Representative):

## Joint Author of:

H. B. No. 38	512
H. B. No. 114	1596
H. B. No. 192	1087
H. B. No. 605	1947
H. J. R. No. 6	1166
S. B. No. 27	119
S. B. No. 79	222
S. B. No. 258	781
S. J. R. No. 18	709

## On Committee to Notify Governor of Joint Session

17

## SPENCER, SENATOR GERALD (District No. 15):

## Appointed on Committees on:

Appropriations	107
Criminal Jurisprudence	112
Education	108
Engrossed and Enrolled Bills	6, 108
Federal Relations and Activities	109
Fish and Game	109
Judiciary No. 1	110
Legal Advisory	110
Oil and Gas	114

Penal Institutions .....	114
Public Printing .....	111
Public Service Corporations .....	111
Revenue and Taxation .....	112
To Arrange Joint Session .....	6
To Investigate State Penal Institutions .....	319
Author of:	
S. B. No. 74 .....	208
S. B. No. 75 .....	209
S. B. No. 273 .....	798
Election Credentials Approved .....	2
Joint Author of:	
H. B. No. 36 .....	202
H. B. No. 140 .....	1724
H. B. No. 213 .....	1028
H. J. R. No. 6 .....	1167
S. B. No. 11 .....	65
S. B. No. 15 .....	66
S. B. No. 28 .....	119
S. B. No. 150 .....	390
S. B. No. 199 .....	1164
S. B. No. 390 .....	1449
S. B. No. 410 .....	1922
S. C. R. No. 7 .....	937
S. C. R. No. 13 .....	1089
S. C. R. No. 15 .....	1192
S. J. R. No. 16 .....	317
S. J. R. No. 30 .....	1289
S. R. No. 19 .....	1329
Mileage .....	69
Oath .....	2
SPENCER, JERRY BETH:	
Honorary Stenographer .....	706
SPENCER, MRS. CLAUD:	
Resolution in Memorium .....	102-103
SPENCER, RALPH (Representative):	
Joint Author of:	
H. B. No. 24 .....	600
H. B. No. 29 .....	784
H. B. No. 93 .....	801
H. B. No. 313 .....	600
H. B. No. 556 .....	1272
H. J. R. No. 6 .....	1166
S. B. No. 335 .....	1008
S. B. No. 349 .....	1068
STACEY, W. M.:	
Resolution in Memorium .....	1329
STARKWEATHER, MILDRED:	
Assistant Engrossing and Enrolling Clerk .....	141
STANDRIDGE, J. A. (Representative):	
Author of:	
H. B. No. 286 .....	1232
Joint Author of:	
H. B. No. 1 .....	165
H. B. No. 24 .....	600



H. B. No. 121	580
H. B. No. 140	721
H. B. No. 192	1087
H. B. No. 244	1203
H. B. No. 410	1260
H. B. No. 556	1272
H. C. R. No. 2	163
H. C. R. No. 26	1545
H. J. R. No. 4	397
H. J. R. No. 6	1166
S. J. R. No. 18	709
STATE AND COUNTY AFFAIRS:	
Committee on	112
STATE BANKING BOARD:	
Members Nominated	276, 1193
STATE BOARD OF ARBITRATION AND CONCILIATION:	
Members Nominated	1975-1976
STATE BOARD OF CHIROPODY:	
Members Nominated	1426-1427
STATE BOARD OF EDUCATION:	
Members Nominated	1171, 1660, 1975
STATE BOARD OF PHARMACY:	
Members Nominated	541
STATE BUDGET OFFICER:	
Nominated	541
STATE ELECTION BOARD:	
Election Returns	8-17
Member Nominated	253
STATE FACTORY INSPECTOR:	
Nominated	541
STATE FIRE MARSHAL:	
Nominated	277
STATE HEALTH COMMISSIONER:	
Nominated	379
STATE HIGHWAY COMMISSION:	
Members Nominated	193-194, 253
STATE INDUSTRIAL COMMISSION:	
Member Nominated	276-277
STATE PENITENTIARY:	
Warden Named	234
STATE PLANNING BOARD:	
Governor's Message Relating to	132-133
STATE REFORMATORY:	
Charges Against	318-319

Report of Investigating Committee .....	676-680
Warden Nominated .....	499

## STERILIZATION LAW:

Governor's Message Relating to .....	51-54
--------------------------------------	-------

## STEWART, SENATOR PAUL (District No. 24):

Appointed on Committees on:	
Constitution and Constitutional Amendments .....	108
Education .....	108
Employment .....	6
Fish and Game .....	109
Insurance .....	109
Manufacturing and Industry .....	113
Matter of Recalling Lobby Permit of Harry Lyons .....	443
Oil and Gas .....	114
Printing of Bills as They Become Laws .....	141
Public Health and Welfare .....	111
Public Printing .....	111
Public Service Corporations .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
Senate and Legislative Affairs .....	113
To Arrange Seating of Senate .....	129
To Convey Appreciation to Democratic Women's Club .....	145
To Investigate School Land Commission .....	318
To Notify Governor of Organization .....	5

## Author of:

S. B. No. 44 .....	150
S. B. No. 50 .....	155
S. B. No. 92 .....	250
S. B. No. 153 .....	390
S. B. No. 363 .....	1141
S. B. No. 409 .....	1604
S. J. R. No. 17 .....	523
S. R. No. 28 .....	2200
S. R. No. 29 .....	2201

## Joint Author of:

H. B. No. 217 .....	720
H. B. No. 329 .....	1206
S. B. No. 11 .....	65
S. B. No. 28 .....	119
S. B. No. 87 .....	238
S. B. No. 140 .....	342
S. B. No. 193 .....	496
S. B. No. 199 .....	523
S. B. No. 251 .....	751
S. B. No. 344 .....	1060
S. B. No. 370 .....	1228
S. B. No. 384 .....	1289
S. B. No. 385 .....	1324
S. C. R. No. 13 .....	1089
S. J. R. No. 14 .....	250
S. J. R. No. 15 .....	251
S. J. R. No. 25 .....	1048
S. R. No. 10 .....	794

Mileage ..... 69

Presiding ..... 154, 213, 269, 744, 820, 1354, 1694

Resignation as Chairman of Committee on Roads and Highways 1504-1505

## STOKES, VIRGIL L. (Representative):

## Joint Author:

H. B. No. 24	600
H. B. No. 59	166
H. B. No. 121	580
H. B. No. 246	1821
H. B. No. 361	635
H. B. No. 427	921
H. B. No. 449	1204-1205
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 6	1166
S. B. No. 249	750

## STONER, W. J.:

Election Return of	9
--------------------	---

## SUB-PENITENTIARY:

Governor's Message Relating to	50-51
--------------------------------	-------

## SULLIVAN, SAM (Representative):

## Joint Author of:

H. B. No. 1	165
H. B. No. 264	1232
H. B. No. 550	1930
H. B. No. 565	1346
H. C. R. No. 25	1363
H. J. R. No. 1	295
H. J. R. No. 6	1166
S. B. No. 237	681
S. J. R. No. 18	709

On Committee on Designation of Constitutional Amendments	1844-1845
--	-----------

## SUMMERS, E. A.:

Election Return of	13
--------------------	----

## SUPREME COURT:

Power of	423-424
----------	---------

## SUPREME COURT NULLIFYING LEGISLATIVE POWER:

Governor's Message Relating to	57-58
--------------------------------	-------

## SWINDALL, CHARLES:

Election Return of	11
--------------------	----

## SYKES, C. E.:

Member Game and Fish Commission	311
---------------------------------	-----

## T

## TABER, H. W.:

Lobby Permit	116
--------------	-----

## TANKERSLEY, BILL:

Chief Page	67
Oath	67

## TAXES:

Governor's Message Relating to	134-135
--------------------------------	---------



## TAX COMMISSION:

Chairman Appointed .....	176
Governor's Message Relating to .....	42-43
Members Nominated .....	194, 218

## TAYLOR, EBEN L.:

Election Return of .....	13
--------------------------	----

## TAYLOR, JESSE E. (Representative):

Joint Author of:	
H. B. No. 84 .....	333
H. B. No. 192 .....	1087
H. B. No. 217 .....	720
H. B. No. 540 .....	1322
H. B. No. 566 .....	1272
H. J. R. No. 1 .....	295
H. J. R. No. 4 .....	397
S. B. No. 237 .....	681
S. C. R. No. 13 .....	1089
S. J. R. No. 18 .....	709

## TAYLOR, MARTIN:

Chief Janitor .....	141
---------------------	-----

## TAYLOR, SENATOR NAT (District No. 2):

## Appointed on Committees on:

Agriculture .....	107
Authorized by S. R. No. 8 .....	418
Congressional and Legislative Redistricting .....	108
Credentials .....	1
Criminal Jurisprudence .....	112
Education .....	108
Federal Relations and Activities .....	109
Old Age Security and Pension .....	112
Penal Institutions .....	114
Prohibition Enforcement .....	111
Reservation of Automobile Parking Space at Capitol .....	142
Retrenchment and Reform .....	112
School Lands .....	113
To Prepare Resolution of Appreciation to Harriett Parker Camden .....	269

## Author of:

S. B. No. 43 .....	150
S. B. No. 333 .....	973
S. B. No. 405 .....	1558
S. J. R. No. 24 .....	886

## Joint Author of:

H. B. No. 36 .....	202
H. B. No. 126 .....	547
S. B. No. 11 .....	65
S. B. No. 14 .....	65
S. B. No. 15 .....	66
S. B. No. 55 .....	156
S. B. No. 87 .....	238
S. B. No. 134 .....	341
S. B. No. 357 .....	1237
S. B. No. 385 .....	1324
S. C. R. No. 13 .....	1089
S. J. R. No. 18 .....	709
S. J. R. No. 25 .....	1048
S. R. No. 6 .....	294

S. R. No. 8	418
S. R. No. 10	795
S. R. No. 14	1095
Mileage	68
TERRY, BILLY LEE:	
Oath	67
Page	67
TEXTBOOK ADOPTION:	
Governor's Message Relating to	26-36
THEATRES:	
Letter of Thanks From Senate	2256
THEIMER, WILLIAM C.:	
State Fire Marshal	277
THOMAS, SENATOR GROVER (District No. 6):	
Appointed on Committees on:	
Appropriations	107
Congressional and Legislative Redistricting	108
Criminal Jurisprudence	112
Education	108
Erosion, Flood Control and Drainage	110
Livestock and Tenant Farming	110
Old Age Security and Pension	112
Prohibition Enforcement	111
Public Building	111
Public Printing	111
Retrenchment and Reform	112
To Convey Appreciation to Democratic Women's Club	145
Author of:	
S. B. No. 239	681
Joint Author of:	
H. B. No. 139	996
H. B. No. 140	1724
H. B. No. 516	1892
H. J. R. No. 9	205
S. B. No. 1	173
S. B. No. 11	65
S. B. No. 28	119
S. B. No. 47	151
S. B. No. 121	316
S. B. No. 134	341
S. B. No. 199	1164
S. B. No. 374	1229
S. B. No. 377	1248
S. C. R. No. 12	907
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 18	709
S. R. No. 16	1166
Mileage	68
Presiding	492, 1702
THOMAS, JOE C.:	
Oath	67
Property Custodian	67
THOMAS, RAYMOND D.:	
Member Tax Commission	194

## THOMPSON, R. E.:

Member Building and Loan Board ----- 541

## THOMPSON, JOSEPH S.:

Member State Board of Arbitration and Conciliation ----- 1976

## THORNTON, MURRELL H. (Representative):

## Author of:

H. B. No. 358 ----- 1778

## Joint Author of:

H. B. No. 201 ----- 1030

H. B. No. 283 ----- 899

H. B. No. 309 ----- 1978

H. B. No. 473 ----- 1064

H. B. No. 556 ----- 1272

H. B. No. 605 ----- 1947

H. C. R. No. 2 ----- 164

H. C. R. No. 26 ----- 1545

H. J. R. No. 4 ----- 397

H. J. R. No. 6 ----- 1166

S. B. No. 68 ----- 197

S. B. No. 388 ----- 1344

S. B. No. 389 ----- 1344

S. B. No. 413 ----- 1869

On Committee to Determine Appropriations Made, Revenue  
Needed and Recommend Taxes ----- 1649

## TIMMONS, SENATOR HENRY C. (District No. 31):

## Appointed on Committees on:

Banks and Banking ----- 107

Education ----- 108

Federal Relations and Activities ----- 109

Fish and Game ----- 109

Hospitals and Charities ----- 109

Judiciary No. 1 ----- 110

Manufacturing and Industry ----- 113

Municipal Corporations ----- 114

Oil and Gas ----- 114

Public Service Corporations ----- 111

Revenue and Taxation ----- 112

Roads and Highways ----- 145

To Arrange Joint Session to hear Vincent Miles ----- 356

To Confer with Walter M. Gray ----- 489

To Notify Governor of Joint Session ----- 17

To Notify House Senate Ready to Adjourn Sine Die ----- 2300

## Author of:

S. B. No. 96 ----- 257

S. B. No. 120 ----- 315-316

S. B. No. 126 ----- 316

S. B. No. 171 ----- 445

S. B. No. 178 ----- 483

S. B. No. 188 ----- 495

S. B. No. 207 ----- 556

S. B. No. 240 ----- 681

S. B. No. 271 ----- 798

S. B. No. 290 ----- 841

S. C. R. No. 9 ----- 789

S. J. R. No. 21 ----- 799

Election Credentials Approved ----- 2

## Joint Author of:

H. B. No. 27 ----- 1551



S. B. No. 11	65
S. B. No. 15	66
S. B. No. 26	100
S. B. No. 47	151
S. B. No. 52	156
S. B. No. 104	280
S. B. No. 136	341
S. B. No. 202	527
S. B. No. 219	574
S. B. No. 232	638
S. B. No. 279	822
S. B. No. 339	1059
S. B. No. 375	1247
S. C. R. No. 13	1089
S. J. R. No. 30	1289
S. R. No. 10	795
S. R. No. 14	1095
Mileage	69
Oath	2
Presiding	241, 310, 630, 897, 949, 1019, 1203, 1668
TOLL, HENRY W.:	
Communication from	422
TOMLINSON, S. D.:	
Member State Board of Chiropody	1426
TRAW, B. J. (Representative):	
Joint Author of:	
H. B. No. 1	165
H. B. No. 4	332
H. B. No. 24	600
H. B. No. 38	512
H. B. No. 171	848
H. B. No. 212	632
H. B. No. 217	720
H. B. No. 322	1181
H. B. No. 354	899
H. B. No. 394	1906
H. B. No. 453	1439
H. B. No. 454	1261
H. B. No. 498	1930
H. B. No. 605	1947
H. J. R. No. 4	397
H. J. R. No. 6	1166
S. B. No. 27	112
S. B. No. 61	188
S. J. R. No. 18	709
TRIPPET, FLOYD E.:	
Member State Board of Chiropody	1426
TRIPPETT, H. W.:	
Member Building and Loan Board	560
TURNER, HELEN:	
Election Return of	10
TWIDWELL, CARL (Representative):	
Joint Author of:	
H. B. No. 1	165
H. B. No. 4	332

H. B. No. 38	512
H. B. No. 171	848
H. B. No. 201	1030
H. B. No. 212	632
H. B. No. 453	1439
H. B. No. 556	1272
H. B. No. 605	1947
H. C. R. No. 8	164-165
H. J. R. No. 4	397
H. J. R. No. 34	1777
S. B. No. 27	119

## U

## ULMARK, A. W. (Representative):

## Joint Author of:

H. B. No. 4	332
H. B. No. 173	777
H. B. No. 556	1272
S. C. R. No. 13	1090

## UNION SOLDIERS HOME:

Member Board of Trustees Nominated	1427
------------------------------------	------

## V

## VAUGHAN, JOHN:

Election Return of	9
--------------------	---

## VAUGHN, FRANK L.:

Member Conservation Commission	1491
--------------------------------	------

## VERNOR, ENLOE V.:

Election Return of	13
--------------------	----

## VETERANS OF INDUSTRY OF AMERICA:

Communication from	404-405
--------------------	---------

## VOLUNTEERS OF AMERICA:

Communication from	298
--------------------	-----

## W

## WALDREP, SENATOR TOM (District No. 13):

## Appointed on Committees on:

Appropriations	107
Commerce and Labor	108
Criminal Jurisprudence	112
Education	108
Insurance	109
Judiciary No. 1	110
Manufacturing and Industry	113
Matter of Recalling Lobby Permit of Harry Lyons	443
Penal Institutions	114
Prohibition Enforcement	111
Public Printing	111
Selection of Seats	6
State and County Affairs	112
To Arrange Joint Session	125

## Author of:

S. B. No. 93	250
S. B. No. 287	841
S. B. No. 326	944
S. B. No. 331	973
S. B. No. 360	1141
S. B. No. 383	1248
S. B. No. 392	1352
S. B. No. 393	1352
S. B. No. 394	1352
S. B. No. 407	1558

## Joint Author of:

H. C. R. No. 9	520
S. B. No. 11	65
S. B. No. 13	65
S. B. No. 15	66
S. B. No. 28	119
S. B. No. 87	238
S. B. No. 88	238
S. B. No. 202	627
S. B. No. 209	556
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 334	973
S. B. No. 335	1008
S. B. No. 336	1008
S. B. No. 349	1068
S. B. No. 390	1344
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 18	709
S. J. R. No. 30	1289
S. R. No. 18	1327

## Mileage

Presiding	828, 933, 1296, 1310
-----------	----------------------

WALDROP, L. E.:

Member State Board of Agriculture 207



## WALLACE, BILLY:

Oath .....	67
Telephone Attendant .....	67

## WARMACK, EMA:

Communication from .....	336
--------------------------	-----

## WASSON, A. F.:

Chaplain .....	902
----------------	-----

## WATERS, MRS. GEO. A.:

Communication from .....	288
--------------------------	-----

## WEAVER, JR., ELBERT R.:

Lobby Permit .....	336
--------------------	-----

## WELCH, DON (Representative):

Joint Author of:	
H. B. No. 2 .....	218
H. B. No. 4 .....	332
H. B. No. 24 .....	600
H. B. No. 67 .....	1052
H. B. No. 121 .....	580
H. B. No. 127 .....	318
H. B. No. 170 .....	719
H. B. No. 186 .....	1086
H. B. No. 246 .....	1821
H. B. No. 556 .....	1272
H. C. R. No. 2 .....	163
H. C. R. No. 26 .....	1545
S. B. No. 413 .....	1869

## WELCH, W. R.:

Member State Insurance Board .....	499
------------------------------------	-----

## WELLS, CHARLEY:

Election Return of .....	8
--------------------------	---

## WHEAT, JOSEPH PRATHER:

Election Return of .....	8
--------------------------	---

## WHETZEL, ARCH:

Election Return of .....	9
--------------------------	---

## WHITAKER, SENATOR JOE M. (District No. 27):

Appointed on Committees on:	-
Appropriations .....	145
Authorized by S. R. No. 7 .....	406
Committees .....	5
Constitution and Constitutional Amendments .....	108
Education .....	108
Hospitals and Charities .....	109
Judiciary No. 2 .....	110
Military Affairs .....	110
Public Service Corporations .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
Rules and Procedure .....	114
Soldiers Relief .....	113
To Arrange Inauguration of Governor .....	103
To Consult with Governor Relative to Constitutional Amend-	

ments	1193
To Escort President Pro Tempore to Chair	3
To Prepare Constitutional Amendments	319
Author of:	
S. B. No. 125	316
S. B. No. 145	370
S. B. No. 211	556
S. B. No. 212	556-557
S. B. No. 242	682
Joint Author of:	
H. B. No. 121	1119
H. B. No. 201	1030
H. B. No. 454	1261
H. B. No. 473	1064
H. C. R. No. 26	1545
S. B. No. 9	64
S. B. No. 11	65
S. B. No. 15	66
S. B. No. 30	122
S. B. No. 38	139
S. B. No. 39	139
S. B. No. 55	156
S. B. No. 68	197
S. B. No. 87	238
S. B. No. 135	341
S. B. No. 202	527
S. B. No. 344	1060
S. B. No. 384	1289
S. B. No. 385	1324
S. B. No. 388	1344
S. B. No. 389	1344
S. C. R. No. 13	1089
S. J. R. No. 25	1048
S. R. No. 7	342
S. R. No. 10	794
S. R. No. 12	1008
S. R. No. 15	1106
S. R. No. 18	1327
S. R. No. 20	1491
S. R. No. 25	2010
Mileage	69
Presiding	857, 941

## WHITAKER, SAMUEL G. (Representative):

Joint Author of:	
H. B. No. 24	600
H. B. No. 38	512
H. B. No. 84	333
H. B. No. 217	720
H. B. No. 276	1232
H. B. No. 372	1063
H. B. No. 556	1272
H. J. R. No. 1	295
S. B. No. 27	119
S. B. No. 79	222
S. B. No. 199	523
S. J. R. No. 18	709

## WHITT, O. H. (Representative):

Author of:	
H. B. No. 108	1027
H. B. No. 477	1777

## Joint Author of:

H. B. No. 39 .....	419
H. B. No. 605 .....	1947
H. C. R. No. 2 .....	164
H. C. R. No. 26 .....	1545

## WILBANKS, SENATOR DON (District No. 22):

## Appointed on Committees on:

Appropriations .....	107
Authorized by S. R. No. 8 .....	418
Congressional and Legislative Redistricting .....	108
Constitution and Constitutional Amendments .....	114
Education .....	108
Fish and Game .....	109
Judicial Redistricting .....	110
Judiciary No. 1 .....	110
Matter of Recalling Lobby Permit of Harry Lyons .....	443
Military Affairs .....	110
Oil and Gas .....	114
Privileges and Elections .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
State and County Affairs .....	112
To Arrange Inauguration of Governor .....	103
To Investigate Penal Institutions:	
Inability to Serve .....	495
To Investigate State Penal Institutions .....	319
To Notify House of Organization .....	5

## Author of:

S. B. No. 124 .....	316
S. B. No. 172 .....	445
S. B. No. 173 .....	445
S. B. No. 358 .....	1094

## Joint Author of:

H. C. R. No. 9 .....	520
S. B. No. 3 .....	101
S. B. No. 11 .....	65
S. B. No. 76 .....	209
S. B. No. 118 .....	315
S. B. No. 122 .....	316
S. B. No. 123 .....	316
S. B. No. 337 .....	1008
S. B. No. 357 .....	1237
S. C. R. No. 13 .....	1089
S. J. R. No. 3 .....	100
S. J. R. No. 15 .....	862
S. R. No. 8 .....	418
S. R. No. 20 .....	1491

Mileage .....	69
Presiding .....	323

## WILCOX, JERRA:

Calendar Clerk .....	67
Oath .....	67

## WILDER, JR., WEBSTER (Representative):

## Joint Author of:

H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. J. R. No. 1 .....	295
S. B. No. 190 .....	1522



S. B. No. 237 .....	681
S. C. R. No. 13 .....	1090
WILLIAMS, BRADFORD J.:	
Election Return of .....	13
WILLIAMS, G. J. (Representative):	
Author of:	
H. B. No. 486 .....	1234
H. B. No. 604 .....	1820
Joint Author of:	
H. B. No. 24 .....	600
H. B. No. 38 .....	512
H. B. No. 125 .....	1906
H. B. No. 212 .....	632
H. B. No. 217 .....	720
H. B. No. 377 .....	1030
H. B. No. 453 .....	1439
H. B. No. 556 .....	1272
H. B. No. 605 .....	1947
H. C. R. No. 8 .....	165
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1167
H. J. R. No. 34 .....	1777
S. B. No. 27 .....	119
S. B. No. 79 .....	222
S. J. R. No. 18 .....	709
WILLIAMSON, MAC Q.:	
Election Return of .....	8
WILLIS, SENATOR BERT R. (District No. 16):	
Appointed on Committees on:	-
Banks and Banking .....	107
Congressional and Legislative Redistricting .....	108
Credentials .....	1
Engrossed and Enrolled Bills .....	6, 108
Fees and Salaries .....	109
Livestock and Tenant Farming .....	110
Penal Institutions .....	114
Prohibition Enforcement .....	111
Public Health and Welfare .....	111
Public Service Corporations .....	111
Revenue and Taxation .....	112
Roads and Highways .....	113
School Lands .....	113
To Prepare Resolution of Appreciation to Harriett Parker Camden .....	269
Author of:	
S. B. No. 67 .....	197
S. B. No. 103 .....	258
S. B. No. 184 .....	484
Floral Offering to .....	1605
Joint Author of:	
H. B. No. 21 .....	296
S. B. No. 11 .....	65
S. B. No. 112 .....	288
S. B. No. 203 .....	528
S. B. No. 258 .....	781
S. B. No. 374 .....	1229
S. B. No. 377 .....	1248

S. C. R. No. 13 .....	1089
S. J. R. No. 25 .....	1048
Mileage .....	69
Persiding .....	820
WILSON, DENNIS H.:	
Election Return of .....	13
WILSON, JOHN B.:	
Election Return of .....	17
WILSON, R. C.:	
Oath .....	67
Stenographer .....	67
WILSON, W. M.:	
Senate Recessed out of Respect to .....	1662
WINGO, G. H. (Representative):	
Joint Author of:	
H. B. No. 15 .....	206
H. B. No. 38 .....	512
H. B. No. 46 .....	216
H. B. No. 71 .....	589
H. B. No. 99 .....	1651
H. B. No. 186 .....	1086
H. B. No. 340 .....	920
H. B. No. 556 .....	1272
H. J. R. No. 4 .....	397
H. J. R. No. 6 .....	1166
S. B. No. 27 .....	119
S. J. R. No. 18 .....	709
WOLFINGER, C. A. M.:	
Election Return of .....	9
WOMACK, DAN W.:	
Election Return of .....	8
WOMEN'S JEFFERSONIAN CLUB:	
Communication From .....	379
WOODRUFF, W. A.:	
Election Return of .....	14
WOODS, TOM:	
Election Return of .....	10
WOOTEN, MARVIN (Representative):	
Joint Author of:	
H. B. No. 4 .....	332
H. B. No. 79 .....	737
H. B. No. 346 .....	1204
H. B. No. 556 .....	1272
H. C. R. No. 18 .....	718
H. J. R. No. 6 .....	1166
S. B. No. 78 .....	222
S. J. R. No. 18 .....	709
WORTEN, JESSE J.:	
Election Return of .....	12

## WORTHINGTON, MONTY C. (Representative):

## Author of:

H. B. No. 561	-----	1758
---------------	-------	------

## Joint Author of:

H. B. No. 24	-----	600
H. B. No. 38	-----	512
H. B. No. 173	-----	777
H. B. No. 221	-----	1546
H. B. No. 556	-----	1272
H. B. No. 569	-----	1549
H. C. R. No. 22	-----	955
H. J. R. No. 1	-----	295
H. J. R. No. 4	-----	397
H. J. R. No. 6	-----	1167
S. B. No. 27	-----	119
S. B. No. 79	-----	222
S. B. No. 258	-----	781
S. B. No. 351	-----	1068
S. J. R. No. 18	-----	709

## WRIGHT, BILLY:

Honorary Page	-----	1585
---------------	-------	------

## WRIGHT, SENATOR H. W. (District No. 7):

## Appointed on Committees on:

Appropriations	-----	107
Authorized by S. R. No. 7	-----	406
Banks and Banking	-----	107
Code Revision	-----	107
Constitution and Constitutional Amendments	-----	108
Employment	-----	6
Fish and Game	-----	109
Hospitals and Charities	-----	109
Judiciary No. 1	-----	110
Military Affairs	-----	110
Roads and Highways	-----	113
School Lands	-----	113

## Author of:

S. B. No. 148	-----	370
S. B. No. 190	-----	496
S. B. No. 379	-----	1248
S. B. No. 380	-----	1248

## Election Credentials Approved

2

## Gift Presented by Employees

2081

## Joint Author of:

S. B. No. 11	-----	65
S. B. No. 15	-----	66
S. B. No. 22	-----	100
S. B. No. 47	-----	151
S. B. No. 63	-----	188
S. B. No. 87	-----	238
S. B. No. 147	-----	370
S. B. No. 199	-----	1164
S. B. No. 225	-----	596
S. B. No. 237	-----	681
S. B. No. 294	-----	908
S. B. No. 295	-----	909
S. B. No. 296	-----	909
S. B. No. 297	-----	909
S. B. No. 298	-----	909
S. B. No. 299	-----	909



S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912
S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. B. No. 357	1237
S. B. No. 387	1344
S. B. No. 391	1352
S. B. No. 408	1558
S. C. R. No. 13	1089
S. J. R. No. 15	862
S. J. R. No. 22	822
S. R. No. 7	342
S. R. No. 15	1106
Mileage	68
Oath	2
Presiding	217

## WRIGHT, J. CARL (Washita) (Representative):

## Joint Author of:

H. B. No. 134	1546
H. B. No. 217	720
H. B. No. 309	1978
H. B. No. 516	1892
H. B. No. 556	1272
S. B. No. 294	908
S. B. No. 295	909
S. B. No. 296	909
S. B. No. 297	909
S. B. No. 298	909
S. B. No. 299	909
S. B. No. 300	909
S. B. No. 301	909-910
S. B. No. 302	910
S. B. No. 303	910
S. B. No. 304	910
S. B. No. 305	910
S. B. No. 306	910
S. B. No. 307	910
S. B. No. 308	910-911
S. B. No. 309	911
S. B. No. 310	911
S. B. No. 311	911
S. B. No. 312	911
S. B. No. 313	911
S. B. No. 314	912
S. B. No. 315	912

# Senate Journal—Index

2617

S. B. No. 316	912
S. B. No. 317	912
S. B. No. 318	912
S. B. No. 319	912
S. J. R. No. 18	709

## WRIGHT, JIMMY:

Honorary Page	1585
---------------	------

## WRIGHT, THOMAS Z. (Beaver) (Representative):

### Joint Author of:

H. B. No. 24	600
H. B. No. 84	333
H. B. No. 127	318
H. B. No. 220	1892
H. B. No. 221	1546
H. B. No. 427	921
H. B. No. 453	1439
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 1	295
H. J. R. No. 6	1167
S. B. No. 237	681
S. B. No. 249	750
S. C. R. No. 13	1090
S. J. R. No. 18	709

## WYBRANT, O. C.:

Election Return of	11
--------------------	----

## WYLY, 2nd, PERCY (Representative):

### Author of:

H. B. No. 379	990
---------------	-----

### Joint Author of:

H. B. No. 46	216
H. B. No. 121	580
H. B. No. 311	1820
H. B. No. 419	1167
H. B. No. 556	1272
H. B. No. 605	1947
H. J. R. No. 4	397
S. B. No. 332	973

## Y

## YATES, REX:

Page	901
------	-----

## Z

## ZANEIS, MRS. KATE GALT:

Member Board of Education	253
---------------------------	-----

# Part IX

## CLASSIFIED INDEX TO SENATE AND HOUSE BILLS AND RESOLUTIONS

### A

ACREAGE, Prevention of Excessive -----S. R. 6

#### ACTIONS:

Abolishing Breach of Promise -----	S. B. 369
Appeals in Criminal Cases -----	S. B. 66
Chattel Mortgages, Foreclosure of -----	H. B. 199
Civil Procedure, Relating to -----	S. B. 80
Corporation Commission Relating to Crude Oil -----	S. B. 70
Cost Relating to Abating Nuisances -----	S. B. 341
Damage Against Highway Commission -----	S. B. 233
Joining of Causes of -----	S. B. 266
Jurisdiction of Justices of Peace in Forcible Entry and Detainer -----	H. B. 119
Jurisdiction Upon County Courts in Forcible Entry and Detainer -----	S. B. 220
Lien on Rights to Secure Payment Medical Expense -----	S. B. 62
Limitation Against Public Officers -----	S. B. 147
Limitation of Time in Civil -----	S. B. 148
Limitation to Set Aside Resale -----	S. B. 153
Limitation Upon a Lien -----	H. B. 447
Mortgage Foreclosure -----	S. B. 239
Nuisances—Abating of—District Court -----	S. B. 341
Injury or Death—Persons Transported by Owners of Motor Vehicles Shall Have No Cause of -----	H. B. 360
Prescribing Time to Commence in Payment of Warrants -----	S. B. 37
Relating to Judgments Rendered in Foreclosure of Mortgages -----	S. B. 333
Relating to Tort -----	S. B. 282
Verification of Pleadings in Civil -----	S. B. 166

ACCOUNTANCY, STATE BOARD OF, Relating to -----S. B. 171

ACKNOWLEDGMENTS, Relating to Taking of -----H. B. 56

ADAMS, LEWIS, Authorizing Suit Against State -----H. B. 449

#### ADJOURNMENT, SINE DIE:

Resolution Fixing Hour and Day of---H. C. R. 18, H. C. R. 27, S. C. R. 7

#### ADJUTANT GENERAL:

Salaries of Employees of -----	S. B. 112
To Provide Parking Space for Legislature, Elective Officials-----	H. C. R. 5

#### ADMINISTRATORS:

Loans, Authorized to Make Pursuant F. H. A. -----	H. B. 12
---	----------



Notice Upon Sureties on Bond of .....	S. B. 214
Preventing Foreign Trust Companies from Becoming .....	S. B. 279
Procedure in Renewing Real Estate Mortgages by .....	S. B. 180
To Lease Lands for Oil and Gas Mining Purposes .....	S. B. 86

ADULT BLIND REVOLVING FUND, Creating .....	H. B. 328
--	-----------

## AD VALOREM TAX:

Apportionment of .....	S. B. 113, S. B. 283
Forms for Listing Property for .....	S. B. 255
Homesteads Exempt From, Proposed Amendment to Constitu- tion .....	S. J. R. 15
Penalties, Interest and Costs, Waiving of .....	H. B. 15, S. B. 11, S. B. 18
Property Subject to .....	S. B. 319
Reduction of .....	S. B. 325
Refund on Delinquent .....	S. B. 264
Relating to Delinquent .....	S. B. 212
Repayment of Penalties, Interest and Costs .....	H. B. 427, S. B. 249

## AGRICULTURAL AND MECHANICAL COLLEGE, STILLWATER:

Appropriation for .....	S. B. 195
Proposed Amendment to Constitution Relieving Duties of State Board of Agriculture as Board of Regents for .....	H. J. R. 34

AGRICULTURAL CENSUS REPORTS, Relating to .....	S. B. 315
--	-----------

AGRICULTURAL FAIRS, Relating to .....	S. B. 316
---------------------------------------	-----------

## AGRICULTURE:

Exemptions From Gasoline Excise Tax .....	S. B. 27
Relating to Purchase, Sale, of Seeds and Plants .....	H. B. 134

## ALFARO, DR. RICHARDO J.:

Expressing Appreciation of Services of .....	S. R. 12
--	----------

ALIBI, Evidence in Criminal Cases Relating To .....	H. B. 43
---	----------

AMERICAN PETROLEUM, Conservation of .....	S. B. 2
---	---------

ANDRUSS, MYRTLE and E. N., Appropriation for .....	S. B. 250
--	-----------

AERONAUTICS, Relating to .....	S. B. 83
--------------------------------	----------

ADVERTISING, Relating to Unlawful Discrimination in Sale .....	S. B. 172
--	-----------

## ANIMALS:

Deer, Validating Fee to Hunt .....	H. B. 227
Domestic, Relating to Herding of .....	H. B. 373
Furbearing, Relating to .....	H. B. 543
Predatory, Relating to .....	H. B. 386, S. B. 251
Prohibiting Running at Large .....	S. B. 355

APARTMENT HOUSES, Providing for Liens for Operators of .....	S. B. 274
--	-----------

APPEAL BONDS IN CRIMINAL CASES .....	S. B. 82
--------------------------------------	----------

## APPEALS:

Corporation Commission, from .....	S. B. 232
County Superintendent, from .....	H. B. 67, S. B. 183
In Criminal Cases .....	S. B. 66
In Receivership Cases .....	H. B. 357, S. B. 265

Procedure from Municipal Courts .....	H. B. 113
Written Instruments to Stay Executions Upon .....	S. B. 160

## APPROPRIATIONS:

Administering S. B. No. 1 .....	S. B. 293
Adult Blind Revolving Fund .....	H. B. 328
Andruss, Myrtle and E. N. ....	S. B. 250
Beautification of Capitol Grounds .....	S. B. 357
Book Bindery (O. U.) .....	S. B. 192
Bounty on Crows, etc. ....	S. B. 35
Building Township Roads .....	S. B. 390
Bureau of Criminal Identification and Investigation .....	H. B. 482
Central State Hospital .....	S. B. 353
City of Stillwater (Water Bill—A. & M.) .....	S. B. 195
Clinton Cemetery Association .....	H. B. 139
Colored A. & N. University .....	H. B. 239, S. B. 128
Commissioner of Charities and Corrections .....	S. B. 89
Commissioners of Land Office .....	S. B. 234
Common School Equalization Fund, Supplement .....	S. B. 92
Control Predatory Animals .....	S. B. 251
Corporation Commission .....	S. B. 59
County Welfare Boards .....	H. B. 564
Court Fund .....	S. B. 193
Departmental .....	S. B. 246
District Court Reporters .....	H. B. 321
Eastern Oklahoma College .....	S. B. 254
Eastern Oklahoma Hospital .....	S. B. 350
Eastern Oklahoma Tubercular Sanitarium .....	H. B. 498, S. B. 343
Enforcement of License for Stores .....	H. B. 24
Fort Gibson Stockade Commission .....	S. B. 68
Game and Fish Department .....	S. B. 115
General School Fund .....	H. B. 212
Gibson, Horace M. ....	H. B. 456
Governor's Mansion .....	S. B. 56
Governor's Office (Supp) .....	S. B. 41
Historical Marker for Grave of Charles N. Haskell .....	S. B. 252
Hospital for Negro Insane, Taft (Supp) .....	H. B. 109
Industries Board .....	S. B. 26
Improvements at State Institutions .....	H. B. 565
Institutional .....	H. B. 406
Legislative Reference Service .....	S. B. 12
Lewis, G. W. ....	H. B. 276
Medical Care for Indigent Unemployables .....	S. B. 217
Memorial Chapel .....	S. B. 291
Mileage, Per Diem and Printing of Permanent Journal .....	S. B. 8, S. B. 149, S. B. 370
Money from Maintenance Fund, State Reformatory, to Pay Fu- neral Expense of D. Jones .....	S. B. 410
Murray, Ex-Governor Wm. H. ....	S. B. 129
Murray State School of Agriculture .....	S. B. 17
Northwestern State Teachers College .....	S. B. 237
Oklahoma Court Building .....	S. B. 211
Oklahoma Geological Survey .....	H. B. 376
Oklahoma Housing Commission .....	S. B. 58, S. B. 121
Oklahoma National Guard, Uniforms for Officers of .....	S. B. 221
Oklahoma School for Blind .....	S. B. 389
Oklahoma State Planning Board .....	S. B. 359
Orphans Not in Institutions .....	S. B. 79
Patronage Commissioner .....	S. B. 146
Patton, G. A. ....	H. B. 477
Pittsburg County Destitute .....	S. B. 65, S. B. 362
Printing of Bonds in Funding Indebtedness of State .....	H. B. 217

Relative to National Employment System .....	H. B. 414, S. B. 339
Relating to Primary, General and Special Elections .....	H. B. 112
School Land Department, Investigation of .....	H. B. 571
Seed and Feed, Free .....	S. B. 116
Soldiers Relief Commission .....	S. B. 30
Soldiers Tubercular Sanatorium .....	H. B. 55
Southeastern State Teachers College .....	H. B. 1, S. B. 5
State Board of Chiropody .....	H. B. 126
State Board of Public Affairs .....	S. B. 201, S. B. 378
State Board of Public Welfare .....	S. B. 371
State Capitol Commission .....	S. B. 177
State Conservation Commission .....	H. B. 540
State Crippled Children's Hospital .....	S. B. 42
State Department of Labor .....	S. B. 326
State Departments and Institutions (Supp) .....	S. B. 77, S. B. 111
State Election Board .....	S. B. 361
State Examiner and Inspector .....	S. B. 393
State Fire Marshal and Assistants, Former .....	S. B. 262
State Hospital for Negro Insane .....	S. B. 373, S. B. 388
State Health Commissioner .....	S. B. 272, S. B. 364
State Health Department (Supp) .....	S. B. 105
State Library .....	H. B. 572
State Penitentiary .....	S. B. 181, S. B. 261
State Planning and Coordinating Board .....	S. B. 64
State Police .....	S. B. 87
State Relief Camp No. 1 .....	H. B. 389
State Relief Commission .....	S. B. 1
State Tax Commission, Former Members of .....	H. B. 560, S. B. 127
State Textbook Commission .....	S. B. 270
State Training School for Negro Boys, Boley .....	S. B. 94
State Training School for White Boys .....	H. B. 475
State Treasurer .....	H. B. 204
State Welfare Board .....	H. B. 564
Student Nurses (Univ. Hosp.—Crippled Children Hosp.) .....	S. B. 71
Sub-Prison (Stringtown) .....	S. B. 181
Superintendent of Public Instruction .....	H. B. 377
Township Roads and Bridges .....	S. B. 163
Treasury Notes, Expense in Connection With .....	S. B. 106
Tuition for Persons at Institutions Outside State .....	S. B. 203
Tulsa County Relief .....	H. B. 336
University Hospital .....	S. B. 49
University of Oklahoma .....	S. B. 48
Warrant Indebtedness, Payment Expenses in Connection with Funding of .....	S. B. 223
Western Oklahoma Tubercular Sanitarium .....	H. B. 498
West Oklahoma Orphans Home .....	S. B. 190, S. B. 380
Whitaker State Home for White Children .....	H. B. 578, S. B. 130, S. B. 330, S. B. 386
ARCHAEOLOGICAL EXPLORATIONS, Permit for .....	H. B. 3
ARCHAEOLOGY, Relating to Specimens of .....	S. B. 398
ARMORIES FOR NATIONAL GUARD:	
Asking President for Federal Funds for Construction of .....	S. R. 20
ARSON, Defining .....	H. B. 390
ARTICLES OF INCORPORATION:	
Providing for Amendments to .....	H. B. 270
ASSESSMENT OF TAXES, Relating to .....	S. B. 324



ASSESSMENTS, Relating to .....	S. B. 360
ASSETS, SALE OF:	
Closed Banking Institutions .....	H. B. 269
ASSOCIATIONS:	
Conversion of Building and Loan into Federal Savings and Loan .....	S. R. 136
ASSOCIATIONS, RAILWAY, Furnishing Employees with Electric Lanterns .....	S. B. 209
ASSUMPTION OF RISK, Repealing Common Law Doctrine of .....	S. B. 73
ATTORNEY GENERAL:	
Creating Positions in Office of .....	S. B. 354
New Building for .....	S. B. 211
Proceedings Against Sheriff if Permit Slot Machines to Operate .....	S. B. 205
AUDITS:	
Biennial and Special of Counties .....	S. B. 257
State Auditor .....	S. R. 21
Tax Commission .....	S. B. 403
AUTOMOBILES AND OTHER VEHICLES:	
Relating to Stealing of .....	S. B. 273

## B

BALDWIN, CLAUD:	
Investigation of Damages of .....	S. J. R. 22
Suit Against State, Authorizing .....	S. J. R. 22
BANKS:	
Authorizing Sale of Stock .....	H. B. 270
Bonding of Officers and Employees of .....	H. B. 324
Condemning Certain Oklahoma City and Tulsa .....	S. R. 5
Duties of Depository .....	H. B. 198
Income Tax of State .....	H. B. 192
Loans, Authorized to Make Pursuant F. H. A. ....	H. B. 12
Relating to Deposits of .....	S. B. 188
BANKING ASSOCIATIONS, NATIONAL, Income Tax of .....	H. B. 192
BANKING INSTITUTIONS, Defining .....	H. B. 269
BANKHEAD COTTON CONTROL ACT:	
Resolution Memorializing Congress to Amend .....	H. C. R. 9
BAKER AND CO., EARL W.:	
Suit Against State, Authorizing .....	H. B. 426
BARBER EXAMINERS, Repealing Act Relating to .....	S. B. 294
BARBERS, Examination of Applicants for Registration as .....	S. B. 91
BASIC SCIENCE BILL .....	S. B. 285
BELEEELE, MRS. FANNY, Authorizing Suit Against State .....	H. B. 416
BEVERAGES, Reducing License for Manufacturers of Non-Intoxica- ting .....	S. B. 6

**BLIND:**

Relating to Board of Commissioners of .....	H. B. 210
Relating to Pension for .....	H. B. 328

BOARD OF CONTROL, EX-OFFICIO, For State Insurance Fund.....	S. B. 164
---	-----------

**BOARD OF COUNTY COMMISSIONERS:**

Appointment of County Surveyor by .....	H. B. 79
Authorized to Build Township Roads .....	S. B. 390
Approval Clerks for County Treasurers .....	S. B. 90
Cattle Brand Inspector, Appointment of .....	H. B. 59
Determine Matters Adjusting Taxes Erroneously Valued .....	S. B. 4
Devise Means to Prevent Soil-Drifting .....	H. B. 221
Election and Term of .....	S. B. 52
Election of (Creek County) .....	H. B. 241
Lawful to Accept Payment of Utility Bonds .....	S. B. 222
Making Same County Welfare Board .....	S. B. 407
Providing for Vacancies in Office of .....	S. B. 61
To Contract for Recovering of Gross Production Taxes .....	S. B. 338
To Make Appropriation for Beautification of Cemeteries .....	H. B. 388
To Render Assistance to State or Federal Relief Administrations .....	H. B. 375
To Take Over Road Machinery Where Certain Offices Have Been Abolished .....	H. B. 580
Transfer Money for Maintenance Roads (Kiowa County) .....	H. J. R. 9
Uniform Legislation .....	S. B. 305

**BOARD OF PUBLIC AFFAIRS:**

Relating to .....	S. B. 16
Salaries of Employees .....	S. B. 112

BOARD OF EQUALIZATION, Relating to .....	S. J. R. 25
--	-------------

**BOARD OF REGENTS:**

Proposed Amendment to Constitution (O. U.) .....	S. J. R. 8
--	------------

**BOARDS OF EDUCATION, COUNTY:**

Refunding of Bonded or Coupon Indebtedness .....	S. B. 152, S. B. 215
--	----------------------

BOARD, STATE PLANNING AND COORDINATING, Creating .....	S. B. 64
--	----------

**BONDING COMPANIES:**

Fixing Penal Liabilities Invoked Against .....	S. B. 76
--	----------

**BONDS:**

Cameron State Agricultural College, Issuance of .....	H. B. 36
Central State Teachers College, Issuance of .....	H. B. 491
Colored A. & N. University, Issuance of .....	H. B. 542
Connors State Agricultural College Building, Issuance .....	H. B. 201
District School Boards to Give Fidelity .....	S. B. 54
East Central State Teachers College, Issuance of .....	H. B. 206
Improvement Authorities to Issue .....	S. B. 385
Issuance of Funding .....	H. B. 217, S. B. 382
Northeastern State Teachers College, Issuance of .....	H. B. 379
Northeast Oklahoma Junior College, Issuance of .....	S. B. 72
Oklahoma Military Academy Building, Issuance of .....	H. B. 489, S. B. 292
Panhandle A. & M. College Dormitory, Issuance of .....	H. B. 536
Permitting Treasurers to Purchase Bonds of Municipalities .....	H. B. 448
Premiums for Court Clerk to be Paid by County .....	S. B. 174
Relating to Appeal in Criminal Cases .....	S. B. 82
Relating to Defaulted .....	H. B. 439, S. B. 340
Relating to Municipal .....	S. B. 256
Relating to Public Utility .....	S. B. 222

Relating to Registration of .....	S. B. 241
Relating to Sale of .....	H. B. 409, S. B. 243
Required on All Public Works .....	H. B. 68
Sale of Municipal .....	S. B. 256
State Educational Building, Issuance of .....	S. B. 179
State Funding, Relating to .....	S. B. 306
Southeastern State Teachers College, Issuance of .....	S. B. 365
Southwestern State Teachers College, Issuance of .....	H. B. 516
Validating Public Works Projects .....	S. B. 244
BOUNTY, Providing for Crows, Hawks, Chaparrals .....	S. B. 35
BOYD, ALER, Authorizing Suit Against State .....	H. B. 354
BOY SCOUTS, Space on Sixth Floor Capitol Assigned to .....	H. B. 234
BRAND INSPECTOR, Appointment of County .....	H. B. 59
BRIGGS, SENATOR CLAUD, Resolution Presenting Desk and Chair to .....	S. R. 28
BROADDUS, MARTHA, Resolution in Memorium .....	S. R. 15
BUILDING AND LOAN ASSOCIATIONS:	
Conversion into Federal Savings and Loan Associations S. B. 96, S. B. 136 Federal Savings and Loan Associations to Convert Themselves into Domestic .....	S. B. 321
Loans Authorized to Make Pursuant F. H. A. ....	H. B. 12
Relating to .....	S. B. 323
Relating to Deposits of .....	S. B. 188
Relating to Shares of Stock of .....	S. B. 322
BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION:	
Appropriation (Supp) .....	H. B. 482
BURGLARY OF AUTOMOBILES AND OTHER VEHICLES.....	S. B. 273
BUSINESS, What Constitutes—Foreign Corporations .....	S. B. 176
BUSINESS COLLEGES, Relating to Foreign .....	S. B. 93
BUTLER, JOHN, Resolution Commending .....	S. C. R. 15
BYERS BRIDGE, Relating to Purchase of .....	H. B. 125
BYERS, JACK, Authorizing Suit Against State .....	H. B. 354
BYNUM, G. L., Authorizing Suit Against State .....	H. B. 549

## C

CALLAHAN, S. B., Authorizing Suit Against State .....	H. B. 286
CAMERON STATE AGRICULTURAL COLLEGE:	
Construction of Dormitories at .....	H. B. 36
CANDIDATES:	
Expenditures of .....	S. B. 133
Unlawful to Promote Success or Defeat by Certain Acts .....	S. B. 141
CAPITOL GROUNDS, Appropriation for Beautification of .....	S. B. 357
CAPITOL TROOP, Space on Sixth Floor Assigned to .....	H. B. 234



CAPPS, W. G., Resolution in Memorium .....	S. R. 16
CAUSES OF ACTION, Joining of .....	S. B. 266
CENTRAL STATE HOSPITAL:	
Appropriation for .....	S. B. 353
Memorial Chapel for Use of Ex-Service Persons at .....	S. B. 291
CENTRAL STATE TEACHERS COLLEGE, Construction of Dormi- tories at .....	H. B. 491
CEMETERIES, Beautification of .....	H. B. 388
CHAMPERTY, Relating to .....	S. B. 294
CHATTEL MORTGAGES, Relating to .....	S. B. 119, S. B. 191
CHAUFFEURS:	
Licensing of .....	H. B. 53
Qualifications of .....	S. B. 275
CHILDREN:	
Appropriation for Destitute Minor .....	S. B. 79
Crippled, Relating to Treatment for .....	S. B. 15
Relating to Dependent and Delinquent .....	H. B. 175
Shall Inherit in Estate of Foster Parent in Absence of Will .....	S. B. 269
Transportation to and from School .....	H. B. 298
Vocational Training School for Dependent .....	S. B. 391
CHIROPODY:	
Relating to Practice of .....	H. B. 126
Requiring License to Practice .....	H. B. 126
CIGARETTES:	
Relating to Expenses for Enforcement of Tax on .....	S. B. 144
Tax on .....	H. B. 45, H. B. 361
Tax Stamps Purchased by Wholesalers and Jobbers at Discount .....	H. B. 350
CITIES:	
Appointment of Marshal and Clerk of City Courts in .....	S. B. 168
Apportioning 15 Mill Ad Valorem Tax Levy to .....	S. B. 283
Disposition of Fees Paid for Fishing and Hunting in Property Owned by .....	H. B. 16
Elections When Operated Without Charters .....	S. B. 150
Examination of People in Charge of Water Supplies and Sewage Disposal Plants .....	H. B. 387
Funding of Indebtedness of .....	S. B. 215
Leasing of Lakes, etc., by .....	S. B. 57
Loans, Authorized to Make Pursuant F. H. A. .....	H. B. 12
Power to Tax Gross Receipts of Utility Companies .....	S. B. 228
Refunding of Bonded or Coupon Indebtedness .....	S. B. 152
Relating to Municipal Courts in .....	H. B. 113
Relating to Public Libraries of .....	H. B. 555
Restriction of Limits Upon Petition .....	S. B. 381
To Have Meter Inspectors .....	S. B. 377
To Pension Police Officers .....	H. J. R. 11
Transfer of Surplus in Sinking Fund .....	H. B. 62
Widening of Streets .....	H. B. 118
CITIZENS, Road Duty for Male .....	H. B. 140

## CITY COURTS:

- Appointment of Marshal and Clerk of -----S. B. 168  
 Relating to Judges of -----S. B. 168

CITY MARSHALS, Election of -----H. B. 21

## CIVIL ACTIONS:

- Corporations Not Required to Give Cost Where Corporation is a  
 Party -----S. B. 219

## CIVIL PROCEDURE:

- Relating to -----S. B. 80, S. B. 160  
 Relating to Answers in -----S. B. 165

## CIVIL SERVICE:

- Establishing System for Employees of Game and Fish Depart-  
 ment -----H. B. 535

## CLAIMS:

- Destroying of Old -----S. B. 159  
 Creditors Against Estates -----S. B. 120

CLAIMS FOR REFUNDS, Adjustment of Over-Payments Relating  
 to -----S. B. 356

CLERK CRIMINAL COURT OF APPEALS, New Building for -----S. B. 211

## CLERK SUPREME COURT:

- New Building for -----S. B. 211  
 Proposed Amendment to Constitution Relating to -----S. J. R. 10

CLINTON CEMETERY ASSOCIATION, Appropriation for -----H. B. 139

CLOSED BANKING INSTITUTIONS, Sale of Assets of -----H. B. 269

CLOSED INSTITUTIONS, Defining -----H. B. 269

COAL MINES, Safety of Persons Employed in -----H. B. 394

COLLINS, EILEEN DENQYA, Authorizing Suit Against State-----S. J. R. 7

## COLORED A. &amp; N. UNIVERSITY, LANGSTON:

- Appropriation for -----H. B. 239, S. B. 128  
 Construction of Dormitories at -----H. B. 542  
 State Board of Education ex-Officio Bd. of Regents -----S. B. 137

COMMENDATION OF PERSONS HELPING TO APPREHEND  
 AUTOMOBILE THIEVES -----S. C. R. 15

## COMMISSIONER OF CHARITIES AND CORRECTIONS:

- Appropriation for -----S. B. 89  
 Proposed Amendment to Constitution Abolishing -----S. J. R. 16

COMMISSION FOR ATHLETIC EXHIBITIONS, Creating -----S. B. 43

## COMMISSIONER OF INSURANCE:

- To Approve Forms of Policies of Insurance Corporations -----S. B. 158

## COMMISSIONER OF PENSIONS:

- To pay Confederate Pensions Monthly -----H. B. 244

## COMMISSIONERS OF LAND OFFICE:

- Appropriation for -----S. B. 234

Cancellation of Interest on Delinquent School Land	
Loans	H. B. 220, S. B. 396
Lands Acquired by Purchase for Delinquent Taxes Under Super-	
vision of	S. B. 153
Proposed Amendment to Constitution Relating to	S. J. R. 1
Relating to Investigation of	H. B. 571
Relating to Positions in Office of	S. B. 307
Rules and Regulations for	S. B. 234
Salaries of Employees	S. B. 112
To Transfer Land to Game and Fish Commission for State Park	
Purposes	S. B. 397
COMMISSION ON REVISION AND REVIEW OF CONSTITUTION,	
Relating to	S. B. 303
COMMITTEE ON TEXAS BOUNDARY DISPUTE	S. B. 296
COMMODITIES, Relating to Sale of	S. B. 172
COMMON SOURCES OF SUPPLY, Spacing of Oil Wells	
in	H. B. 187, S. B. 342
COMPACT, INTERSTATE OIL	H. B. 2
COMPACTS:	
State May Enter Into for Helpfulness With Relation to Crime	S. B. 376
COMPANIES, RAILWAY:	
To Furnish Employees With Electric Lanterns	S. B. 209
COMPENSATION, WORKMEN'S, Providing for	S. B. 196
CONFEDERATE PENSIONS, Relating to	H. B. 246
CONGRESS:	
Accepting Act Relating to National Employment System	S. B. 339
Library Furnished Official Publications	S. B. 102
Resolution Requesting Enactment of Thomas-Massingale Cost of	
Production Marketing Bill	S. R. 26
CONGRESS, RESOLUTIONS MEMORIALIZING:	
To Amend Bankhead Cotton Control Act	H. C. R. 9
Oklahoma Military Academy, School of Aviation for	S. C. R. 5
Payment Zoe A. Tilghman	S. C. R. 10
Regarding Pensacola Dam	S. C. R. 2
To Enact Frazier-Lemke Loan Refinancing Bill	H. C. R. 17
To Establish Bath House, Sulphur, for War Veterans	H. C. R. 26
To Establish National Memorial Park in Murray County	H. C. R. 16
To Establish National Memorial Park in Roger Mills Co.	H. C. R. 3
To Remedy Iniquitous Practices of Commercial Corporations	S. C. R. 11
World War Veterans, Aid for	H. C. R. 2
CONGRESSIONAL DISTRICT, Re-Appportioning of	S. B. 24
CONNORS STATE AGRICULTURAL COLLEGE:	
Addition to Administration Building	H. B. 201
CONSERVATION COMMISSION, Additional Duties for	H. B. 84, S. B. 47
CONSTITUTIONAL AMENDMENTS, PROPOSED:	
Article 2—Nepotism	S. J. R. 28
Article 4, Section 3—Allowing Women to Hold	
Major Offices	H. J. R. 1, S. J. R. 1



Article 5—Old Age Pension .....	S. J. R. 32
Article 5—Police Officers Pension .....	H. J. R. 11
Article 5, Section 9, 9a, 11-16, 21—Unicameral System of Legis- lature .....	S. J. R. 17
Article 5, Section 41—Firemen and Police Officers Pension .....	H. J. R. 6, S. J. R. 2
Article 5, Section 50—Homestead Exemption .....	S. J. R. 15
Article 6—State Boards and Commissions .....	S. J. R. 3
Article 6, Section 1, 27-30, Abolishing Commissioner of Char- ities and Corrections .....	S. J. R. 16
Article 6, Section 10—Pardons and Paroles .....	S. J. R. 13
Article 6, Section 31—Board of Agriculture .....	H. J. R. 34, S. J. R. 11
Article 6, Section 32—Commissioners of Land Office .....	S. J. R. 4
Article 7, Section 7—Clerk of Supreme Court .....	H. J. R. 16, S. J. R. 10
Article 8, Sections 3 and 4—Unicameral System of Legislature .....	S. J. R. 17
Article 10—Graduated Land Tax .....	S. J. R. 18
Article 10, Section 6—Homestead Exemption .....	H. J. R. 4
Article 10, Section 9—Ad Valorem Tax .....	S. J. R. 25
Article 10, Section 12—Graduated Gross Production Tax .....	S. J. R. 29
Article 10, Section 14—Old Age Pension .....	S. J. R. 14
Article 10, Section 21—Duties Board of Equalization Taken by Tax Commission .....	S. J. R. 26, S. J. R. 27, S. J. R. 31
Article 13—University Board of Regents .....	S. J. R. 8
Article 13, Section 5—State Board of Education .....	S. J. R. 9
Article 16, Section 1—Department of Highways .....	S. J. R. 5
Article 17—City-County Government .....	S. J. R. 19, S. J. R. 20
Article 23, Section 1—Hours Constituting Work Day .....	S. J. R. 6
Article 23, Section 7—Workmen's Compensation .....	H. J. R. 13
CONSTITUTIONAL CONVENTION, Proposed Act to Call a .....	H. J. R. 30
CONSTITUTION:	
A Proposed Measure to Call a Constitutional Convention to Amend .....	H. J. R. 30
Article 9, Sections 20-22, Amending .....	S. B. 232
Article 9, Section 23, Repealing .....	S. B. 232
Article 9, Sections 24 and 34, Amending .....	S. B. 232
Article 12, Section 2, Amending .....	S. B. 199
Relating to Commission on Revision and Review of .....	S. B. 303
Requesting Supreme Court for Opinion Relating to Section 58 of .....	S. C. R. 3
CONTINUANCES, Relating to .....	H. B. 272
CONTRACTS:	
Letting for Public Work .....	S. B. 392
Relating to Rental .....	H. B. 213
CORDELL, MRS. PHOEBE K., Resolution in Memorium .....	H. C. R. 22
CORPORATION COMMISSION:	
Creating Motor Carrier Department of .....	H. B. 461
Creating Positions in and Making Appropriations for .....	S. B. 59
Duties Relative Inspection Gas, Oil, etc. ....	S. B. 33
Fees of Reporters of .....	S. B. 260
Relating to Appeals from .....	S. B. 232
Relating to Appropriations for .....	S. B. 293
CORPORATIONS:	
Amended Charters to be signed by Secretary of State H. B. 102, H. B. 422 Authorizing Merger of Domestic .....	H. B. 358
City-County, Proposed Amendment to Constitution Creating .....	S. J. R. 19

Commercial, Memorializing Congress to Remedy Iniquitous Practices of .....	S. C. R. 11
Electric Membership, Creating .....	S. B. 395
Income Tax of .....	H. B. 192
Insurance, Organization of .....	S. B. 158
Loans, Authorized to Make Pursuant F. H. A. ....	H. B. 12
Municipal, Exempting from Taxes .....	H. B. 179
Owning Pipe Lines to File Map or Plat with County Assessors.....	H. B. 346
Placing Well-Log Division Under Control of Conservation Officer ..	H. B. 274
Powers and Duties Relating to Crude Oil .....	S. B. 70
Private, Purpose Formed .....	S. B. 32
Public Service, Listing and Assessing Property of .....	S. B. 210
Railway, Enlarging Powers of .....	S. B. 145
Railway, Furnishing Employees with Electric Lanterns .....	S. B. 209
Regulation by Bank Commissioner of Those Making Chattel Loans .....	H. B. 393
Relating to Costs, etc., in Civil Actions Where Corporation is a Party .....	S. B. 219
Sick Benefit, Fixing Penal Liabilities Invoked Against .....	S. B. 76
Unlawful to Promote Candidates by Certain Acts .....	S. B. 141
What Constitutes Business by Foreign .....	S. B. 176

## CORPORATIONS OPERATING TRANSPORTATION LINES:

Unlawful to Transport More Than Seating Capacity .....	S. B. 157
--	-----------

## CORPORATIONS OWNING WATERWORKS PLANTS:

To Extend Lines Beyond City Limits .....	S. B. 280
--	-----------

COLEMAN, VELMA, Authorizing Suit Against State .....	S. B. 114
COLLIER, JESSE W., Authorizing Suit Against State .....	H. B. 581
COLSON, O. M., Representative to Sue State .....	H. B. 449
COSMETOLOGY, Regulating .....	H. B. 131
COTTON GRADING, Relating to .....	S. B. 314

## COUNCIL OF STATE GOVERNMENTS:

Resolution to Perfect Participation of State in .....	S. J. R. 30
---	-------------

## COUNTIES:

Appointment of County Surveyor by County Commissioners in all .....	H. B. 79
Apportioning 15 Mill Ad Valorem Tax Levy to .....	S. B. 283
Biennial and Special Audits of .....	S. B. 257
Board of County Commissioners to Take Charge Road Machinery Where Certain Offices Have Been Abolished .....	H. B. 580
County Treasurers to Appoint Additional Clerks .....	S. B. 90
Court Clerks to Give Bond .....	S. B. 174
Disposition of Cash Surplus Funds of .....	H. B. 486
Fixing Court Terms in .....	S. B. 351
Funding of Indebtedness of .....	S. B. 215
Funds for Principle and Interest County Road Bonds .....	S. B. 28
Maintenance of Highways .....	S. B. 135
Payment of Premium on Surety Bonds for County Officers .....	H. B. 71
Proposed Amendment to Constitution Consolidating .....	S. J. R. 20
Refunding of Bonded or Coupon Indebtedness .....	S. B. 152
Relating to County Fair Funds of .....	H. B. 42
Repayment Penalties, etc., on Ad Valorem Taxes Where Held in Sinking Fund .....	H. B. 427
To Pay Bond Premiums for Court Clerks .....	S. B. 174
Transfer of Surplus in Sinking Fund .....	H. B. 62

COUNTIES (Population Between 18,000 and 18,100):	
Making Provisions for .....	S. B. 170
COUNTIES (Population Less Than 8,000):	
Transfer of Surplus in Sinking Fund .....	H. B. 62
COUNTIES (Population Less Than 16,000):	
Remission of Penalties from Paving Taxes .....	H. B. 127
COUNTIES (Population Less Than 24,200 nor More Than 24,400):	
Fixing Fees in Justice of Peace Courts in .....	H. B. 600
COUNTIES (Population Less Than 40,000 nor More Than 42,000):	
Sheriff or Jailer Who Acts as Finger Print Expert to Have Additional Compensation .....	H. B. 598
COUNTIES (Population Less Than 45,500 nor More Than 46,000):	
Abolishing Superior Court .....	S. B. 329
COUNTIES (Population Less Than 60,000):	
Consolidation of Offices .....	S. B. 19
COUNTIES (Population More Than 25,000):	
County Attorney May Engage in Private Practice .....	S. B. 67
COUNTIES (Population More Than 150,000):	
Installation of Radio System for Sheriff's Office .....	H. B. 335
COUNTY ASSESSORS:	
Consolidation of Office .....	S. B. 19
Deputy for .....	S. B. 284
Election and Term of .....	S. B. 52
COUNTY ATTORNEYS:	
Private Practice, May Engage in .....	S. B. 67
Election and Term of .....	S. B. 52
COUNTY CLERKS:	
Additional Help for .....	H. B. 223
Consolidation of Office .....	S. B. 19
Election and Term of .....	S. B. 52
To Verify Free of Charge Signatures to any Forms Required by Law .....	H. B. 195
COUNTY COURT REPORTER:	
Relating to Fees and Compensation .....	S. B. 178
COUNTY COURT:	
Abolishing Districts (Garvin County) .....	H. B. 73
Conferring Jurisdiction in Forcible Entry and Detainer Actions .....	S. B. 220
Providing for One District (Garvin County) .....	H. B. 73
Relating to Terms of .....	S. B. 351
Termination of Life Estates in Real Property by .....	S. B. 20
To Transfer Appeals From J. P. Courts to Dist. Court .....	S. B. 169
COUNTY ELECTION BOARDS:	
Powers Relating to Voting Precincts .....	S. B. 125
COUNTY EMERGENCY INVESTMENT FUND .....	S. B. 97



## COUNTY EXCISE BOARDS:

Relating to Erroneous Tax Assessments Prior to Jan. 1, 1933 .....S. B. 10

COUNTY FAIR FUNDS, Relating to .....H. B. 42

## COUNTY FUNDS:

Relating to Depositing of .....H. B. 421

Transfer and Expenditure of .....S. B. 278

## COUNTY JUDGES:

Election and Term of .....S. B. 52

Official Bond .....S. B. 143

## COUNTY OFFICERS:

Assist in Discovery of Property Subject to Escheat .....S. B. 236

Filing Fee for Candidates .....S. B. 85

Limiting Terms of .....S. B. 216

Payment by County of Premium on Surety Bonds for .....H. B. 71

Relating to Salaries of .....S. B. 310, S. B. 312

Relating to .....S. B. 52

COUNTY PUBLIC WEIGHER, Election and Term of .....S. B. 52

COUNTY PUBLIC WELFARE BOARDS, Creating .....S. B. 218

COUNTY ROAD BONDS, Relating to .....S. B. 28

COUNTY SCHOOL DISTRICTS, Creating .....H. B. 343

COUNTY SHERIFF, Election and Term of .....S. B. 52

## COUNTY SUPERINTENDENT:

Appeals from Decisions of .....H. B. 67

Election and Term of .....S. B. 52

Relating to Appeals From .....S. B. 183

## COUNTY SURVEYOR:

Appointment by County Commissioners .....H. B. 79

Election and Term of .....S. B. 52

## COUNTY TREASURERS:

Additional Clerks for .....S. B. 90

Authorized to Collect Automobile License Tax .....S. B. 34

Daily Record of Receipts, Deposits, Disbursements .....S. B. 287

Disposition of Funds from Federal Government by .....H. B. 322

Duties Relating to Ad Valorem Tax .....H. B. 15

Election and Term of .....S. B. 52

Relating to Purchase of Bonds of Municipalities .....H. B. 448

Repayment Election Funds .....S. B. 122

Term of Office of .....H. B. 196

To Accept Certificates of Erroneous Assessment .....S. B. 4

## COUNTY WELFARE BOARDS:

Appropriation for .....H. B. 564, S. B. 371

Making Board of County Commissioners the .....S. B. 407

## COURT CLERK:

Election and Term of .....S. B. 52

Requiring Bond for .....S. B. 174

## COURT FUND:

Amending Bill Relating to .....H. B. 525

Amending Law Relating to .....	H. B. 485
Establishing .....	S. B. 193
Relating to .....	S. B. 13
COURT HOUSES:	
Use of County Sinking Funds for Repair of .....	H. B. 544
COURT OF COMMON PLEAS, Relating to .....	S. B. 375
COURT OF TAX REVIEW, Procedure of Appeals From .....	H. B. 382
COURT REPORTERS:	
Appropriation for District .....	H. B. 321
Creating Positions for District .....	S. B. 109
COURTS:	
Abolishing County Court Districts (Garvin Co.) .....	H. B. 73
County, Relating to Terms of .....	S. B. 351
Court Fund .....	S. B. 13
District, Terms of .....	S. B. 3
District, Time for Convening .....	S. B. 3
Juvenile, Keeping Records of .....	H. B. 503
May Exclude Testimony in Criminal Cases .....	S. B. 73
Municipal, in Cities Where Population Is More Than 175,000 .....	H. B. 113
Powers and Duties Relative to Mortgage Foreclosure Actions .....	S. B. 239
Providing for One County Court District (Garvin Co.) .....	H. B. 73
CREDITORS, Statute of Limitations as to Offenses Against .....	S. B. 225
CREEK COUNTY, Election of County Commissioners of .....	H. B. 241
CRIME:	
Instruments May Be Used in Trials of Persons Accused of .....	S. B. 328
State May Enter Into Compacts With Relation to .....	S. B. 376
CRIMINAL ACTIONS, Relating to Jurors in .....	H. B. 158
CRIMINAL CASES:	
Appeal Bonds in .....	S. B. 82
Evidence in .....	H. B. 43
Procedure in .....	S. B. 74
CRIMINAL COURT OF APPEALS:	
Judicial Districts of, Relating to .....	S. B. 300
Law Clerks for Judges of, Relating to .....	S. B. 301
New Building for .....	S. B. 211
Salaries of Judges of .....	S. B. 411
CRIMINALS:	
Providing for Insane .....	S. B. 55
Sterilization of Habitual .....	S. B. 14
CRIPPLED CHILDREN'S HOSPITAL:	
Prohibiting Drilling of Oil or Gas Wells Within $\frac{3}{4}$ -mile Radius of .....	H. B. 589
Student Nurses, Appropriation for .....	S. B. 71
CRONINGER, A. G., Authorizing Suit Against State .....	S. B. 248
CROPS, Relating to Lien on .....	S. B. 31
CUSTER COUNTY, Relating to Superior Court of .....	S. B. 302

**D****DAMAGES:**

Actions Against Highway Commission for .....	S. B. 233
Examination for Parties Claiming .....	S. B. 281

DAMS, Construction in Seminole County .....	H. C. R. 28
---	-------------

DAWKINS, EDNA E., Authorizing Suit Against State S. J. R. 23, S. J. R. 24	
---	--

DEALERS IN PIPE LINE EQUIPMENT, License for .....	H. B. 413
---	-----------

DEER, Unlawful to Possess Any Part of Carcass of .....	S. B. 406
--	-----------

DEFENDANT, Evidence Offered in Criminal Cases by .....	H. B. 43
--	----------

DELINQUENT PERSONAL TAX COLLECTOR, Creating Office of .....	S. B. 78
---	----------

DEMURRERS, Relating to .....	S. B. 204
------------------------------	-----------

DENTISTRY, Defining .....	H. B. 173
---------------------------	-----------

DENTISTS OF OKLAHOMA, REGISTERED, Creating Organization of .....	H. B. 173
---	-----------

DEPARTMENTAL APPROPRIATIONS .....	S. B. 246
-----------------------------------	-----------

DEPARTMENT OF HIGHWAYS, Creating .....	S. B. 40
--	----------

DEPARTMENT OF LABOR, Agency to Cooperate With National Employment System .....	S. B. 339
---	-----------

DEPARTMENT OF STATE POLICE, Creating .....	S. B. 108
--	-----------

**DEPARTMENTS OF STATE (See State Departments):**

DEPOSITIONS, Relating to Taking of .....	S. B. 282
--	-----------

DEPOSITERS, Statute of Limitations as to Offenses Against .....	S. B. 225
---	-----------

DEPUTY EXAMINERS, Qualifications to Make Audits .....	S. B. 257
---	-----------

DISCOUNTING IN TRANSPORTATION OF OIL .....	H. B. 424
--	-----------

**DISTRICT COURTS:**

Judicial Districts, Relating to .....	H. B. 311
Relating to Nineteenth and Twentieth Districts of .....	S. B. 162
Time and Manner for Convening, Terms, Sessions .....	S. B. 3
To Transfer Appeals From: J. P. Courts to .....	S. B. 169

**DISTRICT JUDGES:**

Creating Positions for Thirty-Nine Court Reporters for .....	S. B. 109
Nomination and Election in 19th and 20th Districts .....	S. B. 162

**DISTRICT OFFICES:**

Filing Fees for Candidates .....	S. B. 85
----------------------------------	----------

DISTRICTS, CONGRESSIONAL, Reapportioning of .....	S. B. 320
---	-----------

**DORMITORIES:**

Cameron State Agricultural College, Construction .....	H. B. 36
Central State Teachers College, Construction .....	H. B. 491
Colored A. & N. University, Construction .....	H. B. 542
Northeastern State Teachers College, Construction .....	S. B. 365
Northeast Oklahoma Junior College, Construction .....	S. B. 72



Panhandle A. & M. College, Construction .....	H. B. 536
Southwestern State Teachers College, Construction .....	H. B. 516
DRUGS:	
Licensing Traveling Vendors That Sell .....	S. B. 332
Relating to Narcotic .....	S. B. 347
Vendors Who Sell Must Have Licenses .....	S. B. 372
DRAINAGE DISTRICTS:	
Funding of Indebtedness of .....	S. B. 215
DUSTIN:	
Relating to Grant of Free Fishing Rights Executed by Town of .....	H. B. 558

## E

EAST CENTRAL STATE TEACHERS COLLEGE:	
Construction of Dormitories at .....	H. B. 206
EASTERN OKLAHOMA COLLEGE:	
Appropriation .....	S. B. 254
Care of Orphans by .....	H. B. 454
EASTERN OKLAHOMA HOSPITAL:	
Appropriation .....	S. B. 350
Investigation of .....	S. R. 11
Transfer of Funds .....	H. C. R. 14, S. B. 229
EASTERN OKLAHOMA TUBERCULAR SANATORIUM:	
Appropriation .....	H. B. 498, S. B. 343
EDUCATION:	
Greater University of Oklahoma, Creating .....	S. B. 9
EDUCATION OF ORPHANS, Construction of Building for Vocational .....	
	S. B. 384
ELECTION BOARDS:	
Filing Not Accepted Unless Fee Paid .....	S. B. 85
Fixing Per Diem of Precinct .....	H. B. 112
Qualifications to Serve on County .....	S. B. 63
Qualifications to Serve on Precinct .....	S. B. 63
ELECTION FUNDS:	
Repayment by County Treasurers .....	S. B. 122
ELECTIONS:	
Cities Without Charters .....	S. B. 150
City Marshals and Street Commissioners .....	H. B. 21
County Officers, Providing for .....	S. B. 52
District School Board Members .....	H. B. 395
Expenditures by Candidates .....	S. B. 133
Qualifications to Serve as Counters .....	S. B. 63
District Judges, 19th and 20th Districts .....	S. B. 162
Presidential Electors, Relating to Form of Ballot for .....	S. B. 186
Primary and General, Relating to S. B. 132, S. B. 186, S. B. 187, S. B. 337	
Primary, General and Special, Relating to .....	H. B. 112
Reappropriating Balance in 1933 Fund for Special .....	S. B. 60
Registration in .....	S. B. 118
Run-Off Primary, Abolishing .....	H. B. 4
Voting Absent From Precinct .....	S. B. 123

## ELECTORS:

May Vote Absent From Precinct .....	S. B. 123
Qualifications of .....	S. B. 187
Relating to Presidential .....	S. B. 124

ELECTRICAL ADMINISTRATIVE BOARD, Creating .....	S. B. 240
---	-----------

ELECTRICAL INSPECTION .....	S. B. 240
-----------------------------	-----------

ELECTRIC ENERGY, Promotion by Electric Membership Corporations .....	S. B. 395
--	-----------

ELECTRIC MEMBERSHIP CORPORATIONS, Creating .....	S. B. 395
--	-----------

EMINENT DOMAIN OF HIGHWAYS, Granting Right of .....	S. B. 413
---	-----------

## EMPLOYEES:

Collection for Political Purposes, Relating to .....	S. B. 131
Limiting Traveling Expenses of .....	S. B. 345
Waiving Right to Recover Total Disability .....	H. B. 94

EMPLOYMENT BY STATE OFFICES .....	S. B. 53
-----------------------------------	----------

EMPLOYMENT SYSTEM, Accepting Provisions of National .....	H. B. 414, S. B. 339
---	----------------------

## ENGINEERS:

Regulating Practice of and Providing Registration for Professional .....	H. B. 264
--	-----------

ESCHEAT OF PROPERTY .....	S. B. 236
---------------------------	-----------

## ESTATES:

Claims of Creditors Against .....	S. B. 120
Income Tax of Trusts and .....	H. B. 192
Life, Relating to .....	S. B. 20
Requiring Notice of Final Settlement of .....	S. B. 214

EXCISE BOARDS, Powers of .....	S. B. 206
--------------------------------	-----------

EXCISE TAX, Relating to .....	H. B. 65
-------------------------------	----------

## EXECUTORS:

Loans, Authorized to Make Pursuant F. H. A. ....	H. B. 12
Notice Upon Sureties Upon Bond .....	S. B. 214
Procedure in Renewing Real Estate Mortgages by .....	S. B. 180
To Lease Lands for Oil and Gas Mining Purposes .....	S. B. 86

EXEMPTIONS, HOMESTEAD .....	S. B. 199
-----------------------------	-----------

EXHIBITIONS, Relating to Athletic .....	S. B. 43
---	----------

EVIDENCE, Taking by Deposition After Filing Tort Action .....	S. B. 282
---	-----------

**F**

## FAIR:

Relating to Muskogee County Free .....	H. B. 473
Relating to Tulsa County .....	S. B. 290

FARM MORTGAGES, Investment of Public Funds in .....	S. B. 25
---	----------

FARM PRODUCTS, Relating to Transportation of .....	S. B. 155
--	-----------

FARMS, Storage of Grain on .....	S. B. 288
FEDERAL CENSUS, Relating to .....	S. B. 311
FEDERAL DEPOSIT, INSURANCE CORPORATION:	
Defining .....	H. B. 269
Deposit of Funds Insured by .....	H. B. 60
Exchange of Reports with State Bank Commissioner .....	H. B. 269
FEDERAL GOVERNMENT:	
Disposition of Funds Received by County Treasurers from .....	H. B. 322
FEDERAL HOUSING ACT:	
Authorizing Banks, Trust Cos., Etc., to Make Loans Insured by .....	H. B. 12
FEDERAL RECONSTRUCTION FINANCE CORPORATION, Stock	
Sales to .....	H. B. 270
FEDERAL SAVINGS AND LOAN:	
Conversion of Building and Loan Associations Into .....	S. B. 96
To Convert Themselves Into Domestic Building and Loan Associations .....	S. B. 321
FEED, Appropriation for Free .....	S. B. 116
FEES:	
Candidates Filing .....	S. B. 85
County Court Reporter .....	S. B. 178
Disposition of Collected for Fishing and Hunting .....	H. B. 16
Fixing in Justice of Peace Courts .....	H. B. 600
For Chauffeurs .....	S. B. 275
For Hunting Deer .....	H. B. 227
For Printing Legal Notices .....	S. B. 242
License for Stores .....	H. B. 24
Witness .....	S. B. 98
FELLOW SERVANT, Repealing Common Law Doctrine of .....	S. B. 84
FERRIS, JR., SCOTT A., Resolution as a Tribute to .....	S. R. 17
FILING:	
Primary Elections .....	S. B. 132
Procedure for Contest of Candidates .....	S. B. 336
Prohibiting Use of Title, Prefixes and Suffixes .....	S. B. 337
FIRE MARSHAL, To Be Under Department State Police .....	S. B. 87
FIREMEN, Proposed Amendment to Constitution Relating to	
Disabled .....	S. J. R. 2
FISH AND GAME COMMISSION (See Game and Fish Commission):	
FISHING:	
Disposition of Fees Paid for .....	H. B. 16
Releasing any Rights Given State by Town of Dustin .....	H. B. 558
FLOOR LEADER, Presenting Desk and Chair to .....	S. R. 29
FORCIBLE ENTRY AND DETAINER ACTIONS:	
Conferring Jurisdiction Upon County Courts in .....	S. B. 220
Relating to Jurisdiction of Justices of the Peace in .....	H. B. 119
FORD, ORAL, Authorizing Suit Against State .....	H. B. 487



FORECLOSURES OF CHATTEL MORTGAGES .....	H. B. 199
FOREST RESERVES, Disposition of Funds Derived From Rental of .....	H. B. 322
FORNICATION, Defining .....	H. B. 279
FORT GIBSON STOCKADE COMMISSION, Creating and Making Appropriation for .....	S. B. 68
FOWLS, Drivers to Have Permits for Movement of .....	H. B. 329
FRATERNAL BENEFICIARY ASSOCIATIONS, Relating to .....	H. B. 602
FRATERNAL BENEFIT SOCIETIES, Prohibiting Writing of Mor- tality Endowment Contracts by .....	H. B. 443
FRAUDS, Relating to .....	S. B. 295
FREE FAIR FUND (OTTAWA COUNTY), Levy of Taxes for.....	H. B. 559
FREEMAN, EVELINA, Authorizing Suit Against State .....	S. B. 173
FUNDING BONDS:	
Court May Order Sale of .....	S. B. 382
Issuance of .....	S. B. 382
FUNDING OF INDEBTEDNESS OF MUNICIPALITIES .....	S. B. 215
FUNDING OF INDEBTEDNESS OF STATE.....	H. B. 217, S. B. 106, S. B. 223
FUNDS:	
Consolidation of Township .....	H. B. 230
Contingent-University of Oklahoma .....	H. B. 154
County Emergency Investment, Relating to .....	S. B. 97
Relating to Apportionment of .....	S. B. 325
Sinking, Investment of .....	S. B. 340
FUR DEALERS, Requiring Non-Resident to Have License .....	H. B. 452

## G

## GAME AND FISH:

Allowing Persons Over Age of 60 Years to Hunt and Fish With- out License .....	H. B. 214
Bounty on Game .....	S. B. 35
Deer, Validating License Fees to Hunt .....	H. B. 227, S. B. 110
Open Season on Certain Game .....	H. B. 323
Relating to .....	S. B. 406
Relating to Hunting and Taking of .....	H. B. 452, H. B. 471
Unlawful to Hunt Quail When Open Season Not Declared .....	S. B. 253

## GAME AND FISH DEPARTMENT:

Appropriation for .....	S. B. 115
Appropriation for Control and Destruction Predatory Animals.....	S. B. 251
Commissioners of Land Office to Transfer Land for Park Pur- poses to .....	S. B. 397
Declare Open Season on Certain Game .....	H. B. 323
Membership, Appointment, Tenure and Compensation .....	S. B. 23
Open Season on Certain Game .....	S. B. 230
Permits to Persons Over 60 Years of Age to Hunt and Fish.....	H. B. 214
System of Civil Service for Employees of .....	H. B. 535
To Declare Open Season on Quail .....	S. B. 253

GAME AND FISH LAWS, Relating to .....	H. B. 410
GARNISHMENTS, Relating to .....	S. B. 29
GARVIN COUNTY:	
Abolishing County Court Districts and Providing for One .....	H. B. 73
GASOLINE:	
Excise Tax Levied Shall Not Apply to .....	H. B. 65
Excise Tax on .....	H. B. 29, S. B. 27
Relating to Sale of .....	S. B. 379
Relating to Tax on .....	H. B. 111
GENERAL SCHOOL FUND OF STATE, Establishing .....	H. B. 212
GIBSON, HORACE M., Appropriation for .....	H. B. 456
GOVERNOR:	
Authorizing Appointment of Board with Relation to Construc- tion of Dams in Seminole County .....	H. C. R. 28
Official Representative on Interstate Oil Compact Commission.....	S. B. 346
Power to Grant Pardons, etc. ....	S. J. R. 13
Power to Release Lease on Land in Military Addition to Okla- homa City .....	H. C. R. 29
Power to Release Purchase Options or Waive Mineral Rights.....	H. B. 273
Provisions for Succession to Office of .....	S. B. 238
Resolution Requesting Appointment of Attorney to Recover Money for Common School Fund .....	S. R. 24
To Accept Public Grants from U. S. Government .....	S. B. 334
GOVERNOR'S MANSION, Appropriations for .....	S. B. 56, S. B. 357
GOVERNOR'S OFFICE, Appropriation (Supp) .....	S. B. 41
GRADUATED LAND TAX, Proposed Amendment to Constitution	
Relating to .....	S. J. R. 18
GRAIN:	
Inspection of Stored .....	S. B. 288
Relating to Storage of .....	S. B. 288
GROSS RECEIPTS TAXES, Levied Upon Public Utilities .....	H. B. 404
GROSS PRODUCTION TAXES:	
Evasion of .....	H. B. 591
Recovery of .....	H. B. 430
GUARDIANS:	
Appointment for Minors .....	S. B. 81
Loans, Authorized to Make Pursuant F. H. A. ....	H. B. 12
Notice Upon Sureties Upon Bond of .....	S. B. 214
Procedure in Renewing Real Estate Mortgages by .....	S. B. 180
To Lease Lands For Oil and Gas Mining Purposes .....	S. B. 86
GUTHRIE:	
Official City for Semi-Centennial Celebration .....	S. C. R. 16

## H

HALL, DR. R. L., Resolution in Memorium .....	S. R. 23
HAMMOND, M. P., Resolution in Memorium .....	S. R. 10

HARMAN, SR., LEO D., Authorizing Suit Against State .....	H. B. 283
HASKELL, CHARLES N., Historical Marker for Grave of .....	S. B. 252
HEALING ART, Relating to Practice of .....	S. B. 285
HERDING OF DOMESTIC ANIMALS, Relating to .....	H. B. 373
HIGH SCHOOLS, Relating to .....	S. B. 309
HIGHWAY COMMISSION (See State Highway Commission)	
HIGHWAY ENGINEER, Relating to Duties of .....	H. B. 84
HIGHWAY IMPROVEMENT FUND, Creating Rural .....	H. B. 29
HIGHWAYS:	
Designating as County .....	S. B. 135
Granting Right of Eminent Domain and Use of .....	H. B. 413
Operation of Motor Vehicles on .....	S. B. 258
Ports of Entry on .....	H. B. 355
Preventing Towing of Motor Vehicles Except for Repair .....	S. B. 363
Regulation of Use by Motor Vehicles .....	S. B. 231
HOME FINANCING ORGANIZATIONS:	
Conversion into Federal Savings and Loan Associations .....	S. B. 136
HOMESTEAD PROPERTY:	
Administration of .....	H. B. 332
Levying Tax Upon .....	S. B. 175
HOMESTEADS:	
Proposed Amendment to Constitution Relating to	
Exemption of .....	H. J. R. 4, S. J. R. 15
Relating to Exemption of .....	S. B. 199
HORN, JOHN, Authorizing Suit Against State .....	S. B. 387
HOSPITAL FOR NEGRO INSANE, TAFT, Appropriation for .....	H. B. 109
HOSPITALS:	
Criminal Insane Committee to .....	S. B. 55
Report Treatment of Wounds by Firearms .....	H. B. 46
HOSPITAL, Appropriation for State Crippled Children's .....	S. B. 42
HOSPITALIZATION OF INMATES IN PENAL INSTITUTIONS .....	S. B. 348
HOURS OF WORK DAY, Resolution Relating to .....	S. J. R. 6
HOUSING AUTHORITIES, Creating for Purpose of	
Slum Clearance .....	H. B. 550, S. B. 383
HOUSING COMMISSION (See Oklahoma Housing Commission):	
HUMAN BODIES, Disposition for Scientific Purposes .....	H. B. 476
HUNTING, Disposition of Fees Paid for .....	H. B. 16
HUTCHINS, LUCY BARBY, Authorizing Suit Against State .....	S. B. 408

## I

ICE, Relating to Manufacture and Distribution of .....	S. B. 299
--	-----------



IMPRISONMENT, Relating to Persons Convicted in Municipal Courts	H. B. 27
IMPROVEMENT AUTHORITIES, Incorporation of	S. B. 385
INCOME TAX:	
Levying of	H. B. 192
Method of Paying Claims for Over-payment for Year 1935 and Prior Years	H. B. 512
Relating to Collection of	S. B. 271
INDEBTEDNESS:	
Funding of	H. B. 217
Levy of Tax to Retire	H. B. 204, S. B. 152
Refunding by all Municipalities	S. B. 152
INDECENT EXPOSURES, Relating to	H. B. 556
INDIANS:	
Adjustment of Taxes Paid on Tax Exempt Lands of	S. B. 325
Resolution Regarding Mistreatment of	S. C. R. 12
Resolution Requesting Oklahoma Delegation to Oppose Certain Bill Relating to	S. R. 18
INDIGENT PERSONS, Care of	H. B. 375
INDUSTRIES BOARD, Creating	S. B. 26
INHERITANCE TAX, Levying	H. B. 511
INJURIES:	
Persons Transported by Owners of Motor Vehicles Shall Have No Cause of Action for	H. B. 360
INMATES:	
Not Eligible for Paroles Until Served $\frac{1}{4}$ of Sentence	S. B. 405
Payment by State of Cost of Criminal Actions Against	H. B. 39
Relating to Medical Treatment of	S. B. 348
To Wear Uniforms Outside Prisons	H. B. 89
INSANE:	
Criminal, Providing for	S. B. 55
Negro, Relating to Commitment to Hospital for Insane at Taft	S. B. 412
INSANITY, Procedure in Criminal Case where Plea is	S. B. 74
INSIGNIAS, Providing Registration and Protection of	S. B. 202
INSPECTION OF PLANTS, Relating to	H. B. 309
INSPECTOR, ELECTRICAL, Appointment of	S. B. 240
INSPECTORS, METER, For Cities and Towns	S. B. 377
INSTITUTIONAL APPROPRIATIONS	H. B. 406
INSTITUTIONS OUTSIDE STATE:	
Payment by State of Tuition for Certain Persons at	S. B. 203
INSTITUTIONS, STATE EDUCATIONAL:	
Construction of Buildings on Campuses of	S. B. 179
INSURANCE, Relating to Payment of Fire, Tornado or Lightning	S. B. 21

## INSURANCE COMMISSIONER:

Authorizing to Appoint Receivers for Insurance Companies -----H. B. 444

## INSURANCE COMPANIES:

Fixing Penal Liabilities Invoked Against -----S. B. 76  
 Foreign, Admission of -----S. B. 158  
 Foreign, Relating to -----S. B. 224  
 Foreign, Requirements of -----H. B. 108  
 Loans, Authorized to Make Pursuant F. H. A. -----H. B. 12  
 Prohibiting Writing of Mortality Endowment Contracts by Life -----H. B. 443  
 Relating to -----H. B. 442

INSURANCE CORPORATIONS, Organization of -----S. B. 158

INSURANCE FUND, Relating to State -----S. B. 100

## INTERSTATE COMPACT:

Ratifying -----S. B. 208  
 Relating to -----S. B. 346

## INTERSTATE OIL COMPACT COMMISSION:

Governor to Appoint a Person to Represent Oklahoma on -----S. B. 208

INTERSTATE OIL GOVERNOR'S CONFERENCE -----H. B. 2

## INVESTIGATIONS:

Eastern Oklahoma Hospital, Vinita -----S. R. 11  
 School Land Commission -----H. B. 571  
 State Textbook Commission -----S. R. 1

## INVESTMENT COMPANIES:

Loans, Authorized to Make Pursuant to F. H. A. -----H. B. 12

## ISSUES OF FACT:

Providing Procedure for Waiving Right to Have Determined by  
 Jury -----S. B. 167

## ITINERANTS:

Licensing for Sale of Drugs -----S. B. 372

**J**

JACK, J. F., Authorizing Suit Against State -----H. B. 399

JEFFERSON COUNTY, Remitting of Paving Tax Penalties in -----H. B. 604

JONES, D., Appropriation for Funeral Expense of -----S. B. 410

JOURNAL, Appropriation for Printing of Permanent -----S. B. 370

## JUDGMENTS:

Rendered in Actions for Foreclosure of Mortgages -----S. B. 333

## JURORS:

Compensation in Municipal Courts, Relating to -----H. B. 113  
 In Criminal Actions -----H. B. 158

## JUSTICES OF PEACE:

Fixing Fees of -----H. B. 600  
 Jurisdiction in Forcible Entry and Detainer Suits -----H. B. 119  
 Jurisdiction of -----H. B. 69

## JUSTICE OF PEACE COURTS:

To Transfer Appeals from the District Court -----S. B. 169

JUSTICES SUPREME COURT, Fixing Salaries of -----S. B. 336

JUVENILE COURT, Keeping Records of -----H. B. 503

**K**

KIDNAPPING FOR REWARD -----H. B. 33, S. B. 75

## KIOWA COUNTY:

Transfer Money for Maintenance of Roads -----H. J. R. 9

KIRKPATRICK, J. F., Resolution in Memorium -----S. R. 14

**L**

LAKE MURRAY, Rental Fee for Campsites on -----S. B. 289

## LAKES:

Leasing by Cities and Towns -----S. B. 57

License for Fishing in State Owned -----H. B. 569

## LANDS:

Acquired by Counties by Purchase for Delinquent Taxes -----S. B. 153

Administrators to Lease for Oil and Gas Mining Purposes -----S. B. 86

Excessive Acreage of Farm -----S. R. 6

Relieved of Burdens Established Chapter 159, S. L. 1933 -----S. B. 36

## LEASEHOLD ESTATES:

Sale of Oil and Gas Mining -----S. B. 69

LEASES, State to Execute Oil and Gas -----S. B. 374

## LEGAL NOTICES:

Fees for Printing of -----S. B. 242

Publication in Newspapers -----H. B. 340

Relating to -----H. B. 99

LEGISLATIVE DISTRICTS (Pottawatomie County), Creating -----H. B. 93

LEGISLATIVE REFERENCE SERVICE, Creating -----S. B. 12

## LEGISLATURE OF STATE OF OKLAHOMA:

Mileage and Per Diem of -----S. B. 8, S. B. 149, S. B. 370

Pledge Financing Common Schools -----H. C. R. 8

Proposed Amendment to Constitution Relating to Unicameral

System of -----S. J. R. 17

Providing Parking Space for Members of -----H. C. R. 5

Resolution for Recess of -----S. C. R. 8

Resolution Relative to Sine Die Adjournment of -----H. C. R. 18, S. C. R. 7

To Create Complete System of Workmen's Compensation -----H. J. R. 13

LEWIS, G. W., Appropriation for -----H. B. 276

LIBRARIES, Relating to Public -----H. B. 555

## LICENSES:

Cosmetology, Persons Engaged in -----H. B. 131

Dealers in Pipe Line and Oil and Gas Equipment -----H. B. 413



Fishing in State Owned Lakes .....	H. B. 569
Persons Engaged in Archaeological Experiments .....	S. B. 398
Photographers, Relating to .....	H. B. 49
Special Required During Open Season on Certain Game .....	H. B. 323
Special to Hunt During Open Season .....	S. B. 230
Vendors Selling Drugs .....	S. B. 372

**LIENS:**

Limitation of Action Upon .....	H. B. 447
On Crops .....	S. B. 31
Operators of Apartment Houses .....	S. B. 274
Restoring on Lands .....	S. B. 36
Threshermen's, Relating to .....	S. B. 103

**LIVESTOCK:**

Arrest of Persons Transporting Stolen .....	S. B. 277
Drivers to Have Permits for Movement of .....	H. B. 329
Inspection of .....	S. B. 277

LIVESTOCK REGISTRY BOARD, Relating to .....	S. B. 263
---	-----------

**LOANS:**

Business Enterprises, etc., to Make Pursuant F. H. A. ....	H. B. 12
Cancellation of Interest on Delinquent School Land.....	H. B. 220, S. B. 396
Relating to Chattel .....	H. B. 393
School Land Money .....	S. B. 45

**Mc**

MCCORMACK, C. B., Authorizing Suit Against State .....	H. B. 338
McGREGOR, COL. FRANK HARRISON, Resolution in Me- morum .....	S. C. R. 1

**M**

MANUFACTURERS, Reducing License on Non-Intoxicating Bever- ages for .....	S. B. 5
MAPS, PIPE LINE: To Be Filed with County Assessors .....	H. B. 346
MARLAND, GOVERNOR E. W.: Resolution Expressing Faith in .....	S. R. 5
MARRIAGES, White Persons with Negroes .....	H. B. 279
MEDICINE, Relating to Practice of .....	S. B. 349
MEMORIAL CHAPEL, Appropriation for .....	S. B. 291
MERGER OF DOMESTIC CORPORATIONS, Authorizing .....	H. B. 358
MERIDIAN BRIDGE, Relating to Purchase of .....	H. B. 125
METER INSPECTORS FOR CITIES AND TOWNS .....	S. B. 377
MILEAGE AND PER DIEM OF LEGISLATURE S. B. 8, S. B. 149, S. B. 370	
MILITARY ADDITION, OKLAHOMA CITY: Release of States Lease on Land in .....	H. C. R. 29

## MILITARY AFFAIRS, COMMITTEE ON:

Military Code, Writing of .....S. R. 4

MILITARY BUSINESS, Taking of Acknowledgments Relating to.....H. B. 56

MILITARY CODE, Writing of .....S. R. 4

MILLS, MCKINLEY, Authorizing Suit Against State .....S. B. 138

MINES, COAL, Safety of Persons Employed in .....H. B. 394

MINORS, Appointment of Guardians for .....S. B. 81

MONEY, Repealing Tax on .....S. B. 154

MORTALITY ENDOWMENT CONTRACTS, Prohibiting Writing of H. B. 443

## MORTGAGES:

Chattel, Actions for Foreclosure .....H. B. 199

Chattel, Relating to .....S. B. 191

Chattel, Relating to Filing of .....S. B. 119

Foreclosure, Relating to .....H. B. 261

Foreclosure, Relating to Legal Notices of .....H. B. 99

Procedure in Renewing Real Estate .....S. B. 180

MOTOR CARRIERS, Defining .....H. B. 397

MOTOR CARRIER DEPARTMENT, Creating .....H. B. 461

MOTOR TRANSPORTATION, Relating to .....H. B. 461

MOTOR VEHICLE ACT, Penalty for Violation of .....H. B. 398

MOTOR VEHICLE ACT ENFORCEMENT FUND, Creating .....H. B. 461

## MOTOR VEHICLES:

Amending Act Relating to .....S. B. 161

Drivers to Have Permits for Movements of Livestock and Fowls H. B. 329

Excise Tax on .....H. B. 441

Licensing of Operators and Chauffeurs of .....H. B. 53

Operated for Commercial Use .....S. B. 161

Operation on State Highways .....S. B. 258

Preventing Towing Except for Repair .....S. B. 368

Qualifications of Chauffeurs and Drivers of .....S. B. 275

Regulation of Use of Public Highways by .....H. B. 355, S. B. 231

Relating to Owners of .....S. B. 200

Safety Glass in .....H. B. 275

Seizure of—In Transportation of Crude Petroleum Trying to

Evade Gross Production Tax .....H. B. 591

Service of Process on Owners of Other States .....H. B. 117

Transportation of Persons by Owners of .....H. B. 360

## MUNICIPALITIES:

Cancellation of Taxes in .....H. B. 170

Funding of Indebtedness of .....S. B. 215

Permitting Treasurers to Purchase Bonds of .....H. B. 448

Providing Payment of Judgments Against .....S. B. 142

Refunding of Debt .....H. B. 372

Relating to Levy of Tax for Sinking Fund of .....S. B. 142

Relating to Public Works Projects of .....S. B. 247

Taxation, Resale of Articles Exempt from .....H. B. 180

## MURRAY COUNTY:

Memorializing Congress to Establish National Memorial Park H. C. R. 16

MURRAY, JOHN, Resolution in Memorium .....	S. R. 22
MURRAY STATE SCHOOL OF AGRICULTURE, Appropriation for .....	S. B. 17
MURRAY, Wm. H., Appropriation for .....	S. B. 129
MUSKOGEE COUNTY:	
Relating to Tax for Benefit of State Fair .....	H. B. 473
MUTUAL AID ASSOCIATIONS:	
Prohibiting Writing of Mortality Endowment Contracts by .....	H. B. 443

## N

NANCE, SENATOR JAMES C., Resolution Presenting Desk and Chair to .....	S. R. 29
NARCOTIC DRUGS, Relating to .....	S. B. 347
NATIONAL GUARD:	
Accounting System for .....	S. B. 235
Asking President for Federal Funds for Construction of Armories for .....	S. R. 20
Exempting Property from Taxation .....	S. B. 235
NEGROES:	
Relating to Commitment to Hospital of Insane .....	S. B. 412
NEPOTISM:	
Proposed Amendment to Constitution Relating to .....	S. J. R. 28
Relating to .....	S. B. 189
NEWSPAPERS:	
Relating to Publication of Legal Notices in .....	H. B. 99, H. B. 340
NITRO-GLYCERINE, Relating to Transportation of .....	S. B. 308
NOBLE COUNTY, Creating School District No. 76 in .....	H. B. 500
NORRIS, U. S. SENATOR:	
Invitation to Address Joint Session Re Unicameral System of Legislature .....	S. C. R. 9
NORTHEAST OKLAHOMA JUNIOR COLLEGE, Construction of Dormitories at .....	S. B. 72
NORTHERN OKLAHOMA HOSPITAL, Changing Name of Okla- homa Institution for Feeble Minded to .....	H. B. 583
NORTHWESTERN STATE TEACHERS COLLEGE:	
Appropriation .....	S. B. 237
Construction of Dormitories .....	H. B. 379
NOTES:	
Relating to Interest on .....	S. B. 213
Treasury, Issuance of .....	S. B. 223
NUISANCES:	
Abating of .....	H. B. 431
Cities and Towns Power to Declare What Constitutes .....	H. B. 431
Relating to .....	S. B. 341



NURSE EXAMINERS, Relating to State Board of .....	S. B. 107
NURSERYMEN, Providing for Registration of .....	H. B. 309

## O

OBSCENE WRITINGS, Relating to .....	H. B. 556
OFFICIAL SONG OF STATE .....	S. C. R. 4

## OIL:

Defining and Prohibiting Waste of Crude .....	S. B. 70
Discounting in Transportation of .....	H. B. 424
Excise Tax on .....	H. B. 188
Inspector of .....	S. B. 101
Interstate Compact .....	H. B. 2
Preventing Waste of .....	H. B. 187, S. B. 342
Relating to Interstate Compact to Conserve .....	S. B. 346

## OIL AND GAS:

Leasehold Estates, Sale of .....	S. B. 69
----------------------------------	----------

OIL AND GAS CONSERVATION ACT, Relating to .....	H. B. 274
---	-----------

OIL AND GAS EQUIPMENT, Regulating Buying and Selling of .....	H. B. 413
---	-----------

OIL AND GAS LEASES, State to Execute .....	S. B. 374
--	-----------

OIL COMPACT, Ratifying Interstate .....	S. B. 208
---	-----------

OIL CONFERENCE, Committee to Attend .....	S. R. 8
---	---------

OIL INSPECTOR, Appointment, Powers, Duties of .....	S. B. 101
---	-----------

## OIL WELLS:

Prohibiting Drilling Within One Mile Radius of Capitol Building .....	H. B. 488
Prohibiting Drilling Within Three-Fourths Mile Radius of Crip- pled Children's Hospital .....	H. B. 589
Spacing of .....	H. B. 187, S. B. 342

OKLAHOMA CITY CLEARING HOUSE ASSOCIATION, Condemn- ing Conduct of .....	S. R. 5
--	---------

OKLAHOMA COUNTY, Creating County School District in .....	H. B. 343
---	-----------

OKLAHOMA COURT BUILDING, Appropriation for Construction of .....	S. B. 211
--	-----------

## OKLAHOMA DELEGATION IN CONGRESS:

Resolution Requesting to Oppose Enactment of S. B. 2047, Relat- ing to Indians of Oklahoma .....	S. R. 18
---	----------

OKLAHOMA FREIGHT CAR TAX LAW, Relating to .....	H. B. 561
---	-----------

OKLAHOMA GEOLOGICAL SURVEY, Appropriation for .....	H. B. 376
---	-----------

OKLAHOMA HABITUAL CRIMINAL STERILIZATION ACT .....	S. B. 14
--	----------

## OKLAHOMA HISTORICAL SOCIETY:

Fixing Compensation of Officers and Employees .....	S. B. 38
Powers and Duties of .....	S. B. 39

## OKLAHOMA HOUSING COMMISSION:

Creating and Making Appropriation for .....	S. B. 58
Relating to .....	S. B. 121

OKLAHOMA INSTITUTION FOR FEEBLE-MINDED, Changing Name of -----	H. B. 583
OKLAHOMA MILITARY ACADEMY:	
Construction of Auditorium at -----	H. B. 489, S. B. 292
Revolving Fund for -----	H. B. 489
School of Aviation for -----	S. C. R. 5
OKLAHOMA NATIONAL GUARD, Appropriation for Uniforms ----	S. B. 221
OKLAHOMA OIL AND GAS CONSERVATION ACT, Designating--	H. B. 274
OKLAHOMA SCHOOL FOR BLIND, Appropriation for -----	S. B. 389
OKLAHOMA STATUTES, 1931:	
Article 3, Chapter 24, Repealing -----	S. B. 394
Article 3, Chapter 27, Sections 5394 to 5404, Repealing -----	S. B. 306
Article 7, Chapter 24, Repealing -----	H. B. 173
Article 32, Chapter 34, Sections 7194 to 7207, Repealing -----	S. B. 309
Chapter 72, Amending, Repealing or Re-Enacting Certain Sections of -----	S. B. 196, S. B. 227
Section 54, Amending -----	H. B. 99
Section 57, Amending -----	H. B. 340
Section 199, Amending -----	S. B. 266
Section 206, Amending -----	S. B. 165
Section 210, Amending -----	S. B. 204
Section 543, Amending -----	S. B. 160
Section 592, Amending -----	S. B. 267
Sections 610-664, Repealing -----	S. B. 29
Section 780, Amending -----	H. B. 357, S. B. 265
Section 800, Repealing -----	H. B. 32
Section 862, Amending -----	H. B. 69
Section 917, Amending -----	H. B. 119
Sections 1010-1012, Repealing -----	S. B. 29
Section 1049, Amending -----	S. B. 98
Section 1065, Amending -----	S. B. 242
Section 1135, Amending -----	S. B. 279
Section 1223, Amending -----	H. B. 332
Section 1233, Amending -----	S. B. 120
Section 1267, Amending -----	S. B. 180
Section 1345, Amending -----	S. B. 214
Section 1360, Amending -----	S. B. 151
Section 1419, Amending -----	S. B. 81
Section 1678, Chapter 13, Amending -----	H. B. 279
Sections 1729, 1737, Amending -----	H. B. 175
Sections 1748-1755, Amending -----	S. B. 15
Sections 1927-1931, Repealing -----	S. B. 273
Sections 1939-1941, Repealing -----	S. B. 294
Section 2052, Repealing -----	S. B. 276
Sections 2093, 2099, Repealing -----	S. B. 295
Section 2193, Amending -----	H. B. 410
Section 2194, Repealing -----	H. B. 410
Section 2250, Amending -----	H. B. 33, S. B. 75
Sections 2381, 2383, Amending -----	S. B. 189
Section 2388, Amending -----	H. B. 556
Section 3192, Amending -----	S. B. 66
Section 3196, Amending -----	S. B. 82
Section 3211, Amending -----	S. B. 55
Section 3376, Repealing -----	S. B. 24, S. B. 320
Sections 3400, 3401, Repealing -----	S. B. 296
Section 3483, Amending -----	S. B. 41
Sections 3484-3486, 3489, 3492, 3493, 3495, Amending -----	S. B. 112
Section 3500, Repealing -----	S. B. 307

Section 3569, Amending .....	S. B. 16
Sections 3595, 3596, Repealing .....	S. B. 297
Section 3624, Repealing .....	S. B. 260
Section 3680, Repealing .....	S. B. 298
Sections 3684-3691, Repealing .....	S. B. 299
Sections 3700, 3701, 3704, Amending .....	H. B. 397, H. B. 461, S. B. 155
Section 3708, Amending .....	S. B. 161
Section 3711, Amending .....	H. B. 398
Sections 3740, 3744, Amending .....	S. B. 182
Section 3798, Amending .....	S. B. 300
Section 3802, Amending .....	S. B. 301
Section 3804, Repealing .....	S. B. 301
Sections 3925-3932, Repealing .....	S. B. 302
Section 3960, Amending .....	S. B. 143
Sections 3961-3965, Repealing .....	S. B. 351
Sections 4021-4029, Repealing .....	H. B. 73
Sections 4262, 4295 and 4930, Amending .....	S. B. 102
Sections 4305, 4309, 4311, 4317, Amending .....	S. B. 171
Section 4336, Amending .....	S. B. 91
Section 4338, Amending .....	S. B. 91
Section 4360, Amending .....	H. B. 210
Sections 4366-4370, Repealing .....	S. B. 305
Sections 4429-4432, 4434, 4435, 4437-4439 .....	S. B. 107
Section 4581, Amending .....	S. B. 332, S. B. 372
Sections 4631, 4656, Amending .....	S. B. 349
Sections 4749-4751, Repealing .....	S. B. 303
Section 4784, Amending .....	H. B. 419
Section 4789, Amending .....	S. B. 406
Sections 4790, 4791, Repealing .....	H. B. 419
Section 4794, Amending .....	H. B. 471
Sections 4795, 4796, Repealing .....	S. B. 253
Sections 4801-4805, Repealing .....	H. B. 452
Sections 4824, Amending .....	H. B. 419, S. B. 406
Sections 4827-4829, Repealing .....	H. B. 452
Sections 4865-4868, Repealing .....	S. B. 251
Sections 4871-4873, Repealing .....	H. B. 543
Sections 4880, 4881, Repealing .....	H. B. 452
Section 4930, Amending .....	H. B. 409
Sections 5280, 5281, 5282, Amending .....	S. B. 194
Section 5314, Amending .....	S. B. 367
Sections 5342, 5344, 5346, 5350-5353, Repealing .....	S. B. 304
Sections 5415, 5419, Amending .....	H. B. 198
Section 5440, Amending .....	H. B. 154, S. B. 46
Section 5491, Amending .....	H. B. 150
Section 5630, Amending .....	S. B. 25
Sections 5643-5645, Amending .....	S. B. 187
Section 5684, Amending .....	S. B. 63
Sections 5713, 5809, Amending .....	S. B. 186
Sections 5815, 5816, Repealing .....	S. B. 186
Sections 5817, 5818, Repealing .....	S. B. 124
Section 5913, Amending .....	S. B. 142
Section 5914, Amending .....	H. B. 448
Section 5918, Amending .....	H. B. 439, S. B. 340
Section 5925, Amending .....	H. B. 62
Sections 5929, 5930, Amending .....	S. B. 242, S. B. 255
Section 5934, Amending .....	S. B. 382
Sections 5970, 5971, Amending .....	S. B. 392
Sections 6000, 6001, Amending .....	S. B. 57
Section 6005, Amending .....	H. B. 16
Section 6008, Repealing .....	S. B. 150
Section 6009, Amending .....	S. B. 150
Section 6010, Repealing .....	S. B. 150



Section 6011, Amending	S. B. 150
Section 6058, Repealing	S. B. 280
Section 6132, Amending	S. B. 381
Section 6240, Amending	S. B. 360
Section 6328, Repealing	S. B. 308
Section 6347, Amending	H. B. 555
Section 6389, Amending	H. B. 49
Section 6491, Amending	S. B. 168
Section 6502, Amending	S. B. 168
Sections 6527, 6528, Amending	H. B. 27
Section 6604, Amending	H. B. 21
Section 6778, Amending	H. B. 67, S. B. 183
Section 6798, Amending	H. B. 395
Section 7114, Amending	H. B. 115
Section 7305, Amending	S. B. 137
Sections 7479, 7480, Repealing	H. B. 544
Section 7494, Amending	S. B. 335
Sections 7503, 7504, Repealing	H. B. 544
Section 7606, Repealing	H. B. 79
Section 7620, Amending	S. B. 67
Section 7734, Repealing	H. B. 196
Section 7735, Amending	S. B. 170
Section 7827, Repealing	S. B. 310
Sections 7829, 7830, Repealing	S. B. 311
Sections 7832, 7833, 7841, 7847, Repealing	S. B. 312
Section 7852, Amending	H. B. 437
Sections 7856-7865, 7870, 7872, 7876, 7877, Repealing	S. B. 312
Sections 7878, 7880, Repealing	S. B. 90
Sections 7881, 7890, 7894-7896, 7898-7900, 7915, 7920, 7937, 7951, 7955, 7973, 7987, 7992, 7994-7996, 8007, 8011, 8016, 8025, 8029- 8032, 8040, 8044, 8049, 8057, 8060, 8073-8088, 8119, 8121, 8123, 8132, 8159, 8192, 8193, 8207, Repealing	S. B. 312
Section 8210, Amending	S. B. 178
Sections 8223, 8233, 8251, 8266, 8278, 8285, 8316-8319, 8345, 8347, 8350, 8351, 8360, 8362, 8377, 8379, 8408, 8422, Repealing	S. B. 312
Sections 8460-8512, Repealing	S. B. 313
Sections 8542-8551, Repealing	S. B. 315
Sections 8557-8569, Repealing	S. B. 314
Sections 8676, 8677, 8680, 8683, 8685, 8701, 8733, 8735, 8739, 8741, Repealing	S. B. 316
Sections 8903, 8904, 8914, 8915, 8917-8920, 8922, 8923, Amending	H. B. 309
Section 8948, Amending	H. B. 386
Sections 8974, 8981, Amending	S. B. 51
Section 9038, Amending	H. B. 373
Sections 9057, 9070, 9071, 9073, Amending	S. B. 263
Section 9123, Amending	H. B. 324
Sections 9165-9167, Repealing	S. B. 317
Section 9455, Amending	H. B. 213
Section 9704, Amending	H. B. 56
Section 9725, Amending	S. B. 32
Section 9732, Amending	H. B. 102, H. B. 422
Sections 10090, 10142, 10144, 10146, Amending	H. B. 140
Sections 10165-10169, Repealing	H. B. 140
Section 10170, Amending	H. B. 140
Sections 10172-10188, Repealing	H. B. 140
Sections 10174-10176, 10183, Amending	H. B. 140
Sections 10190-10196, Chapter 50, Article 7, Repealing	H. B. 117
Sections 10285, 10286, Amending	H. B. 108
Section 10474, Amending	H. B. 602
Section 10571, Amending	H. B. 442
Sections 10595, 10597, 10598, Amending	S. B. 103
Sections 10988-10991, 10993, 10996-10998, Amending	

Section 11017, Amending .....	H. B. 447
Sections 11277, 11278, 11281, Amending .....	S. B. 191
Section 11282, Amending .....	S. B. 119
Sections 11283, 11285, 11286, 11288, Amending .....	S. B. 191
Section 11551, Amending .....	S. B. 413
Sections 11591, 11592, Amending .....	S. B. 101
Sections 11595, 11604, Chapter 57, Article 6, Repealing .....	S. B. 101
Section 11976, Amending .....	S. B. 207
Section 12040, Amending .....	H. B. 246
Sections 12306, 12310, 12311, Amending .....	H. B. 382
Section 12315, Amending .....	H. B. 171
Section 12317, Amending .....	S. B. 319
Section 12318, Repealing .....	S. B. 319
Section 12330, Repealing .....	S. B. 318
Sections 12339-12344, Repealing .....	S. B. 154
Section 12346, Amending .....	S. B. 284
Section 12399, Amending .....	S. B. 210
Section 12518, Amending .....	S. B. 356
Sections 12526, 12527, Amending .....	S. B. 27
Sections 12527, 12535, 12536, Amending .....	H. B. 29, H. B. 111
Section 12536, Amending .....	S. B. 7
Section 12557, Amending .....	S. B. 95
Sections 12622, 12625, Amending .....	S. B. 287
Section 12656, Amending .....	S. B. 255
Section 12677, Amending .....	S. B. 206
Section 12727, Amending .....	S. B. 78
Section 12729, Repealing .....	S. B. 78
Sections 12730, 12731, Amending .....	S. B. 78
Section 12749, Repealing .....	S. B. 226
Sections 13241, 13242, Amending .....	H. B. 84
Section 13371, Amending .....	H. B. 94
Section 13621, Repealing .....	S. B. 84

## OKLAHOMA STATE PLANNING BOARD:

Appropriation for .....	S. B. 359
Creating .....	S. B. 359

## OKLAHOMA TAX COMMISSION:

Appropriation for Former Members of .....	H. B. 560, S. B. 127
Authorizing Audit of .....	S. B. 403
Cigarette Tax Stamps to Be Sold at Discount .....	H. B. 350
Conferring Powers of State Board of Equalization Upon .....	S. J. R. 26, S. J. R. 27, S. J. R. 31
Duties with Reference to Ad Valorem Tax .....	S. B. 255
Ex-Officio Oil Inspector .....	S. B. 101
Gasoline Excise Tax, Collection of .....	S. B. 95
Refunding of Overcharge .....	S. J. R. 21
Refunds to Be Made by .....	S. B. 325
Return of Assessment on Public Service Property .....	S. B. 210

## OKLAHOMA TEXTBOOK COMMISSION, Investigation of .....

S. R. 21

## OLD AGE PENSION, Proposed Amendment to Consti-

tution Relating to .....	H. J. R. 6, S. J. R. 32
--------------------------	-------------------------

## ORPHANS:

Cared for by Eastern Oklahoma College .....	H. B. 454
Construction of Building for Vocational Education of .....	S. B. 384

## ORPHANS NOT IN INSTITUTIONS:

Appropriation for .....	S. B. 79
Relating to Appropriations for .....	S. B. 297

OTTAWA COUNTY, Relating to Free Fair Fund of ..... H. B. 550

## P

PALEONTOLOGICAL EXPLORATIONS, Permit for ..... H. B. 3

PANHANDLE A. & M. COLLEGE, Construction of Dormitories at..... H. B. 536

PARDONS, Proposed Amendment to Constitution Relating to..... S. J. R. 13

PAROLES, Inmates Not Eligible Until Served  $\frac{1}{4}$  Sentence ..... S. B. 405

PARKS, Relative to Land to Be Used for ..... S. B. 397

PARENTS, FOSTER, Children May Inherit in Estate of ..... S. B. 269

PHYSICIANS CLAIMING DAMAGES, Examination by Physicians  
Appointed by Trial Judge ..... S. B. 281

PATRONAGE COMMISSIONER, Creating Office of ..... S. B. 146

PATTON, G. A., Appropriation for ..... H. B. 477

PEARCE, PAUL V.:

Investigation Damages of ..... S. J. R. 22

Suit Against State, Authorizing ..... S. J. R. 22

PELTS, Relative to Sale of ..... H. B. 543

PENAL INSTITUTIONS:

Inmates Not Eligible for Paroles Until Served  $\frac{1}{4}$  of Sentence..... S. B. 405

Payment by State of Cost of Criminal Actions Against Inmates  
of ..... H. B. 39

Relating to Medical Care of Inmates of ..... S. B. 348

PENAL LIABILITIES INVOKED AGAINST COMPANIES AND  
CORPORATIONS ..... S. B. 76

PENALTIES:

Delinquent Paving Tax, Remission from ..... H. B. 127

Tax, Remission of (Ryan, Jefferson Co.) ..... H. B. 604

PENSIONS:

Blind, Relating to ..... H. B. 328

Confederate, Authorizing Commissioner of Pensions to Pay

Monthly ..... H. B. 244

Confederate, Relating to ..... H. B. 246

Old Age, Proposed Amendment to Constitution Relating to..... S. J. R. 14

Police Officers, Disabled ..... H. J. R. 11

PERMITS:

For Paleontological or Archaeological Excavations ..... H. B. 3

Required When Moving Livestock and Poultry in Motor Vehicles H. B. 329

PERSONS OVER SIXTY, Allowed to Fish and Hunt Without License H. B. 214

PETROLEUM, Conservation of American ..... S. B. 2

PHOTOGRAPHERS, Licensing of ..... H. B. 49

PHYSICIANS, Report Treatment of Wounds by Firearms ..... H. B. 46



## PIPE LINES:

Map or Plat to Be Filed with County Assessors .....	H. B. 346
Regulating Buying and Selling of Equipment of .....	H. B. 413

## PITTSBURG COUNTY, Appropriation for Foodstuff for

Destitute .....	S. B. 65, S. B. 362
-----------------	---------------------

## PLANT INSPECTION, Relating to .....

H. B. 309

## PLANTS, Relating to Purchase, Sale, etc., of .....

H. B. 134

## PLATS, PIPE LINE, To Be Filed with County Assessors .....

H. B. 346

## PODIATRY (See Chiropody):

## POLICE, Creating Department of State .....

S. B. 87

POLICE OFFICERS, Proposed Amendment to Constitution Relating  
to Disabled .....

S. J. R. 2

## POLITICAL PARTIES, Defining .....

S. B. 117

## POLL TAX, Payment of .....

S. B. 286

## PORT OF ENTRY BILL .....

H. B. 355

## POTTAWATOMIE COUNTY:

## Building of Court House and Jail in .....

S. B. 335

## Creating Legislative District in .....

H. B. 93

## Excise Board Shall Set up Special Appropriations for Completion

## of Court House and Jail .....

S. B. 335

## POWERS, DAVE, Resolution in Memorium .....

S. C. R. 13

## PUBLICATIONS:

## Legal Notices in Newspapers .....

H. B. 340

## Official, Furnished Library of Congress .....

S. B. 102

## Relating to Sale of Advertising in .....

S. B. 172

## PUBLIC BUILDING, Naming of a Certain .....

S. C. R. 14

## PUBLIC FUNDS:

## Deposit Without Collateral .....

H. B. 60

## Investment of .....

S. B. 25

## PUBLIC GRANTS, Acceptance from U. S. Government .....

S. B. 334

## PUBLIC HEALTH, Relating to Water Supplies and Sewage Disposal

## in Cities Less than 100,000 .....

H. B. 387

## PUBLIC OFFICERS:

## Limitation of Action Against .....

S. B. 147

## Limitation of Time in Civil Actions Against .....

S. B. 148

## PUBLIC PARKS, Maintenance of .....

H. B. 91

## PUBLIC SERVICE CORPORATIONS, Listing and Assessing Property S. B. 210

## PUBLIC UTILITIES, Gross Receipts Tax Levied Upon .....

H. B. 404

## PUBLIC WELFARE BOARD (See State Welfare Board):

## PUBLIC WORKS:

## Purchase of Supplies and Letting of Contracts for .....

S. B. 392

## Requiring Giving of Bond on .....

H. B. 68

## PUBLIC WORKS PROJECTS:

- Procedure for Constructing and Financing by Municipalities .....S. B. 247  
 Validating Bonds of .....S. B. 244

PUPILS, Transportation in School Districts of .....S. B. 99

## PUSHMATAHA COUNTY:

- Furnishing County Attorney Certain Law Books .....H. B. 293  
 Furnishing County Officers Session Laws .....H. B. 293

PRACTICE OF MEDICINE AND SURGERY .....S. B. 349

## PROCEDURE FOR WAIVING RIGHT TO HAVE ISSUES OF FACT

DETERMINED BY JURY .....S. B. 167

PRECINCTS, Creation and Alteration of Voting .....S. B. 125

PREDATORY ANIMALS, Relating to .....H. B. 386

## PRESIDENT:

Resolution Commending Efforts to Effect Recovery .....S. R. 25

## PRESIDENTIAL ELECTORS:

- Form of Ballot for .....S. B. 186  
 Relating to .....S. B. 124

## PRESIDENT PRO TEMPORE OF SENATE:

Presenting Desk and Chairs to .....S. R. 28

PRISONERS, Punishment for Escape .....S. B. 276

## PRISON REVOLVING FUND:

Expenditure of Money for State Reformatory .....S. B. 367

## PROPERTY:

- Relating to Burning of .....H. B. 390  
 To Be Delivered to Spouse After Death of Husband .....H. B. 332  
 Transfer From One Institution or Dept. to Another .....H. B. 76

PRORATION FUND, Creating .....H. B. 188

## Q

QUAIL, Open Season on .....S. B. 253

## R

## RADIO SYSTEM IN COUNTIES WHERE POPULATION IN EX-

CESS 150,000 .....H. B. 335

## RAILWAYS:

To Furnish Employees with Electric Lanterns .....S. B. 209

## REAL ESTATE:

- Escheat of .....S. B. 236  
 Relating to Foreclosures of Mortgages and Other Liens on .....H. B. 261  
 Relating to Title Sold At Resale .....H. B. 121  
 Sale Acquired At Tax Resale .....S. B. 344  
 State Can Sell .....S. B. 374  
 Validation of Acknowledgments Prior to Jan. 1, 1920 .....S. B. 22

REAL PROPERTY, Relating to Recovery of .....	S. B. 267
RECEIVERS FOR INSURANCE COMPANIES:	
Authorizing Insurance Commissioner to Appoint .....	H. B. 444
RECEIVERSHIP CASES, Relating to Appeals in .....	H. B. 357, S. B. 265
RECESS OF LEGISLATURE, Resolution for .....	S. C. R. 8
RECOVERY PROGRAM, Resolution Expressing Confidence in President's .....	S. R. 25
REDISTRICTING OF CONGRESSIONAL DISTRICTS .....	S. B. 320
REFUNDING OF DEBT—MUNICIPALITIES .....	H. B. 372
REFUNDS:	
Adjustment of Overpayments Relating to Claims for .....	S. B. 356
Gasoline Excise Tax .....	S. B. 27
Overcharge by Tax Commission .....	S. J. R. 21
REGISTERED DENTISTS OF OKLAHOMA, Creating Organization of .....	H. B. 173
REGISTRATION OF ELECTORS .....	S. B. 118
RELIEF:	
Appropriation for Administering .....	S. B. 293
Distribution Through Public Welfare Boards .....	S. B. 218
RELIEF ADMINISTRATIONS:	
Board of County Commissioners to Give Assistance to .....	H. B. 375
RELIEF CLAIMS, Pittsburg County .....	S. B. 65, S. B. 362
RENTAL CONTRACTS TO BE IN WRITING .....	H. B. 213
RENTAL OF FOREST RESERVES, Disposition of Funds Received From .....	H. B. 322
REPORTERS, Fees of Corporation Commission .....	S. B. 260
RESALES:	
Refund of Money When Sale is Void .....	S. B. 226
Relating to Real Estate Mortgage .....	S. B. 239
Sale of Property Acquired At Tax .....	S. B. 344
Title of Real Estate, How Acquired .....	H. B. 121
RESTRICTION OF LIMITS OF CITIES AND TOWNS UPON PETITION .....	S. B. 381
REVOLVING FUNDS:	
State Hospital for Negro Insane .....	S. B. 404
State Training School for White Girls .....	S. B. 331
REWARD, Kidnapping for .....	H. B. 33, S. B. 75
RISK, Relating to Assumption of .....	S. B. 73
ROADS:	
Appropriation for Building Township .....	S. B. 390
Authorizing County Commissioners to Build Township .....	S. B. 390
Designating County .....	H. B. 140
Relating to County and Township .....	S. B. 135



## ROADS AND BRIDGES:

Appropriation for .....	S. B. 163
Maintenance of (Kiowa County) .....	H. J. R. 9
Purchase of Bridges .....	H. B. 125

ROAD DUTY FOR MALE CITIZENS .....	H. B. 140
-----------------------------------	-----------

## ROAD MACHINERY:

Board of County Commissioners to Take Over in Counties Where Certain Offices Have Been Abolished .....	H. B. 580
---	-----------

RURAL HOME, Classifying .....	S. B. 363
-------------------------------	-----------

## S

SAFETY GLASS, Use of .....	H. B. 275
----------------------------	-----------

SALARIES OF STATE OFFICIALS, ASSISTANTS AND EM- PLOYEES .....	S. B. 112
--	-----------

SALES TAX .....	H. B. 440
-----------------	-----------

## SANITARIUMS:

To Report Treatment of Wounds by Firearms .....	H. B. 46
---	----------

## SARBER, H. A. AND ESTHER, Authorizing Suit

Against State .....	S. B. 197, S. J. R. 12
---------------------	------------------------

## SCHOOL BOARDS:

District, Required to Give Fidelity Bonds .....	S. B. 54
Election of Members of .....	H. B. 395
To Paint School Busses and Provide Side Entrances .....	S. B. 184

## SCHOOL BUSSES:

To be Painted and Equipped with Side Entrances .....	S. B. 184
--	-----------

## SCHOOL DISTRICTS:

Apportioning 15 Mill Ad Valorem Tax Levy to .....	S. B. 283
Creating County .....	H. B. 343
Creating in Noble County .....	H. B. 509
Division of all Counties Into Independent .....	H. B. 453
Funding of Indebtedness of .....	S. B. 215
Limiting Tax Liability on Being Attached to Independent Dis- tricts .....	H. B. 423
Military Reservations to be Attached to .....	H. B. 115
Parties Defendant .....	S. B. 259
Refunding of Bonded or Warrant Indebtedness .....	S. B. 152
Transfer of Surplus in Sinking Funds .....	H. B. 62
Transportation of Pupils in .....	S. B. 99
Warrants—When Issued .....	H. B. 171

## SCHOOL FUND:

Appropriation for General .....	H. B. 212
Resolution Requesting Governor to Appoint Attorney for Recov- ery of Money for .....	S. R. 24

SCHOOL LAND LOANS, Cancellation of Interest on De-  
linquent

.....	H. B. 220, S. B. 396
-------	----------------------

## SCHOOL LAND MONEY, Loaning of

.....	S. B. 45
-------	----------

## SCHOOL LANDS, Relating to Deferred Payment of Purchasers

.....	H. B. 150
-------	-----------

## SCHOOLS:

Legislature Pledged to Finance .....	H. C. R. 8
Limiting Tax Liability on Being Attached to Independent Districts .....	H. B. 423
Relating to Employment of Teachers in Public .....	H. B. 209, H. B. 605, S. B. 104
Supplement Common School Equalization Fund .....	S. B. 92

SCHOOL, VOCATIONAL TRAINING, Creating at Helena .....	S. B. 391
---	-----------

SCIENCE, Use of Unclaimed Human Bodies for .....	H. B. 476
--	-----------

SECOND INTERSTATE ASSEMBLY, Appointment of Representatives to Attend .....	S. C. R. 6
--	------------

## SECRETARY OF STATE:

Must Sign Amended Charters of Corporations .....	H. B. 102, H. B. 422
Salaries of Employees .....	S. B. 112

## SEED:

Appropriation for Free .....	S. B. 116
Relating to Purchase, Sale, etc. ....	H. B. 134

SEMI-CENTENNIAL CELEBRATION, Resolution Ordering .....	S. C. R. 16
--	-------------

SEMINOLE COUNTY, Relating to Construction of Dams in .....	H. C. R. 28
--	-------------

## SESSION LAWS, 1909:

Chapter 38, Article 5, Sections 9 and 12, Amending .....	S. B. 287
--	-----------

## SESSION LAWS, 1910:

Chapter 10, Repealing .....	H. B. 544
-----------------------------	-----------

## SESSION LAWS, 1913:

Section 2, Article 6, Chapter 219, Amending .....	H. B. 423
---	-----------

## SESSION LAWS, 1915:

Chapter 11, Section 1, Amending .....	S. B. 180
---------------------------------------	-----------

## SESSION LAWS, 1917:

Sections 2 and 9, Chapter 166, Amending .....	S. B. 51
---	----------

## SESSION LAWS, 1919:

Chapter 77, Repealing .....	H. B. 544
Chapter 81, Section 1, Amending .....	H. B. 340
Chapter 263, Section 1, Amending .....	H. B. 272

## SESSION LAWS, 1923:

Chapter 51, Sections 1, 8, 12, Amending .....	S. B. 375
Chapter 51, Section 9, Repealing .....	S. B. 375
Chapter 51, Section 3, Amending .....	S. B. 375
Chapter 53, Section 1, Repealing .....	S. B. 260
Chapter 121, Repealing .....	S. B. 52

## SESSION LAWS, 1926:

Chapter 159, Repealing .....	S. B. 290
------------------------------	-----------

## SESSION LAWS, 1927:

Chapter 5, Repealing .....	S. B. 52
Chapter 72, Repealing .....	S. B. 154

## SESSION LAWS, 1929:

Chapter 24, Sections 2 to 7, Article 1, Repealing .....	H. B. 4
Chapter 264, Repealing .....	S. B. 134

## SESSION LAWS, 1931:

Chapter 20, Article 9, Amending .....	S. B. 59
Chapter 29, Section 2, Article 1, Amending .....	H. B. 4
Chapter 29, Sections 3, 8 and 11, Article 111, Amending .....	H. B. 4
Chapter 29, Sections 4, 5 and 9, Article 111, Repealing .....	H. B. 4
Chapter 35, Article 5 .....	S. B. 52

## SESSION LAWS, 1933:

Chapter 12, Sections 1-7, Repealing .....	S. B. 40
Chapter 14, Section 4, Amending .....	S. B. 344
Chapter 17, Section 1, Amending .....	S. B. 323
Chapter 21, Amending .....	H. B. 421
Chapter 26, Section 6, Amending .....	H. B. 112
Chapter 28, Amending .....	S. B. 100
Chapter 28, Sections 1, 2, 6, 9, Amending .....	H. B. 186
Chapter 40, Sections 1, 2, Amending .....	S. B. 257
Chapter 50, Section 1, Amending .....	S. B. 366
Chapter 60, Repealing .....	S. B. 394
Chapter 61, Sections 3, 6, Amending .....	S. B. 289
Chapter 69, Section 3, Repealing .....	H. B. 430, S. B. 338
Chapter 96, Section 1, Amending .....	S. B. 162
Chapter 96, Article 1, Section 1, Amending .....	H. B. 311
Chapter 96, Section 2, Repealing .....	S. B. 3
Chapter 97, Sections 6, 12, Amending .....	H. B. 561
Chapter 103, Section 5, Amending .....	H. B. 87
Chapter 112, Section 1, Amending .....	S. B. 172
Chapter 117, Amending .....	S. B. 13
Chapter 126, Section 1, Amending .....	H. B. 65
Chapter 131, Sections 1, 4, 6, 28 and 29, Amending .....	S. B. 70
Chapter 131, Sections 2, 3, 4, and 6, Amending .....	H. B. 187, S. B. 342
Chapter 132, Repealing .....	H. B. 188
Chapter 136, Amending .....	S. B. 411
Chapter 137, Repealing .....	S. B. 96
Chapter 153, Section 6, Amending .....	S. B. 6
Chapter 156, Amending .....	S. B. 161, S. B. 231
Chapter 159, Repealing .....	S. B. 36, S. B. 153
Chapter 187, Section 1, Amending .....	S. B. 45
Chapter 195, Repealing .....	H. B. 192
Chapter 199, Section 4, Amending .....	S. B. 122
Chapter 205, Repealing .....	S. B. 99
Chapter 205, Section 1, Amending .....	H. B. 298

## SHANNAN, FLOYD, Authorizing Representative to Bring Suit against

State .....	H. B. 586
-------------	-----------

## SHERIFFS:

Installation of Radio System in Counties More than 150,000 .....	H. B. 335
Relating to Number of Deputies in Counties .....	H. B. 437
Removal from Office if Permit Slot Machines to Operate .....	S. B. 205
Who Act as Finger Print Expert to Have Additional Compensation .....	H. B. 588

## SINE DIE ADJOURNMENT, Resolution

Fixing Hour and Day of .....	H. C. R. 18, H. C. R. 27, S. C. R. 7
------------------------------	--------------------------------------

## SINKING FUND:

County, Use in Repair of Court Houses and Jails .....	H. B. 544
County, Purchase of Tribal Buildings for Court Houses from .....	H. B. 544
County, Taxes to be Credited to .....	S. B. 140
Relating to Investment of .....	H. B. 439
Transfer of Surplus .....	H. B. 62



## SLOT MACHINES:

- Relating to .....H. B. 410  
 Removal of Sheriff if Permitted to Operate .....S. B. 205

SLUM CLEARANCE, Housing Authorities to Engage in ..H. B. 550, S. B. 383

SOIL EROSION, Board of County Commissioners to Devise Means  
 of Preventing .....H. B. 221

## SOLDIERS RELIEF COMMISSION:

- Appropriation for .....S. B. 30  
 To Build Memorial Chapel .....S. B. 291

SOLDIERS TUBERCULAR SANITARIUM, Appropriation for .....H. B. 55

SONG, OFFICIAL, STATE OF OKLAHOMA .....H. C. R. 19

## SOUTHEASTERN STATE TEACHERS COLLEGE:

- Appropriation for .....H. B. 1, S. B. 5  
 Construction of Dormitories at .....S. B. 365

## SOUTHWESTERN STATE TEACHERS COLLEGE:

- Construction of Dormitories at .....H. B. 516

SPACING OF OIL WELLS IN COMMON SOURCE OF SUPPLY .....H. B. 187

SPEARS, EARL, Authorizing Suit Against State .....S. B. 358

STACEY, W. M., Resolution in Memorium .....S. R. 19

STERILIZATION ACT, OKLAHOMA HABITUAL CRIMINAL .....S. B. 14

STERRETT, LIEUTENANT W. J., Resolution Commending .....S. C. R. 15

STEWART, SENATOR PAUL, Presenting Desk and Chair to .....S. R. 30

STILLWATER, CITY OF, Appropriation for Water at A. & M. ....S. B. 195

STOCK, Authorizing Sale by Banks and Trust Companies .....H. B. 270

STORES, Requiring License for Operation of .....H. B. 24

STREET COMMISSIONERS, Election of .....H. B. 21

STREET IMPROVEMENT BONDS, Relating to .....S. B. 241

STRINGER, GORDON, Authorizing Representative to Sue State ....H. B. 429

STUDENT NURSES, Appropriation for .....S. B. 71

## STATE AUDITOR:

- Destroying of Claims and Cancelled Warrants .....S. B. 159  
 Enter Into Contracts to Determine Omitted Property for Taxation S. B. 327  
 Salary of Employees .....S. B. 112

## STATE BANK COMMISSIONER:

- Exchange of Reports with Federal Deposit Insurance Corporation H. B. 269  
 Relating to Duties with Regard to Chattel Loans .....H. B. 393

STATE BANK GUARANTY FUND, Relating to .....S. B. 317

STATE BAR, Method and Manner of Admission to .....S. B. 134

STATE BOARD OF ACCOUNTING, Relating to .....S. B. 171

## STATE BOARD OF AGRICULTURE:

Duties Relating to Purchase, Sale of Seeds and Plants .....	H. B. 134
Proposed Amendment to Constitution Relieving Duties As Board of Regents for A. & M. ....	H. J. R. 34
Supervision of Grain Storage on Farms .....	S. B. 288
To Distribute Free Seed and Feed .....	S. B. 116

## STATE BOARD OF CHIROPODY:

Appropriation for .....	H. B. 126
Creating .....	H. B. 126

## STATE BOARD OF COSMETOLOGISTS, Creating .....

H. B. 131

## STATE BOARD OF EDUCATION:

Duties with Reference to Division of Counties into Independent School Districts .....	H. B. 453
Ex-Officio Board of Regents of Colored A. & N. Univ. ....	S. B. 137
Payment of Tuition of Certain Persons at Institutions Outside State .....	S. B. 203
Proposed Amendment to Constitution Relating to .....	S. J. R. 9
Salaries of Employees .....	S. B. 112

## STATE BOARD OF EQUALIZATION:

Conferring Powers Upon State Tax Commission .....	S. J. R. 26, S. J. R. 27, S. J. R. 31
Duties and Powers of .....	S. B. 255
Employment of Relatives Prohibited .....	S. B. 44, S. B. 50
Omitted Property to Be Assessed by .....	S. B. 327

## STATE BOARD OF NURSE EXAMINERS, Relating to .....

S. B. 107

## STATE BOARD OF PHARMACY, Licensing Traveling

Vendors Offering for Sale All Drugs .....	S. B. 332, S. B. 372
---	----------------------

## STATE BOARD OF PUBLIC AFFAIRS:

Appropriation for .....	S. B. 201, S. B. 378
Can Execute Oil and Gas Leases, Sell Royalties .....	S. B. 374
To Establish Book Bindery (O. U.) .....	S. B. 192
Transfer of Property .....	H. B. 76
Waiver of Mineral Rights to Tulsa School Dist. No. 7 .....	S. B. 126

## STATE BOARD OF PUBLIC WELFARE, Appropriation

For .....	H. B. 564, S. B. 371
-----------	----------------------

## STATE BUREAU OF CRIMINAL IDENTIFICATION:

To Be Under Department State Police .....	S. B. 87
---	----------

## STATE CAPITOL:

Dedicating Certain Portions of Grounds to Public Use .....	H. B. 595, S. B. 402
Prohibiting Drilling of Oil or Gas Wells Within 1 Mile Radius of .....	H. B. 488
Space on 6th Floor Assigned to Boy Scouts .....	H. B. 234

## STATE CAPITOL COMMISSION, Creating .....

S. B. 177

## STATE COMMISSIONER OF LABOR:

Agency to Co-operate with National Employment System .....	S. B. 339
--	-----------

## STATE CONSERVATION COMMISSION:

Appropriation for .....	H. B. 540
Providing for Removal of Members of .....	S. B. 352

## STATE COTTON GRADER, Relating to .....

S. B. 314

STATE DEPARTMENT OF EDUCATION, Salaries of Employees of S. B. 112

STATE DEPARTMENT OF LABOR:

Appropriation for ..... S. B. 326  
 Creating Positions in ..... S. B. 326

STATE DEPARTMENTS:

Appropriation for (Supp.) ..... S. B. 77, S. B. 111  
 Creating Positions in ..... S. B. 268

STATE DEPOSITORY BOARD, Duties of ..... H. B. 198

STATE EDUCATIONAL INSTITUTIONS, Construction of Buildings  
 on Campuses of ..... S. B. 179

STATE ELECTION BOARD:

Appropriation (Supp.) ..... S. B. 361  
 Per Diem and Mileage Members ..... S. B. 60

STATE ENGINEER, Relating to Duties of ..... H. B. 84

STATE EXAMINER AND INSPECTOR:

Appropriation for ..... S. B. 393  
 Audit of Books of State Auditor ..... S. R. 21  
 Prescribe Forms for Tax Rolls ..... S. B. 287

STATE FIRE MARSHAL:

Appropriation for ..... S. B. 182  
 Appropriation to Pay Former ..... S. B. 262

STATE HEALTH COMMISSIONER, Appropriation for ..... S. B. 272, S. B. 364

STATE HEALTH DEPARTMENT, Appropriation for ..... S. B. 105

STATE FUNDING BONDS, Relating to ..... S. B. 306

STATE HIGHWAY COMMISSION:

Appropriation Money from Highway Construction and Main-  
 tenance Fund to Pay Salaries of ..... S. B. 409  
 Creating ..... S. B. 40  
 Damage Actions Against ..... S. B. 233  
 Investigation of Damages of Paul V. Pearce and Claud  
 Baldwin ..... S. J. R. 22  
 Investigation of Delay in Warrants to Employees of ..... S. R. 9  
 Proposed Amendment to Constitution Creating New ..... S. J. R. 5  
 To Make Traffic Survey ..... H. C. R. 25  
 Transfer of Funds to County for Principle or Interest on County  
 Road Bonds. .... S. B. 28

STATE HIGHWAY CONSTRUCTION AND MAINTENANCE FUND:

Appropriating Money from to Pay Salaries Highway Com. .... S. B. 409  
 Bridges, Use of Portion to Purchase ..... H. B. 125

STATE HISTORICAL SOCIETY, Appropriation for Marker for

Grave of Charles N. Haskell ..... S. B. 252

STATE HOSPITAL FOR NEGRO INSANE:

Appropriation for ..... S. B. 373, S. B. 388  
 Creating Revolving Fund for ..... S. B. 404  
 Relating to Commitment of Negro Insane to ..... S. B. 412

STATE INDUSTRIAL COMMISSION, Establishing ..... S. B. 196



## STATE INSTITUTIONS:

Appropriations for (Supp.) .....	S. B. 77, S. B. 111
Improvements at Certain .....	H. B. 565
Relating to Sale of Student Activity Tickets .....	S. B. 185

## STATE INSURANCE FUND:

Creating Ex-Officio Board of Control for .....	S. B. 164
Relating to .....	S. B. 100

## STATE INSURANCE FUND COMMISSION, Creating .....

H. B. 186

## STATE LAW LIBRARY, New Building for .....

S. B. 211

## STATE LIBRARY, Appropriation (Supp.) .....

H. B. 572

## STATE OFFICERS, Limiting Traveling Expenses of .....

S. B. 345

## STATE OFFICES:

Consolidation of .....	S. J. R. 3
Filing Fee for Candidates .....	S. B. 85
Employment of Families, Relating to .....	S. B. 53

## STATE OIL INSPECTOR, Abolishing .....

S. R. 33

## STATE OF OKLAHOMA:

Appointment of Representatives to Attend Interstate Assembly S. C. R. 6	
Collection from Employees to Carry on Political Campaign, Relating to .....	S. B. 131
Funding of Warrant Indebtedness of .....	S. B. 106
Limiting Traveling Expenses of Officers and Employees of .....	S. B. 345
Making Liable for Negligent Acts of Highway Commission .....	S. B. 198
May Enter Into Compacts with Other States with Relation to Crime .....	S. B. 376
Military Code for .....	S. R. 4
Mortgage Loans, Authorized to Make .....	H. B. 12
Naming of a Public Building .....	S. C. R. 14
Official Song .....	H. C. R. 19, S. C. R. 4
Payment Cost of Criminal Prosecution of Inmates of Penal Institutions by .....	H. B. 39
Release Mineral Rights to School Dist. No. 7, Tulsa Co. ....	S. B. 126
Release of Lease on Land in Military Addition, Okla. City ..	H. C. R. 29
To Pay All Court Costs .....	S. B. 193

## STATE PENITENTIARY:

Appropriation .....	S. B. 181, S. B. 261
Inmates to Wear Uniforms Outside Prison .....	H. B. 89
Punishment of Prisoners Who Escape from .....	S. B. 276
Relating to .....	S. B. 304

## STATE PLANNING AND COORDINATING BOARD, Creating and

Making Appropriation for .....	S. B. 64
--------------------------------	----------

## STATE POLICE, Creating Department of .....

S. B. 108

## STATE PUBLIC WELFARE BOARD, Creating .....

S. B. 218

## STATE REFORMATORY:

Appropriation for .....	S. B. 410
Inmates to Wear Uniforms Outside Prisons .....	H. B. 89
Punishment of Prisoners Who Escape from .....	S. B. 276
Relating to .....	S. B. 304
Relating to Expenditure of Money from Prison Revolving Fund for .....	S. B. 367

STATE RELIEF CAMP NO. 1, Appropriation for .....	H. B. 389
STATE RELIEF COMMISSION, Creating .....	S. B. 1
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION:	
Appropriation for .....	H. B. 377
Issue License for Agents of Foreign Business Colleges .....	S. B. 93
STATE TEXTBOOK COMMISSION, Appropriation for .....	S. B. 270
STATE TRAINING SCHOOL FOR WHITE BOYS, Appropriation For .....	H. B. 475
STATE TRAINING SCHOOL FOR WHITE GIRLS, Creating Re- volving Fund for .....	S. B. 331
STATE TREASURER:	
Custodian of Funds Relative to National Employment System .....	H. B. 414, S. B. 339
Salary of Employees .....	S. B. 112
To Issue Treasury Certificates .....	H. B. 204
STATE TUBERCULAR SANITARIUMS, Care of Patients in .....	S. B. 194
STATUTE OF LIMITATIONS, Relating to .....	S. B. 225
SUB-PRISON (Stringtown):	
Appropriation for .....	S. B. 181
Inmates to Wear Uniforms Outside Prisons .....	H. B. 89
SUGGS, COLONEL SIDNEY, Resolution Approving Erection of Monument to Memory of .....	S. R. 27
SUITS AGAINST STATE, AUTHORIZING:	
Adams, Lewis .....	H. B. 459
Baker & Co., Earl W. ....	H. B. 426
Baldwin, Claud .....	S. J. R. 22
Beleele, Mrs. Fanny .....	H. B. 416
Boyd, Aler .....	H. B. 354
Byers, Jack .....	H. B. 354
Bynum, G. L. ....	H. B. 549
Callahan, S. B. ....	H. B. 286
Coleman, Velma .....	S. B. 114
Collier, Jesse W. ....	H. B. 581
Collins, Eileen Denoya .....	S. J. R. 7
Colson, O. M., Representative of .....	H. B. 449
Croninger, A. G. ....	S. B. 248
Dawkins, Edna E. ....	S. J. R. 23
Ford, Oral .....	H. B. 487
Freeman, Evelina .....	S. B. 173
Harman, Leo D. ....	H. B. 283
Horn, John .....	S. B. 387
Hutchins, Lucy Barby .....	S. B. 408
Jack, J. F. ....	H. B. 399
McCormack, C. B. ....	H. B. 338
Mills, McKinley .....	S. B. 138
Pearce, Paul V. ....	S. J. R. 22
Sarber, Esther and H. A. ....	S. B. 197, S. J. R. 12
Shannan, Floyd, Representative of .....	H. B. 586
Spears, Earl .....	S. B. 358
Stringer, Gordon, Representative of Estate of .....	H. B. 429
Wiley, Bertha .....	H. B. 532
Wood, Gerald .....	S. B. 139

Woods, Marion, Representative of .....	H. B. 585
Wyckoff, G. L. ....	S. B. 245
SULPHUR:	
Resolution Memorializing Congress to Establish Bath House for War Veterans at .....	H. C. R. 26
SUPERIOR COURT:	
Abolished in Certain Counties .....	S. B. 329
Relating to (Custer County) .....	S. B. 302
SUPERVISORS, ROAD, Appointment of .....	H. B. 140
SUPPLIES, Purchase for Public Work .....	S. B. 392
SUPREME COURT:	
Clerk of, Proposed Amendment to Constitution Re- lating to .....	H. J. R. 16, S. J. R. 10
Justices, Relating to Salaries of .....	S. B. 336, S. B. 411
New Building for .....	S. B. 211
Requesting Opinion on Constitutional Questions Relating to Sec. 58 of Constitution .....	S. C. R. 3
SURPLUS FUNDS OF COUNTIES, Disposition of .....	H. B. 486
SURPLUS FUNDS OF MUNICIPALITIES, To Be Used to Pay Valid Unpaid Warrants .....	S. B. 399
SURETY COMPANIES, Fixing Penal Liabilities Invoked Against .....	S. B. 76
SURGERY, Relating to Practice of .....	S. B. 349

## T

TALESMEN AND SPECIAL VENIRES, Relating to .....	H. B. 82
TAXATION:	
Classifying Homestead Property for Purpose of .....	S. B. 175
Proposed Amendment to Constitution Relating to Exemption of Homesteads from .....	H. J. R. 4
TAX CERTIFICATE SALE:	
Refund of Money When Sale Is Void .....	S. B. 226
TAX COLLECTOR, Creating Office of Delinquent Personal .....	S. B. 78
TAX DEED, Defining Meaning of .....	S. B. 226
TAXES:	
Adjustment of Erroneous .....	S. B. 4
Assessment and Payment of .....	S. B. 324
Ad Valorem:	
Apportionment of .....	S. B. 113
Property Subject to .....	S. B. 319
Reduction of .....	S. B. 325
Refund on Delinquent .....	S. B. 264
Relating to .....	S. B. 18
Relating to Delinquent .....	S. B. 212
Repayment of Penalties, Interest and Costs .....	H. B. 427, S. B. 249
Waiving of Penalties, Interest and Costs .....	H. B. 15, S. B. 11
Cancellation of Back .....	H. B. 170
Cigarette, Levying .....	H. B. 45, H. B. 361



Cigarette, Relating to Expenses for Enforcement of .....	S. B. 144
Classifying Rural Homes for Purpose of .....	S. B. 363
Collection of Delinquent .....	S. B. 78
Credited to Sinking Fund in County Treasury .....	S. B. 140
Delinquent Paving, Remission of Penalties from .....	H. B. 127
Excise Tax on Motor Vehicles .....	H. B. 441
Excise Tax on Oil .....	H. B. 188
Excise Taxes Levied Shall Not Apply to Gasoline Sold .....	H. B. 65
Exempting Municipal Corporations from .....	H. B. 179
Gasoline Excise:	
Levying .....	H. B. 29
Relating to .....	H. B. 111, S. B. 27, S. B. 95
Repealing Act Diverting .....	S. B. 7
Graduated Land, Proposed Amendment to Constitution Relat- ing to .....	S. J. R. 18
Gross Production:	
Proposed Amendment to Constitution Relating to Gradu- ated .....	S. J. R. 29
Recovery of .....	H. B. 430, S. B. 338
Seizure of Motor Vehicles in Evasion of .....	H. B. 591
Gross Receipts, Levied Upon Public Utilities .....	H. B. 404
Income:	
Levying .....	H. B. 192
Method of Paying Over-payment of .....	H. B. 512
Relating to Collection of .....	S. B. 271
Inheritance, Levying .....	H. B. 511
Levied Against Railroad Corporation for School Purposes .....	H. B. 115
Levy for Free Fair Fund (Ottawa County) .....	H. B. 559
Levy for State Fair (Muskogee County) .....	H. B. 473
Oklahoma Freight Car .....	H. B. 561
Paving, Remission of Penalties on (Jefferson Co.) .....	H. B. 604
Poll, Payment of .....	S. B. 286
Protest to Erroneous or Illegal .....	H. B. 382
Refund of Paid by Municipal Corporations .....	H. B. 179
Relating to Cancellation of .....	S. B. 318
Relating to Delinquent .....	S. B. 156
Relating to Erroneous Assessed Prior to Jan. 1, 1933 .....	S. B. 10
Relating to Levy for Sinking Fund of Municipalities .....	S. B. 142
Repealing Money .....	S. B. 154
Resale of Articles by Municipalities Exempt from .....	H. B. 180
Sales, Levying .....	H. B. 440
State Auditor to Enter Into Contracts to Determine Omitted Property .....	S. B. 327
Utility Companies, Gross Receipts of .....	S. B. 228
TAXICABS, Relating to Operation of .....	H. B. 348
TAX ROLLS, Form for .....	S. B. 287
TAX SALE, COMMISSIONERS:	
Refund of Money When Sale Is Void .....	S. B. 226
TEACHERS, Employment in Public Schools.....	H. B. 209, H. B. 605, S. B. 104
TELEGRAPH, Relating to Grants of Right of Way to Owners of Lines .....	S. B. 207
TELEPHONE, Relating to Grants of Right of Way to Owners of Lines .....	S. B. 207
TEXAS BOUNDARY DISPUTE, Relating to Joint Legislative Com- mittee on .....	S. B. 296

THOMAS-MASSINGALE BILL, Resolution Requesting Congress to Enact .....	S. R. 26
THRESHERMEN'S LIENS, Relating to .....	S. B. 103
TICKETS, Relating to Sale of Student Activity .....	S. B. 185
TILGHMAN, ZOE A., Resolution Memorializing Congress to Pay S. C. R. 10	
TOTAL DISABILITY, Employees May Waive Right to Recover.....	H. B. 94
TOWNS:	
Apportioning 15 Mill Ad Valorem Tax Levy to .....	S. B. 283
Restriction of Limits Upon Petition .....	S. B. 381
To Have Meter Inspectors .....	S. B. 377
Transfer of Surplus in Sinking Funds .....	H. B. 62
Widening of Streets .....	H. B. 118
TOWNSHIPS:	
Consolidation of Funds .....	H. B. 230
Funding of Indebtedness of .....	S. B. 215
Refunding of Bonded or Coupon Indebtedness .....	S. B. 152
Relating to Government of .....	S. B. 313
Transfer of Surplus in Sinking Funds .....	H. B. 62
TRADE MARK OWNERS, Protection of .....	S. B. 88
TRADE MARKS, Relating to Distinguished .....	S. B. 88
TRAFFIC SURVEY, To Be Made by State Highway Commis- sion .....	H. C. R. 25
TRAINING SCHOOL FOR NEGRO BOYS, BOLEY, Appropriation for .....	S. B. 94
TRANSFER OF PROPERTY, One Department or Institution to Another .....	H. B. 76
TRANSPORTATION:	
Farm Products .....	S. B. 155
Pupils in School Districts .....	H. B. 298, S. B. 99
Railroad Corporations .....	S. B. 144
TRANSPORTATION COMPANIES, Unlawful to Transport More Than Seating Capacity .....	S. B. 157
TREASURER OF MUNICIPALITIES:	
Surplus Funds in Hands of to be Used to Pay Valid Unpaid Warrants .....	S. B. 399
TREASURY CERTIFICATES, Issuance of .....	H. B. 204
TREASURY NOTES, Issuance for Warrant Indebtedness .....	S. B. 106
TREATMENT OF WOUNDS BY FIREARMS:	
Report to be Made by Hospitals, Sanitarium, Physicians.....	H. B. 46
TRIALS, Scientific Instruments May Be Used in .....	S. B. 328
TRUST COMPANIES:	
Authorizing Sale of Stock .....	H. B. 270
Foreign, Cannot be Administrators of Estates of Residents .....	S. B. 279
Loans, Authorized to Make Pursuant Federal Housing Act.....	H. B. 12

## TRUSTEES:

Loans, Authorized to Make Pursuant F. H. A. -----H. B. 12

TUBERCULAR PATIENTS, Relating to Care of -----S. B. 194

TUBERCULOSIS AND PUBLIC HEALTH FUND, Relating to Ex-  
penditure of -----S. B. 194

## TULSA COUNTY:

Appropriation for Relief -----H. B. 336

Exposition and Fair -----S. B. 299

Waiver of Mineral Rights to School Dist. No. 7 -----S. B. 126

## U

UMPIRE, PRORATION, Duty of -----S. B. 70

UNEMPLOYABLES, Medical Care for Indigent -----S. B. 217

UNITED STATES CONGRESS, Filing Fee for Candidates for -----S. B. 85

UNITED STATES SENATE, Filing Fee for Candidates for -----S. B. 85

## UNIVERSITY HOSPITAL:

Appropriation (Supp.) -----S. B. 49

Authorizing Investigation Committee for -----S. R. 7

Student Nurses, Appropriation for -----S. B. 71

## UNIVERSITY OF OKLAHOMA:

Appropriation for Lands Adjacent to -----S. B. 48

Board of Regents, Proposed Amendment to Constitution Relat-  
ing to -----S. J. R. 8

Book Bindery for -----S. B. 192

Contingent Fund, Creating -----H. B. 154

Creating Greater -----S. B. 9

Relating to Revolving Fund of -----S. B. 46

Revolving Fund, Relating to -----H. B. 154

USURY, Relating to -----S. B. 213

## V

## VACANCIES:

Board of County Commissioners, Providing for -----S. B. 61

VENDING MACHINES, Defining -----H. B. 410

VENDORS, Licensing for Sale of Drugs -----S. B. 332, S. B. 372

## VETERANS:

Appropriation for Minor Dependents of War -----S. B. 30

Resolution Memorializing Congress to Give Aid to War -----H. C. R. 2

Resolution Memorializing Congress to Establish Bath House at  
Sulphur for War -----H. C. R. 26

VOTERS, CHALLENGED, Qualifications and Affidavits of -----S. B. 187

VOTING, Payment of Poll Tax Before -----S. B. 286



## W

WARRANT INDEBTEDNESS, Funding of -----S. B. 223, S. B. 106

## WARRANTS:

Destroying of Cancelled -----S. B. 159  
 Fixing Due Date in Counties -----S. B. 37  
 Investigation Delay to Employees of Highway Commission-----S. R. 9  
 School District, When Issued -----H. B. 171  
 Surplus Funds in Municipalities to Be Used to Pay Valid Unpaid S. B. 399

WATER, Relating to Purity of -----S. B. 51

WATER LINES, Extension Beyond City Limits -----S. B. 280

WATER SUPPLIES, Examination of People in Charge in Cities Less  
 than 100,000 Population -----H. B. 387

## WEST OKLAHOMA HOME:

Appropriation for -----S. B. 190, S. B. 380  
 Superintendent to Have Control of Vocational Training School ---S. B. 391

WESTERN OKLAHOMA TUBERCULOSIS SANITARIUM, Appro-  
 priation for -----H. B. 139, H. B. 498

## WHITAKER STATE HOME FOR WHITE CHILDREN,

Appropriation for -----H. B. 578, S. B. 130, S. B. 330, S. B. 386

WHITE, ED., Resolution Commending -----S. C. R. 15

WHOLESALERS, Purchase Cigarette Tax Stamps at Discount ----H. B. 350

WILD FOWL AND GAME, Relating to Hunting of -----H. B. 471

WILD TURKEY, Unlawful to Possess Any Part of Carcass of ----S. B. 406

WILEY, BERTHA, Authorizing Suit Against State -----H. B. 532

WILLS, Relating to Foreign -----S. B. 151

WITNESSES, Fees for -----S. B. 98

WOMEN, Eligible to Hold Major Offices -----H. J. R. 1, S. J. R. 1

WOOD, GERALD, Authorizing Suit Against State -----S. B. 139

WOODS, MARION, Authorizing Representative to Sue State -----H. B. 585

## WORKMEN'S COMPENSATION:

Amending Law -----S. B. 227  
 Injury to National Guard Under Provisions of -----S. B. 235  
 Legislature to Create Complete System of -----H. J. R. 13  
 Providing for -----S. B. 196

WORTHY, ROBERT, Resolution Commending -----S. C. R. 15

WOUNDS BY FIREARMS, Treatment of -----H. B. 46

WYCKOFF, G. L., Authorizing Suit Against State -----S. B. 245

# **BILLS AND RESOLUTIONS PASSED BY THE FIFTEENTH LEGISLATURE OF THE STATE OF OKLAHOMA, WHICH BECAME LAWS**

## **SENATE BILLS**

S. B. 1	S. B. 61	S. B. 115	S. B. 190	S. B. 262	S. B. 343
S. B. 3	S. B. 63	S. B. 119	S. B. 191	S. B. 276	S. B. 346
S. B. 8	S. B. 64	S. B. 122	S. B. 194	S. B. 280	S. B. 347
S. B. 11	S. B. 65	S. B. 126	S. B. 195	S. B. 288	S. B. 349
S. B. 13	S. B. 68	S. B. 129	S. B. 201	S. B. 290	S. B. 350
S. B. 14	S. B. 72	S. B. 130	S. B. 203	S. B. 291	S. B. 351
S. B. 15	S. B. 77	S. B. 136	S. B. 206	S. B. 295	S. B. 357
S. B. 20	S. B. 79	S. B. 138	S. B. 208	S. B. 297	S. B. 364
S. B. 25	S. B. 82	S. B. 139	S. B. 219	S. B. 298	S. B. 366
S. B. 30	S. B. 86	S. B. 149	S. B. 221	S. B. 299	S. B. 370
S. B. 31	S. B. 92	S. B. 151	S. B. 222	S. B. 300	S. B. 374
S. B. 32	S. B. 93	S. B. 152	S. B. 229	S. B. 305	S. B. 380
S. B. 37	S. B. 94	S. B. 159	S. B. 234	S. B. 307	S. B. 387
S. B. 38	S. B. 96	S. B. 160	S. B. 235	S. B. 308	S. B. 389
S. B. 39	S. B. 97	S. B. 162	S. B. 237	S. B. 310	S. B. 395
S. B. 41	S. B. 98	S. B. 168	S. B. 241	S. B. 314	S. B. 398
S. B. 42	S. B. 103	S. B. 172	S. B. 244	S. B. 316	S. B. 403
S. B. 49	S. B. 105	S. B. 173	S. B. 245	S. B. 321	S. B. 404
S. B. 55	S. B. 107	S. B. 179	S. B. 246	S. B. 322	S. B. 407
S. B. 56	S. B. 109	S. B. 180	S. B. 248	S. B. 323	S. B. 409
S. B. 57	S. B. 111	S. B. 181	S. B. 251	S. B. 329	
S. B. 59	S. B. 114	S. B. 186	S. B. 261	S. B. 335	

## **HOUSE BILLS**

H. B. 1	H. B. 84	H. B. 192	H. B. 286	H. B. 388	H. B. 449
H. B. 2	H. B. 87	H. B. 195	H. B. 293	H. B. 389	H. B. 452
H. B. 3	H. B. 89	H. B. 196	H. B. 298	H. B. 394	H. B. 454
H. B. 12	H. B. 99	H. B. 198	H. B. 309	H. B. 397	H. B. 456
H. B. 16	H. B. 102	H. B. 206	H. B. 321	H. B. 399	H. B. 459
H. B. 21	H. B. 109	H. B. 210	H. B. 322	H. B. 404	H. B. 471
H. B. 27	H. B. 114	H. B. 212	H. B. 323	H. B. 406	H. B. 473
H. B. 29	H. B. 115	H. B. 217	H. B. 324	H. B. 409	H. B. 475
H. B. 33	H. B. 118	H. B. 221	H. B. 328	H. B. 410	H. B. 476
H. B. 36	H. B. 119	H. B. 223	H. B. 329	H. B. 413	H. B. 477
H. B. 38	H. B. 121	H. B. 227	H. B. 335	H. B. 414	H. B. 482
H. B. 39	H. B. 125	H. B. 230	H. B. 336	H. B. 416	H. B. 485
H. B. 42	H. B. 126	H. B. 234	H. B. 338	H. B. 419	H. B. 487
H. B. 43	H. B. 127	H. B. 239	H. B. 340	H. B. 421	H. B. 489
H. B. 45	H. B. 131	H. B. 241	H. B. 350	H. B. 422	H. B. 491
H. B. 49	H. B. 140	H. B. 246	H. B. 354	H. B. 427	H. B. 498
H. B. 55	H. B. 150	H. B. 264	H. B. 355	H. B. 429	H. B. 500
H. B. 56	H. B. 154	H. B. 269	H. B. 357	H. B. 431	H. B. 511
H. B. 59	H. B. 165	H. B. 270	H. B. 361	H. B. 437	H. B. 516
H. B. 60	H. B. 170	H. B. 272	H. B. 372	H. B. 440	H. B. 536
H. B. 62	H. B. 171	H. B. 273	H. B. 373	H. B. 441	H. B. 540
H. B. 69	H. B. 173	H. B. 274	H. B. 375	H. B. 442	H. B. 542
H. B. 71	H. B. 175	H. B. 275	H. B. 377	H. B. 443	H. B. 544
H. B. 73	H. B. 187	H. B. 276	H. B. 379	H. B. 447	H. B. 549
H. B. 76	H. B. 188	H. B. 283	H. B. 386	H. B. 448	H. B. 555

HOUSE BILLS (Continued)

H. B. 556	H. B. 564	H. B. 578	H. B. 585	H. B. 598	H. B. 605
H. B. 558	H. B. 565	H. B. 580	H. B. 586	H. B. 600	
H. B. 559	H. B. 569	H. B. 581	H. B. 591	H. B. 602	
H. B. 560	H. B. 572	H. B. 583	H. B. 595	H. B. 604	

---

SENATE JOINT RESOLUTIONS

S. J. R. 1; S. J. R. 4; S. J. R. 21; S. J. R. 22; S. J. R. 23.

---

HOUSE JOINT RESOLUTIONS

H. J. R. 4; H. J. R. 6; H. J. R. 11; H. J. R. 34.



